

REGULAR MEETING OF THE VILLAGE OF MAMARONECK BOARD OF
TRUSTEES

MONDAY, MARCH 25, 2019

169 MT. PLEASANT AVENUE, MAMARONECK NY

PRESENT: Mayor	Thomas A. Murphy
Trustee	Victor Tafur Keith Waitt Nora Lucas Daniel S. Natchez
Acting Village Manager	Daniel Sarnoff
Village Attorney	Robert Spolzino
Clerk Treasurer	Agostino A. Fusco
Village Planner	Greg Cutler

ABSENT: None

OPEN MEETING

On motion of Trustee Natchez, seconded by Trustee Lucas:

RESOLVED that the Board of Trustees March 25, 2019 Regular Meeting be and is
hereby open.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

PRESENTATIONS

A. Katherine Desmond re: Mosquito Dunks

Ms. Katherine Desmond appeared regarding the use of mosquito dunks on private property. She had materials which she submitted to the Board. Information will be posted on the Village's website.

COMMUNICATION TO THE BOARD - Suggested Time Limit on Comments of 5 minutes

A. CTB I

The following residents appeared regarding keeping year-round tennis at Harbor Island Park:

Mr. Steve Vanderwood
Mr. Norman Heinenfeld
Ms. Sharon Sawyer

Ms. Debbie Varucca
Mr. Jeff Carpenter
Ms. Sally Cantwell

Mr. Carlo Reca appeared regarding the hanging flower baskets in the downtown area, the spray ground at Harbor Island Park and a trolley pilot program.

Mayor Murphy took the following item out of order.

4. NEW BUSINESS

E. Resolution Adopting Vision Zero Campaign

Ms. Shannon Purdy of the Traffic Commission appeared and reviewed this initiative.

**RESOLUTION RE:
ADOPTING VISION ZERO GOAL FOR THE VILLAGE OF MAMARONECK**

Adopt the goal of Vision Zero: that no loss of life or serious injury is acceptable on our Village streets

WHEREAS, the life and health of Mamaroneck's residents are our utmost priority; and

WHEREAS, Vision Zero is the concept that there is no acceptable number of traffic deaths and serious injuries on our roadways; and

WHEREAS, the Village of Mamaroneck recognizes that no one should die or be seriously injured while traveling on our streets; and

WHEREAS, children, the elderly, people of color and people in low-income communities face a disproportionate risk of traffic injuries and fatalities; and

WHEREAS, people walking and bicycling represent a disproportionate number of these injuries and fatalities, and

WHEREAS, the Village of Mamaroneck will continue to invest in and prioritize the highest risk corridors and intersections based on evidence-based analysis of crash data; and

WHEREAS, the Village of Mamaroneck is working toward reducing vehicle speeds, because the likelihood of pedestrians surviving a crash are 10% if hit by a vehicle moving 40 mph; and

WHEREAS, Mamaroneck strives to provide Safe Routes to Schools to hundreds of school children every year; and

WHEREAS, the U.S. Department of Transportation, through the Mayors' Challenge

for Safer People, Safer Streets has challenged Mayors to take significant action on improving the safety of transportation networks for pedestrians and bicyclists of all ages and abilities, and the Village of Mamaroneck accepts that challenge.

On motion of Trustee Lucas, seconded by Trustee Natchez:

NOW, THEREFORE, BE IT RESOLVED, that the Village of Mamaroneck adopts the goal of Vision Zero - that no loss of life or serious injury is acceptable on our Village streets; and

BE IT FURTHER RESOLVED that a Vision Zero Task Force will be formed to advise the Board of Trustees on the development and implementation of a Vision Zero Safety Action Plan; and shall be comprised of organizations and agencies with expertise in transportation, enforcement, education, public health, emergency response, equity, transit, biking, walking, vehicles and freight; and

BE IT FURTHER RESOLVED that the Board of Trustees directs the Vision Zero Task Force to develop assurances against racial profiling and targeting as it pertains to Vision Zero enforcement and to ensure that communities of color, police bureau and community leadership are included in the decision-making and development of enforcement plans or policies.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

1. PUBLIC HEARINGS

A. Public Hearing on PLL B-2019 to Override Tax Levy Limit

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that the Public Hearing on PLL B-2019 be and is hereby open:

Ayes: Lucas, Waitt, Tafur, Murphy

Nays: Natchez

The Board discussed the mandated tax cap and reasoning for doing this every year. Trustee Natchez stated that he has been against this for years. The Village must make hard decisions.

Mr. Stuart Tiekert of Beach Avenue appeared. He agrees with Trustee Natchez. The Village should stay under the cap.

On motion of Trustee Waitt, seconded by Mayor Murphy:

RESOLVED that the Public Hearing on PLL B-2019 be and is hereby adjourned to the Board of Trustees April 22, 2019 Regular Meeting.

Ayes: Lucas, Waitt, Tafur, Murphy

Nays: Natchez

B. Tentative Budget Hearing

On motion of Trustee Lucas, seconded by Trustee Waitt:

RESOLVED that the Public Hearing on the Fiscal Year 2019/2020 Tentative Budget be and is hereby open.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

Mr. Sarnoff presented the Tentative Budget with a Powerpoint presentation which is on the Village's website.

