

Village of Tarrytown, NY

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Village Board of Trustees Minutes 03/18/2013

Board of Trustees
Village of Tarrytown
Regular Meeting No. 31
March 18, 2013
8:00 p.m.

PRESENT: Mayor Fixell presiding; Trustees Basher, Butler, Hoyt, McGee, McGovern and Zollo; Administrator Blau; Treasurer Hart; Village Attorney Shumejda and Village Clerk Booth

The meeting began with the Pledge to the Flag.

REPORTS

Mayor Fixell noted that tomorrow is Election Day in the Village. The polling places are the same as in the general election in November. The polls will be open from 7 a.m. to 9 p.m.

Trustee Basher noted that the County's Mobile Shredder is coming to Tarrytown on Saturday, April 13th from 10 a.m. to 1 p.m.

Trustee Hoyt noted that the Village's Easter Egg Hunt is Saturday, March 23rd at Patriots Park at 11 a.m. Rain date is Saturday, March 30th. "Hop" on by and meet the Easter Bunny for children ages 1 to 8. For more information, contact the Recreation Department at 631-8347.

Trustee Butler noted that due to the snow, TEAC has postponed tonight's presentation at the Warner Library on "The Plastic Bag Ban." The new date for the presentation is Monday, May 13th.

VILLAGE ADMINISTRATOR'S REPORT

Budget – The tentative budget for fiscal year 2013-2014 will be submitted to the Village Clerk at the end of business on March 20, in conformance with state law. The tentative budget document will be on the Village's website on Thursday, March 21. State law dictates when the Board must conduct a public hearing on the budget and also the date by which the budget must be approved. The date for the public hearing is on or before April 15. The budget must be approved by May 1.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD ONLY ON AGENDA ITEMS. SPEAKERS SHALL HAVE THREE (3) MINUTES TO ADDRESS THE BOARD OF TRUSTEES

Mayor Fixell asked if anyone wanted to address the Board on agenda items. No one appeared.

SURPLUS VEHICLE AND EQUIPMENT

Trustee Basher moved, seconded by Trustee Hoyt, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby declare the following vehicle and equipment as surplus:

- 2000 Ford Crown Victoria – Police Department
- 1994 Giant-Vac trailer mounted leaf vacuum –Department of Public Works
- 1994 Giant-Vac trailer mounted leaf vacuum –Department of Public Works

- Year unknown Giant-Vac trailer mounted leaf vacuum – Department of Public Works
- Galion Roller Identification Tag is illegible – Department of Public Works
- 2002 Ford Explorer – Building Department

FIRE DEPARTMENT MEMBERSHIP CHANGES

Trustee McGovern moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved:
Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following Fire Department membership changes recommended at the February 19, 2013 Board of Fire Wardens meeting: Membership: John Chang was approved for active membership in Washington Engine Fire Company and Rensilin Pathrose has been removed as an active member of the Hope Hose Fire Company.

HACKLEY SCHOOL – HOLD HARMLESS AGREEMENT

Trustee Basher moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute an Indemnification and Hold Harmless Agreement between the Village of Tarrytown and Hackley School relating to the construction of the stone wall along Benedict Avenue between the entrance to Hackley School and Midland Avenue.

RESOLUTION BY THE VILLAGE OF TARRYTOWN ACKNOWLEDGING PARTICIPATION IN THE MID-HUDSON REGIONAL SUSTAINABILITY PLAN AND ENDORSEMENT OF VISION AND IMPLEMENTATION STRATEGIES OF THIS PLAN AS PREPARED FOR CLEANER, GREENER COMMUNITIES PROGRAM OF THE NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

Trustee Hoyt moved, seconded by Trustee Basher, and unanimously carried, that the following resolution be approved: Approved: 7-0

WHEREAS, Governor Cuomo announced in his 2011 State of the State address a \$100 million competitive grant program (Cleaner, Greener Communities program) to encourage communities to develop regional sustainable growth strategies; and