Mayor Murphy thanked staff for all their hard work. Trustee Natchez is concerned that this budget is only \$17,000 under the cap. The Village must take a hard look. He believes that this budget needs to be reduced by a couple of hundred thousand dollars. Trustee Tafur stated that it would be helpful to review all budget adjustments made. He would like to see what departments had issue with their budget. The Board discussed adjourning this hearing to the April 22, 2019 Regular Meeting. Trustee Natchez believes it should be on the April 8, 2019 agenda.

Mr. Stuart Tiekert appeared to confirm that comments would only be taken tonight and on April 22. He was told that if it is adjourned to the 22nd, this is the case. Mayor Murphy stated that he may speak about it at any time during Communications to the Board at the next meeting or send emails. Mr. Glen Tippet of Hill Street appeared and asked if the Sportime revenue has been taken out. He was told that it was reduced.

On motion of Trustee Natchez, seconded by Trustee Lucas:

RESOLVED that the Public Hearing on the Fiscal Year 2019/2020 Tentative Budget be and is hereby adjourned to the April 8, 2019 Board of Trustees Regular Meeting.

Ayes: Natchez, Lucas, Tafur

Nays: Waitt, Murphy

4. NEW BUSINESS (Taken out of order)

B. Resolution Revising Parking Restriction on Cortlandt Avenue
Mayor Murphy took this out of order as a resident was in attendance.

Mr. Michael Breen of Cortlandt Avenue appeared. He thanked the Board for making this correction.

**RESOLUTION RE:
AMENDING A NO PARKING RESTRICTION ON CORTLANDT AVENUE**

On motion of Trustee Lucas, seconded by Trustee Natchez:

RESOLVED, that the following amendment to Chapter 326 (Vehicle & Traffic Law) of the Code of the Village of Mamaroneck be and is hereby adopted.

Section 80, Schedule XIII: Parking Prohibited at All Times

Rescind

Add

Name of Street	Side	Location
Cortlandt Avenue	North	From a point 15 feet east of the Fenimore Road intersection to a point 72feet east thereof

Name of Street	Side	Location
Cortlandt Avenue	South	From a point 15 feet east of the Fenimore Road intersection to a point 140 feet east thereof

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

2. AUDIT OF BILLS - Suggested Time Limit on Comments of 5 minutes

A. Resolution Authorizing Budget Amendment/Transfer

Mr. Stuart Tiekert appeared again. He asked about the movement of funds from the tree reforestation to the tree maintenance line. Mr. Sarnoff informed him that a budget amendment will be done to plant trees. Mr. Tiekert hopes that these transfers are reviewed during the budget process.

**RESOLUTION RE:
AUTHORIZATION TO EXECUTE BUDGET TRANSFERS TO FUND ACCOUNTS
PAYABLE FOR MARCH 25, 2019 ABSTRACT**

WHEREAS, the attached lists of General Ledger Fund Accounts are in deficit and require a transfer to adequately fund expenses; and

WHEREAS, existing balances exist within other budgeted appropriations and Appropriated Fund Balance to fund such accounts as noted on the attached schedules.

On motion of Trustee Waitt, seconded by Trustee Natchez:

RESOLVED, that the Clerk Treasurer is hereby authorized and directed to Amend the 2018/19 General Fund Budget by making the following Budget Amendment:

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

VILLAGE OF MAMARONECK
BOARD OF TRUSTEES MEETING 03/25/2019
RESOLUTION FOR BUDGET ACCOUNT TRANSFERS FOR OVERBUDGET EXPENSES

TRANSFER FROM			TRANSFER TO		
MAYOR			MAYOR		
A.1210.0410	SUPPLIES	23.00	A.1210.0403	PRINTING & STATIONARY	23.00
VILLAGE MANAGER			VILLAGE MANAGER		
A.1230.0110	PERM PERSONELL	2,691.19	A.1230.0120	PART-TIME CLERICAL	2,691.19
A.1230.0403	PRINTING & STATIONARY	214.48	A.1230.0410	SUPPLIES	214.48
CLERK/TREASURER			CLERK-TREASURER		
A.1325.0110	PERM PERSONNEL	21,900.00	A.1325.0120	PART-TIME SALARIES	19,570.00 Addt. Funding (Langerfeld)
			A.1325.0140	OVERTIME	2,330.00 Addt. Funding Req
CENTRAL GARAGE			CENTRAL GARAGE		
A.1640.0420	BUILDING MAINTENANCE	3,269.43	A.1640.0409	BUILDING IMPROV.	3,269.43
TRAFFICE CONTROL			TRAFFIC CONTROL		
A.3310.0411	MATERIALS	5,028.60	A.3310.0418	TRAFFIC LIGHTING	5,028.60
POLICE DEPARTMENT			POLICE DEPARTMNET		
A.3120.0408	FUEL OIL & LUBRIC	5,910.83	A.3120.0407	AUTOMOTIVE REPAIRS	5,910.83
FIRE DEPARTMENT			FIRE DEPARTMENT		
A.3410.0414	HEATING	13,609.04	A.3410.0416	UTILITIES ELECTRIC	11,961.47
			A.3410.0419	UTILITIES TELEPHONE	1,647.57
SAFETY-INSP BUILDING			SAFTEY INSP BUILDING		
A.3620.0110	PERM PERSONNEL	6,276.82	A.3620.0140	OVERTIME	6,276.82
ELECTRICAL DEPARTMENT			ELECTRICAL DEPARTMENT		
A.3621.0407	AUTOMOTIVE REPAIRS	1,000.00	A.3621.0410	SUPPLIES	1000.00 Addt. Funding Req
STREET MAINTENANCE			STREET MAINTENANCE		
A.5110.0411	MATERIALS	35,583.35	A.5110.0410	SUPPLIES	35,583.35
SNOW REMOVAL			STREET MAINTENANCE		
A.5142.0130	SNOW - SEASONAL	10,648.99	A.5110.0141	OT-LEAF REMOVAL	7387.88
			PUBLIC WORKS ADMIN		
			A.1490.0140	OVERTIME	2000.00 Addt. Funding Req
			ELECTRICAL DEPARTMENT		
			A.3621.0140	OVERTIME	1261.11
SNOW REMOVAL			SNOW REMOVAL		
A.5142.408	FUEL OIL & LUBRICANTS	2,788.32	A.5142.407	AUTO REPAIRS	2788.32 Addt. Funding Req
COMMUNITY RECREATION			PARKS DEPARTMENT		
A.7141.0130	SEASONAL SALARIES	25,071.25	A.7140.0140	OVERTIME	3,704.84
			A.7140.0408	MILEAGE ALLOWANCE	60.35
			A.7140.0421	CONTRACT SERVICES	10,000.00 Addt. Funding Req
			REC ADMINISTRATION		
			A.7141.0410	SUPPLIES	1,700.00 Addt. Funding Req
			LEAGUES		
			A.7142.0416	LANZA FIELD LIGHTS	323.81
			SPECIAL EVENTS		
			A.7143.0421	CONTRACT SERVICES	2,500.00 Addt. Funding Req
			BEACH		
			A.7180.0409	BUILD IMPROVMENTS	2,000.00 Addt. Funding Req
			YOUTH PROG-DAY CAMP		
			A.7317.0130	SEASONAL SALARIES	4,782.25
CELBRATIONS			CELEBRATIONS		
A.7550.0427	HOLIDAY DECORATIONS	3,271.74	A.7550.0421	FIRE INSPECTION DINNER	1,650.00
			A.7550.0424	JULY 4TH FIRE WORKS	1,250.00
			A.7550.0430	SUMMER ON THE AVENUE	371.74
PLANNING			PLANNING		
A.8020.0421	CONTRACT SERVICES	615.61	A.8020.0403	PRINTING & STATIONERY	251.29
			A.8020.0404	POSTAGE	213.19
			A.8020.0410	SUPPLIES	151.13
SHADE TREES			SHADE TREES		
A.8560.0413	TREE RESTORATION	49,000.00	A.8560.0421	CONTRACT SERVICES	49,000.00
TOTAL		186,902.65	TOTAL		186,902.65

B. Abstract of Audited Vouchers

Mr. Stuart Tiekert appeared again and had questions on the bills for Spolzino Smith Buss & Jacobs, Woodard & Curran, Carousel and the refund to Murphy Brothers. He asked that the Board not pay the Carousel bill.

On motion of Trustee Waitt, seconded by Mayor Murphy:

RESOLVED that the Abstract of Audited Vouchers dated March 25, 2019 in the amount of \$412,295.52 be and is hereby approved for payment.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

3. OLD BUSINESS - Suggested Time Limit on Comments of 3 minutes

A. Resolution re: SEQR Determination for Hillside Avenue Bridge Replacement
Tabled

4. NEW BUSINESS - Suggested Time Limit on Comments of 3 minutes

A. Resolution Changing Harbor Island Parking Fees for 2019

**RESOLUTION RE:
ESTABLISHING HARBOR ISLAND PARKING FEES**

WHEREAS, at their March 6, 2019 meeting the Parks and Recreation Commission reviewed fees for parking at Harbor Island Park; and

WHEREAS, the parking booth is in operation from the Friday before Memorial Day until Labor Day; and

WHEREAS, based on their review and discussion, the Parks and Recreation Commission has unanimously recommended the following rates for daily parking at Harbor Island Park:

<u>Daily Parking</u>	Current Rate	Proposed
Monday – Friday (excluding holidays)	\$7.00	\$8.00
Saturdays, Sundays, and Holidays	\$10.00	\$12.00

On motion of Trustee Lucas, seconded by Trustee Waitt:

; now therefore be it

RESOLVED, that the Village Board herein establishes the following daily rates for parking at Harbor Island Park, which is in effect from the Friday before Memorial Day until Labor Day:

Daily Parking	
Monday – Friday (excluding holidays)	\$8.00
Saturdays, Sundays, and Holidays	\$12.00

;and be it further

RESOLVED, that the Acting Village Manager is herein authorized to undertake such administrative acts as may be necessary to effectuate this new parking rate.