WHEREAS, the Regional Sustainability Planning program is the first stage of the Cleaner, Greener Communities program and is intended to provide the necessary resources for each region in New York State, as defined by the boundaries of the Regional Economic Development Councils (REDCs), to develop a comprehensive sustainability plan; and

WHEREAS, engaging counties and municipalities in the planning process will allow each region to develop its vision, goals, and objectives for a sustainable future and to identify the activities or types of projects needed to achieve that future; and

WHEREAS, in stage two of the Cleaner, Greener Communities program – the Implementation Grant stage – funding will be provided on a competitive basis for implementation of specific projects that provide the greatest opportunities for achieving carbon reductions, energy efficiency savings, and renewable energy deployment consistent with a region's sustainability and REDC strategic plans; and

WHEREAS, the Mid-Hudson Region of New York State consists of the seven counties located immediately north of New York City (NYC): Westchester County, Rockland County, Orange County, Putnam County, Dutchess County, Ulster County, and

Sullivan County and covers just over 4,500 square miles and contains 198 municipalities; and

WHEREAS, the Mid-Hudson Regional Sustainability Plan (the "Plan") purpose is to inform county and municipal sustainability and land use policies, serve as a basis for local government infrastructure decision making, guide infrastructure investment of both public and private resources, outline specific and tangible actions to reduce greenhouse gas emissions consistent with New York State's goal of 80% carbon reduction below 1990 levels by the year 2050, and identify strategies for adapting to the effects of climate change; and

WHEREAS, these objectives are paired with implementation strategies to provide a common framework for the Region's sustainable development and the Plan provides a common, uniting framework, each resident, municipality, and organization in the Region remains able to chart their own course toward achieving this vision, either individually or collectively; and

WHEREAS, the resulting Plan sets out a vision for sustainable development that builds on the Region's unique social, cultural, and natural history, with the goal of promoting economic development, environmental sustainability, and enhancing quality of life for the more than two million residents that call the Region home; and

WHEREAS, the Plan is non-binding and provides information and guidance, and is intended for use as a common reference tool by local government and non-governmental organizations (including for-profit businesses); and

WHEREAS, the Plan identifies five (5) deeply interconnected building blocks for sustainable development present in the Region: the diverse natural environment, a vibrant economy, strong transportation accessibility and connectivity, numerous existing centers, and an exceptional quality of life; and

WHEREAS, the Plan provides project ideas, best practices, objectives and targets, as well as baseline information that can be incorporated into comprehensive plans, management plans, zoning, and other planning and strategy documents; and

WHEREAS, the Plan provides local entities with a regional framework for planning and action that is intended to help coordinate efforts and decision-making with the goal of promoting regional-scale sustainable development.

WHEREAS, the Plan provides a platform to address inter-municipal issues, such as water management, economic development, revitalization of aging and historic infrastructure, biodiversity conservation, environmental remediation, and other issues that transcend individual municipal or county borders; and

WHEREAS, the Plan facilitates sharing of resources that help local governments achieve economies of scale, saving money and potentially allowing for coordination of educational programs and technical assistance to localities within the Region that have similar assets and issues; and

WHEREAS, the Plan positions the Region for more funding opportunities, many of which require grantees to demonstrate regional-scale impacts; and

WHEREAS, the Plan enables networking so that individuals, organizations, and municipalities can share ideas and best practices that identify opportunities for collaboration; and

WHEREAS, the Plan assists in creating consistent regional definitions and data sets that can help identify larger-scale trends and targets for investment; and

WHEREAS, in addition to individual focus-area initiatives, which constitute the backbone of the Plan's implementation strategy, a series of regional strategic priorities have been identified; and

WHEREAS, these strategic priorities include efforts which will impact multiple focus areas or have transformative potential at the regional scale; and

WHEREAS, the Plan includes recommendations to sustain and strengthen regional-scale planning, coordination, and action, which is intended to help ensure accountability and facilitate Plan implementation at the local, organizational, and individual level; and

WHEREAS, a premise of this process, the Plan provides for a regional approach that is essential for effectively addressing the societal challenges the area faces in this century; and

WHEREAS, the Board of Trustees of the Village of Tarrytown acknowledges active participation in the work effort of the Plan's consortium of counties, municipalities, nongovernmental organizations, private businesses, nonprofits and residents that have joined together to give input and help produce the Plan; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown does hereby endorse the Mid-Hudson Sustainability Plan as a concept document, and acknowledges the Plan's vision and objectives that are paired with implementation strategies to provide a common framework for counties, municipalities, nongovernmental organizations, private businesses, nonprofits and residents to help implement sustainable development in the Mid-Hudson region.