Ayes: Natchez, Lucas, Waite, Tafur, Murphy

Nays: None

B. Resolution Revising Parking Restriction on Cortlandt Avenue
Heard earlier.

C. Resolution Authorizing Execution of Agreement with Southeast Consortium

**RESOLUTION RE:
AUTHORIZATION TO EXECUTE AN AGREEMENT WITH
SOUTH EAST CONSORTIUM FOR SPECIAL SERVICES INC.**

WHEREAS, the South East Consortium for Special Services, Inc. is a voluntary not-for-profit corporation whose sole purpose is to provide therapeutic recreation services to Westchester County youth and adults with intellectual and/or developmental disabilities, and

WHEREAS, the Consortium provides these services through an intermunicipal agreement with the member municipalities of the City of Rye, Towns of Eastchester, Pelham and Mamaroneck, the Villages of Bronxville, Larchmont, Mamaroneck, Port Chester, Rye Brook and Tuckahoe, and the Town/Villages of Harrison and Scarsdale, and

WHEREAS, the Village has participated in this program for 35+ years and has found it to be a very beneficial and successful endeavor, and

WHEREAS, the Village of Mamaroneck's contribution to the Consortium for calendar year 2019 is \$6,419 based on a percentage of the total cost of the program.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED, that the Acting Village Manager is hereby authorized to execute an intermunicipal agreement on behalf of the Village of Mamaroneck, with South East Consortium for Special Services, Inc. to provide special recreation programs in substantially the same form as attached hereto, and be it further

RESOLVED, that the 2019 program year cost of \$6,419, identified in the intermunicipal agreement is hereby approved and shall be charged to Recreation Department Operating Budget Account# A.7145.0421.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

D. Resolution Scheduling Public Hearing on Moratorium Law

This Public Hearing will be scheduled for May 13, 2019. It will be circulated to the Land Use Boards. Enhanced EAF will be removed. Need to come up with an Executive Summary. Trustee Natchez is concerned with giving bonus. There is no incentive to change the way things are built. Developers are building boxes and rectangles. Trustee Lucas stated that if we cannot include a payment in lieu of an inclusionary housing provision, could we make the requirement for 4 instead of 5 units. The timeline also needs to be updated by Mr. Cutler. Green infrastructure should be across incentives. Market rate multi-family is not defined. Also need to address parking and residential in the commercial zone. Trustee Lucas also asked that Mr. Cutler keep a running list of changes for the Land Use Boards. The Board agreed.

**RESOLUTION REGARDING SCHEDULING A PUBLIC HEARING
– PROPOSED LOCAL LAW C OF 2019 –
A PROPOSED LOCAL LAW AMENDING CHAPTER 342 OF THE
VILLAGE CODE (ZONING) REGARDING HOUSING**

A PROPOSED LOCAL LAW amending Chapter 342 of the Village Code (Zoning) regarding housing having been duly presented to the Board of Trustees for its consideration,

On motion of Trustee Waitt, seconded by Trustee Lucas:

NOW THEREFORE, be it resolved by the Board of Trustees of the Village of Mamaroneck, as follows:

1. The Board of Trustees finds and determines that the adoption of Proposed Local Law C of 2019 is a Type I Action under the New York State Environmental Quality Review Act (SEQRA) because the proposed local law will, if adopted, change the allowable uses within any zoning district affecting 25 acres or more (6 NYCRR § 617.4[b][2]).

2. A public hearing on Proposed Local Law C of 2019 in accordance with Municipal Home Rule Law § 20 will be held at the regular meeting of the Board of Trustees at 7:30 p.m. on May 13, 2019 at the Municipal Building, located at 169 Mount Pleasant Avenue, Mamaroneck, New York.

3. The Village Clerk-Treasurer is to provide copies of the proposed local law and any relevant materials together with the EAF and CAF to the Harbor and Coastal Zone Management Commission for a recommendation on consistency with the LWRP and to the Village Planning Board and Zoning Board of Appeals for review and recommendation.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

E. Resolution Adopting Vision Zero Campaign

Heard Earlier

The following resolutions were added at the meeting.

F. Resolution Adding Agenda Item 4G

Resolution Adding Agenda Item 4G

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Lucas, seconded by Trustee Natchez:

RESOLVED that Agenda Item 4G Resolution Authorizing and Directing the Payment of a Portion of the invoice to Street Art for Mankind Corp. for Historic Murals in the Village of Mamaroneck be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

- G. Resolution Authorizing and Directing the Payment of a Portion of the Invoice to Street Art for Mankind Corp.

RESOLUTION AUTHORIZING AND DIRECTING THE PAYMENT OF A
PORTION OF THE INVOICE TO STREET ART FOR MANKIND CORP. FOR
HISTORIC MURALS IN THE VILLAGE OF MAMARONECK

WHEREAS, Chapter 7 of the Village Code established the Arts Council to promote a close working relationship among all groups in the area to promote performing and cultural arts within the Village;

WHEREAS, in furtherance of its mission to engage the community in the creative arts experience, at its January 9, 2019 meeting, the Arts Council voted to approve its participation in the Mamaroneck Mural Project and elected to sponsor Street Art for Mankind Corporation, a non-profit corporation, to commission local artists to paint two (2) murals inspired by the Village's rich history;

WHEREAS, the public will have access to detailed information about the Mamaroneck Mural Project using an augmented reality app, Behind the Wall, on their smartphones;

WHEREAS, pursuant to the attached invoice, the total cost for the Mamaroneck Mural Project and activation of the Behind the Wall app is \$4,400, with \$2,200 to be paid prior to commencement of the Mamaroneck Mural Project and the remaining \$2,200 to be paid upon its completion;

WHEREAS, the cost of the Mamaroneck Mural Project requires a transfer of funds from the Arts Council Fund T9705 to the Village General Fund for payment;

On motion of Trustee Natchez, seconded by Trustee Lucas:

NOW, THEREFORE, BE IT RESOLVED that in order to fund the Mamaroneck Mural Project, the Village Clerk-Treasurer is authorized to transfer \$4,400 from the Arts Council Fund into the General Fund, adhering to the conditions and wishes of the Arts Council; and be it further

RESOLVED, that the Village-Clerk Treasurer will make a payment of \$2,200 to Street Art for Mankind Corporation to commence the Mamaroneck Mural Project and will make an additional payment of \$2,200 to Street Art for Mankind Corporation upon notice from the Arts Council that the project is complete.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy
Nays: None

H. Resolution Adding Agenda Item 4I

Resolution Adding Agenda Item 4I

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Agenda Item 4I Resolution Authorizing Spray Ground Rehabilitation Phase I be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy
Nays: None

I. Resolution Authorizing Spray Ground Rehabilitation Phase I

**RESOLUTION RE:
AUTHORIZATION TO PROCEED WITH SPRAYGROUND REHABILITATION
PHASE I – EMERGENCY FURNISH AND INSTALLATION OF SAFETY SURFACE
AND SPRAY EQUIPMENT**

WHEREAS, the sprayground located at Harbor Island Beach, originally installed in the mid-2000's has been in use for a number of years having provided enjoyment to a generation of the Village of Mamaroneck's children; and

WHEREAS, some of the equipment at the sprayground has reached the end of its useful life and is in need of replacement, including the spray cannons and rubber safety surface; AND

WHEREAS, Parks and Recreation Departments staff have been reviewing the existing facilities and the rehabilitation necessary to implement such repairs including the replacement of the aforementioned items; and

WHEREAS, in order to facilitate repairs and reuse the existing plumbing infrastructure, staff contact Vortex Aquatic Play Solutions (Vortex) as they were the vendor from which the Village purchased the original equipment; and

WHEREAS, based on these discussions, Vortex provided a quote to the Village, through their authorized vendor, Play Safe Playground Solutions, in the amount of \$41,222.50, attached hereto and made a part hereof; and

WHEREAS, said pricing in provided pursuant to National Purchasing Partners (Government) satisfying the Village's Procurement Policy and §103(16) of the New York State General Municipal Law; and

WHEREAS, because the lead time on the furnish and installation of the equipment and safety surface is 6-8 weeks, this is considered an emergency purchase; now therefore be it

On motion of Trustee Natchez, seconded by Trustee Lucas:

RESOLVED, that the Acting Village Manager is herein authorized to initiate Phase I of the Sprayground Rehabilitation on an emergency basis; and be it further

RESOLVED, that the Acting Village Manager is herein authorized to purchase and have installed new sprayground equipment and safety surface in accordance with the quote attached hereto and made a part hereof pursuant to contract pricing through National Purchasing Partners Contract #VQ10302; and be it further

RESOLVED, that all costs associated with this work be charged to a Capital Budget account to be determined by the Clerk-Treasurer; and be it further

RESOLVED, that such project costs be financed either through the application of surplus or future issuance of debt; and be it further

RESOLVED, that the Acting Village Manager is herein authorized to undertake such administrative acts as may be necessary to effectuate this work.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

J. Resolution Adding Agenda Item 4K

Resolution Adding Agenda Item 4K

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Natchez, seconded by Mayor Murphy:

RESOLVED that Agenda Item 4K Resolution Authorizing and Directing the Acting Village Manager to Execute a Contract between the Village of Mamaroneck and KEEPS for Transportation Services be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

K. Resolution Authorizing and Directing the Acting Village Manager to Execute a Contract w/KEEPS

Trustee Natchez made a motion to revise the Resolution to state that the Village Attorney to ensure that the monetary obligation is only \$10,000. There was no second.

**RESOLUTION AUTHORIZING AND DIRECTING THE ACTING VILLAGE
MANAGER TO EXECUTE A CONTRACT BETWEEN THE VILLAGE OF
MAMARONECK AND KEEPS FOR TRANSPORTATION SERVICES**

WHEREAS, there is a recognized a need for after-school child care services in the Village of Mamaroneck, and

WHEREAS, KEEPS is a provider of after-school child care services in the Village of Mamaroneck, and

WHEREAS, many of the families within the Village that receive after-school child care from KEEPS require transportation assistance in order to access those services, and

WHEREAS, KEEPS is willing and able to provide the necessary transportation services if it has the funds necessary to do so, and

WHEREAS, the Board of Trustees of the Village has determined that the provision of transportation services to allow residents of the Village to access after-school child care services in a safe manner is vital to the health, safety and welfare of the community.