BE IT FURTHER RESOLVED, the Plan provides a common, uniting framework, where each resident, municipality, and organization in the Region remains able to chart their own course toward achieving this vision, either individually or collectively and the Village of Tarrytown will to the best of its ability help the Mid-Hudson region reduce greenhouse gas emissions consistent with New York State's goal of 80% carbon reduction below 1990 levels by the year 2050 and create jobs that, where possible, align with the Mid-Hudson Regional Economic Development Council's goals.

BOND RESOLUTION, DATED MARCH 18, 2013, AUTHORIZING THE ISSUANCE OF UP TO \$5,681,360 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF TARRYTOWN, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF (I) THE PAYMENT OF JUDGMENTS AND SETTLED CLAIMS TO BE PAID BY THE VILLAGE RESULTING FROM TAX CERTIORARI PROCEEDINGS BROUGHT PURSUANT TO ARTICLE SEVEN OF THE NEW YORK REAL PROPERTY TAX LAW, (II) THE RECONSTRUCTION OF VILLAGE SIDEWALKS AND CURBS, (III) THE REPLACEMENT OF STREET SIGNS, (IV) THE ACQUISITION OF COMMUNICATIONS EQUIPMENT, (V) THE ACQUISITION OF FIRE-FIGHTING APPARATUS, (VI) THE RECONSTRUCTION OF LIGHTING IMPROVEMENTS TO VILLAGE BUILDINGS, (VII) THE ACQUISITION OF MACHINERY AND APPARATUS FOR CONSTRUCTION AND MAINTENANCE, (VIII) THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF WATER IMPROVEMENTS, AND (IX) THE ACQUISITION OF A NEW FINANCIAL MANAGEMENT SYSTEM, ALL IN AND FOR THE VILLAGE

Trustee Basher moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

WHEREAS, the Board of Trustees of the Village of Tarrytown (the "Village"), located in the County of Westchester, in the State of New York (the "State"), hereby determines that it is in the public interest of the Village to authorize the financing of the costs of (i) the payment of judgments and settled claims to be paid by the Village resulting from tax certiorari proceedings brought pursuant to Article 7 of the New York Real Property Tax Law (\$2,476,200), (ii) the reconstruction of Village sidewalks and curbs (\$35,700), (iii) the replacement of Village street signs (\$20,400), (iv) the acquisition of communications equipment (\$85,170), (v) the acquisition of fire-fighting apparatus for the Village (\$63,490), (vi) the reconstruction of lighting improvements to Village buildings (\$132,600), (vii) the acquisition of machinery and apparatus for construction and maintenance (\$227,000), (viii) the acquisition, construction and reconstruction of water improvements (\$2,619,300), and (ix) the acquisition of a new financial management system (\$21,500), all in and for the Village, including any equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at a total cost not to exceed \$5,681,360, all in accordance with the Local Finance Law;

WHEREAS, the total amount of judgments and settled claims resulting from tax certiorari proceedings to be paid by the Village is more than five per centum of the real property tax levy of the Village to be levied for its municipal purposes for the year in which such payments are to be made;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Tarrytown, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village in the aggregate principal amount of up to \$5,681,360, pursuant to the Local Finance Law, in order to finance the costs of the specific objects or purposes hereinafter described.

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

(a) The payment of judgments and settled claims to be paid by the Village resulting from tax certiorari proceedings brought pursuant to Article 7 of the New York Real Property Tax Law, including any preliminary and incidental costs related thereto, at an estimated maximum cost of \$2,726,200, for which \$2,476,200 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of twenty (20) years pursuant to subdivision 33-a(c) of paragraph a of Section 11.00 of the Local Finance Law.