On motion of Mayor Murphy, seconded by Trustee Waitt:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MAMARONECK, that the Acting Village Manager is authorized and directed to execute the attached contract with KEEPS.

Ayes: Lucas, Waitt, Tafur, Murphy

Nays: Natchez

L. Resolution Adding Agenda Item 4M

Resolution Adding Agenda Item 4M

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Lucas, seconded by Trustee Waitt:

RESOLVED that Agenda Item 4M Resolution Appointing Member of the Recreation and Parks Commission be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

M. Resolution Appointing Member of the Recreation and Parks Commission

**RESOLUTION APPOINTING MEMBER OF THE
RECREATION AND PARKS COMMISSION**

WHEREAS, there is an opening on the Recreation and Parks Commission to fill an unexpired term, such term to expire at the December 2019 Annual Organizational Meeting; and

WHEREAS, Mr. Carlo Reca has graciously volunteered to fill this position.

On motion of Mayor Murphy, seconded by Trustee Natchez:

RESOLVED that Mr. Carlo Reca be and he is hereby appointed a member of the Recreation and Parks Commission to fill an unexpired term, such term to expire at the December 2019 Annual Organizational Meeting; and be it

FURTHER RESOLVED that the Board of Trustees thanks Mr. Reca for his willingness to serve his community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

N. Resolution Adding Agenda Item 4O

Resolution Adding Agenda Item 4O

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Lucas, seconded by Trustee Waitt:

RESOLVED that Agenda Item 4O Resolution Appointing Member of the Industrial Area Advisory Committee be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

O. Resolution Appointing Member of the Industrial Area Advisory Committee

**RESOLUTION APPOINTING MEMBER OF THE
INDUSTRIAL AREA ADVISORY COMMITTEE**

WHEREAS, there is an opening on the Industrial Area Advisory Committee to fill an unexpired term; and

WHEREAS, Mr. Daniel Vitro has graciously volunteered to fill this position.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Mr. Daniel Vitro be and he is hereby appointed a member of the

Industrial Area Advisory Committee; and be it

FURTHER RESOLVED that the Board of Trustees thanks Mr. Vitro for his willingness to serve his community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

P. Resolution Adding Agenda Item 4Q

Resolution Adding Agenda Item 4Q

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Agenda Item 4Q Resolution Appointing Member of the Marine Education Advisory Committee be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

Q. Resolution Appointing Member of the Marine Education Advisory Committee

**RESOLUTION APPOINTING MEMBER OF THE
MARINE EDUCATION CENTER ADVISORY BOARD**

WHEREAS, there are openings on the Marine Education Center Advisory Commission to fill unexpired terms, such terms to expire at the December 2019 Annual Organizational Meeting; and

WHEREAS, Mr. Doug Serton has graciously volunteered to fill one of these positions.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Mr. Doug Serton be and he is hereby appointed a member of the Marine Education Center Advisory Commission to fill an unexpired term, such term to expire at the December 2019 Annual Organizational Meeting; and be it

FURTHER RESOLVED that the Board of Trustees thanks Mr. Serton for his willingness to serve his community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy
Nays: None

R. Resolution Adding Agenda Item 4S

Resolution Adding Agenda Item 4S

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Agenda Item 4S Resolution Appointing Member of the Marine Education Advisory Committee be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy
Nays: None

S. Resolution Appointing Member of the Marine Education Advisory Committee

**RESOLUTION APPOINTING MEMBER OF THE
MARINE EDUCATION CENTER ADVISORY COMMITTEE**

WHEREAS, there are openings on the Marine Education Center Advisory Commission to fill unexpired terms, such terms to expire at the December 2019 Annual Organizational Meeting; and

WHEREAS, Ms. Leah Murphy has graciously volunteered to fill one of these positions.

On motion of Mayor Murphy, seconded Trustee Lucas:

RESOLVED that Ms. Murphy be and she is hereby appointed a member of the Marine Education Center Advisory Commission to fill an unexpired term, such term to expire at the December 2019 Annual Organizational Meeting; and be it

FURTHER RESOLVED that the Board of Trustees thanks Ms. Murphy for her willingness to serve her community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

T. Resolution Adding Agenda Item 4U

Resolution Adding Agenda Item 4U

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Agenda Item 4U Resolution Appointing Member of the Ad-Hoc Committee on Communications be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

U. Resolution Appointing Member of the Ad-Hoc Committee on Communications

**RESOLUTION APPOINTING MEMBER OF THE
AD-HOC COMMITTEE ON COMMUNICATIONS**

WHEREAS, at their November 26, 2018 Regular Meeting, the Board of Trustees Established an Ad-Hoc Committee on Communications; and

WHEREAS, there are seven openings on the Ad-Hoc Committee on Communications, all expiring on December 1, 2019

WHEREAS, Mr. Robert Ingenito has graciously volunteered to fill this position.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Mr. Robert Ingenito be and he is hereby appointed a member of the Ad-Hoc Committee on Communications to fill a term expiring on December 1, 2019; and be it

FURTHER RESOLVED that the Board of Trustees thanks Mr. Ingenito for his willingness to serve his community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

V. Resolution Adding Agenda Item 4W

Resolution Adding Agenda Item 4W

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, seconded by Mayor Murphy

RESOLVED that Agenda Item 4W Resolution Appointing Member of the Ad-Hoc Committee on Communications be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

W. Resolution Appointing Member of the Ad-Hoc Committee on Communications

**RESOLUTION APPOINTING MEMBER OF THE
AD-HOC COMMITTEE ON COMMUNICATIONS**

WHEREAS, at their November 26, 2018 Regular Meeting, the Board of Trustees Established an Ad-Hoc Committee on Communications; and

WHEREAS, there are seven openings on the Ad-Hoc Committee on Communications, all expiring on December 1, 2019

WHEREAS, Mr. Brendan Lewis has graciously volunteered to fill this position.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Mr. Brendon Lewis be and he is hereby appointed a member of the Ad-Hoc Committee on Communications to fill a term expiring on December 1, 2019; and be it

FURTHER RESOLVED that the Board of Trustees thanks Mr. Lewis for his willingness to serve his community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

X. Resolution Adding Agenda Item 4Y

Resolution Adding Agenda Item 4Y

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, second by Trustee Lucas:

RESOLVED that Agenda Item 4Y Resolution Appointing Member of the Ad-Hoc Committee on Communications be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

Y. Resolution Appointing Member of the Ad-Hoc Committee of Communications

**RESOLUTION APPOINTING MEMBER OF THE
AD-HOC COMMITTEE ON COMMUNICATIONS**

WHEREAS, at their November 26, 2018 Regular Meeting, the Board of Trustees Established an Ad-Hoc Committee on Communications; and

WHEREAS, there are seven openings on the Ad-Hoc Committee on Communications, all expiring on December 1, 2019

WHEREAS, Mr. Doug Serton has graciously volunteered to fill this position.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Mr. Doug Serton be and he is hereby appointed a member of the Ad-Hoc Committee on Communications to fill a term expiring on December 1, 2019; and be it

FURTHER RESOLVED that the Board of Trustees thanks Mr. Serton for his willingness to serve his community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

Z. Resolution Adding Agenda Item 4AA

Resolution Adding Agenda Item 4AA

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Natchez, seconded by Trustee Waitt:

RESOLVED that Agenda Item 4AA Resolution Appointing Member of the Ad-Hoc Committee on Communications be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

AA. Resolution Appointing Member of the Ad-Hoc Committee on Communications

**RESOLUTION APPOINTING MEMBER OF THE
AD-HOC COMMITTEE ON COMMUNICATIONS**

WHEREAS, at their November 26, 2018 Regular Meeting, the Board of Trustees Established an Ad-Hoc Committee on Communications; and

WHEREAS, there are seven openings on the Ad-Hoc Committee on Communications, all expiring on December 1, 2019

WHEREAS, Mr. William Cain has graciously volunteered to fill this position.

On motion of Trustee Natchez, seconded by Trustee Lucas:

RESOLVED that Mr. William Cain be and he is hereby appointed a member of the Ad-Hoc Committee on Communications to fill a term expiring on December 1, 2019; and be it

FURTHER RESOLVED that the Board of Trustees thanks Mr. Cain for his willingness to serve his community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

BB. Resolution Adding Agenda Item 4CC

Resolution Adding Agenda Item 4CC

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added

to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Agenda Item 4CC Resolution Appointing Member of the Ad-Hoc Committee on Communications be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

CC. Resolution Appointing Member of the Ad-Hoc Committee on Communications

**RESOLUTION APPOINTING MEMBER OF THE
AD-HOC COMMITTEE ON COMMUNICATIONS**

WHEREAS, at their November 26, 2018 Regular Meeting, the Board of Trustees Established an Ad-Hoc Committee on Communications; and

WHEREAS, there are seven openings on the Ad-Hoc Committee on Communications, all expiring on December 1, 2019

WHEREAS, Ms. Wendy Lee has graciously volunteered to fill this position.

On motion of Trustee Lucas, seconded by

RESOLVED that Ms. Wendy Lee be and she is hereby appointed a member of the Ad-Hoc Committee on Communications to fill a term expiring on December 1, 2019; and be it

FURTHER RESOLVED that the Board of Trustees thanks Ms. Lee for her willingness to serve her community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

DD. Resolution Adding Agenda Item EE

Resolution Adding Agenda Item 4EE

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Agenda Item 4EE Resolution Appointing Member of the Ad-Hoc Committee on Communications be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

EE. Resolution Appointing Member of the Ad-Hoc Committee on Communications
RESOLUTION APPOINTING MEMBER OF THE
AD-HOC COMMITTEE ON COMMUNICATIONS

WHEREAS, at their November 26, 2018 Regular Meeting, the Board of Trustees Established an Ad-Hoc Committee on Communications; and

WHEREAS, there are seven openings on the Ad-Hoc Committee on Communications, all expiring on December 1, 2019

WHEREAS, Mr. Martin Hain has graciously volunteered to fill this position.