Such serial bonds shall have a maximum maturity of twenty (20) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(b) The reconstruction of Village sidewalks and curbs, including any equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at an estimated maximum cost of \$35,700, for which \$35,700 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized

herein and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(c) The replacement of Village street signs, including any equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at an estimated maximum cost of \$20,400, for which \$20,400 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 72(b) of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(d) The acquisition of communications equipment for the Village, including any preliminary and incidental costs related thereto, at an estimated maximum cost of \$85,170, for which \$85,170 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(e) The acquisition of fire-fighting apparatus for the Village, including preliminary and incidental costs related thereto, at an estimated maximum cost of \$63,490, for which \$63,490 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of twenty (20) years pursuant to subdivision 27 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(f) The reconstruction of lighting improvements to Village buildings, including any equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at an estimated maximum cost of \$132,600, for which \$132,600 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law (such buildings being of "Class A" construction as that term is defined in Section 11.00 of the Local Finance Law). Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(g) The acquisition of machinery and apparatus for construction and maintenance for the Village, including any preliminary and incidental costs related thereto, at an estimated maximum cost of \$227,000, for which \$227,000 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of

probable usefulness of fifteen (15) years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(h) The acquisition, construction and reconstruction of water improvements for the Village, including any equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at an estimated maximum cost of \$2,619,300, for which \$2,619,300 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of forty (40) years pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(i) The acquisition of a new financial management system for the Village, including any preliminary and incidental costs related thereto, at an estimated maximum cost of \$21,500, for which \$21,500 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 81(a) of paragraph a of Section 11.00 of the Local Finance Law.

Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$5,931,360; (b) except as set forth on the financial records of the Village Treasurer, 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 issued in anticipation of such serial bonds, authorized herein; (d) the maturity of a portion of the obligations authorized herein may be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs of an item within an object or purpose, or class of object or purpose, for which proceeds of such obligations are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize capital financing of such item.

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

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law.

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

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in The Journal News, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law which should 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 are authorized in violation of the provisions of the Constitution of the State.

Section 7. Prior to the issuance of the obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the "environmental compliance proceedings").

In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein upon the advice of bond counsel. It is hereby determined by the

Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Village.

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

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

SCHEDULE A PUBLIC HEARING – CODE OF ETHICS

Trustee Butler moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby schedule a Public Hearing for the regular meeting of April 1, 2013, to hear and discuss a proposed amendment to the Code of the Village of Tarrytown, Chapter 27, "Code of Ethics" to address issues regarding purchasing by the Fire Chief or the Assistant Chiefs.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES HELD ON MARCH 4, 2013

Trustee McGee moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the regular meeting of the Board of Trustees held on March 4, 2013 as submitted by the Village Clerk.

APPROVAL OF AUDITED VOUCHERS

Trustee Basher moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED the Board of Trustees hereby approves the Audited Vouchers included in Abstract No. 17 and hereby orders the Audited Vouchers to be paid in the following amounts:

General	\$	109,913.35
Water		104,627.42
Sewer Fund		0.00
Capital		84,350.76
Library		1,166.54
Trust & Agency		<u>2,994.74</u>
Total	\$	303,052.78

The Board was polled all voting "aye" with the exception of Trustee Hoyt who recused himself from Voucher Numbers 2012240221 and 2012240223. Motion carried. 7-0

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD. SPEAKERS HAVE FIVE (5) MINUTES BEFORE YIELDING TO THE NEXT SPEAKER; THEN THREE (3) MINUTES FOR ADDITIONAL COMMENTS

Mayor Fixell asked whether anyone wished to address the Board on any matter. No one appeared.

ADJOURNMENT

Trustee Hoyt moved, seconded by Trustee Butler, and unanimously carried, that the meeting be adjourned at 8:11 p.m.

Carol A. Booth
Village Clerk