On motion of Trustee Waitt, seconded by Trustee Lucas:

RESOLVED that Mr. Martin Hain be and he is hereby appointed a member of the Ad-Hoc Committee on Communications to fill a term expiring on December 1, 2019; and be it

FURTHER RESOLVED that the Board of Trustees thanks Mr. Hain for his willingness to serve his community.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy

Nays: None

FF. Resolution Adding Agenda Item 4GG
Resolution Adding Agenda Item 4GG

WHEREAS, in accordance with the BOT Rules of Procedure, any item or items added to the agenda after the agenda was prepared, finalized and posted on the Village's website requires a vote.

On motion of Trustee Waitt, seconded by Trustee Natchez:

RESOLVED that Agenda Item 4GG Refunding Bond Resolution, 2019 be and is hereby added to the Board of Trustees Regular Meeting Agenda of March 25, 2019.

Ayes: Natchez, Lucas, Waitt, Tafur, Murphy
Nays: None

GG. Refunding Bond Resolution 2019

(Refunding Bond Resolution, 2019)

A regular meeting of the Board of Trustees of the Village of Mamaroneck, located in Westchester County, New York (the “Village”), was held at 169 Mt. Pleasant Avenue in Mamaroneck, New York, on March , 2019, at 7:30 o’clock, P.M., at which meeting a quorum was at all times present and acting. There were:

PRESENT: Mayor Thomas Murphy
Trustee Victor Tafur
Trustee Keith Waitt
Trustee Nora Lucas
Trustee Daniel Natchez

ABSENT: None

ALSO PRESENT: Acting Village Manager Daniel Sarnoff
Clerk Treasurer Agostino Fusco
Village Attorney Robert Spolzino

* * * * *

Trustee Waitt submitted the following resolution and moved for its adoption. The motion was seconded by Trustee Lucas. The Board of Trustees of the Village was polled. The motion was adopted by a vote of five (5) affirmative votes (being at least two-thirds of the voting strength of the Board of Trustees of the Village) with zero (0) negative votes and zero (0) votes absent.

REFUNDING BOND RESOLUTION OF THE VILLAGE OF MAMARONECK,
COUNTY OF WESTCHESTER, STATE OF NEW YORK, ADOPTED MARCH
25, 2019, AUTHORIZING THE REFUNDING OF ALL OR A PORTION OF
CERTAIN OUTSTANDING SERIAL BONDS OF SAID VILLAGE, STATING
THE PLAN OF REFUNDING, AUTHORIZING THE ISSUANCE OF NOT TO
EXCEED \$15,500,000 REFUNDING SERIAL BONDS OF THE VILLAGE, AND
MAKING CERTAIN OTHER DETERMINATIONS ALL RELATIVE THERETO.

WHEREAS, the Village of Mamaroneck, located in Westchester County, State of New York (the "Village") previously issued \$24,315,000 principal amount of Public Improvement Serial Bonds, Series 2010A (the "Refunded Bonds") pursuant to a certificate of determination of the Clerk-Treasurer of the Village (sometimes referred to herein as the "Chief Fiscal Officer"), dated August 17, 2010, which Refunded Bonds are dated as of August 15, 2010 and matured or mature in annual installments on August 15 in each of the years 2011 to 2030, inclusive, as follows:

\$920,000 in the year 2011,
\$925,000 in the year 2012,
\$940,000 in the year 2013,
\$955,000 in the year 2014,
\$975,000 in the year 2015,
\$1,000,000 in the year 2016,
\$1,025,000 in the year 2017,
\$1,060,000 in the year 2018,
\$1,095,000 in the year 2019,
\$1,135,000 in the year 2020,
\$1,235,000 in the year 2021,
\$1,260,000 in the year 2022
\$1,295,000 in the year 2023,
\$1,335,000 in the year 2024,
\$1,380,000 in the year 2025,
\$1,445,000 in the year 2026,
\$1,500,000 in the year 2027,
\$1,555,000 in the year 2028,
\$1,610,000 in the year 2029, and
\$1,670,000 in the year 2030.

WHEREAS, the Refunded Bonds were authorized pursuant to serial bond resolutions duly adopted by the Board of Trustees of the Village for the objects or purposes described therein and as further described in Exhibit A attached hereto and delegated to the Chief Fiscal Officer the power to prescribe the terms, form and contents of and to sell and deliver such serial bonds of the Village; and

WHEREAS, \$16,515,000 aggregate principal amount of the Refunded Bonds currently remain outstanding and unredeemed as of the date hereof; and

WHEREAS, it is hereby determined to be in the public interest of the Village to refund \$15,420,000 of the said outstanding aggregate principal amount Refunded Bonds maturing in 2020

and thereafter by the issuance of the refunding bonds authorized herein pursuant to Sections 90.00 and 90.10 of the Local Finance Law; and

WHEREAS, such refunding will only be undertaken if it results in present value savings in debt service as required by Sections 90.00 and 90.10 of the Local Finance Law;

NOW THEREFORE, THE BOARD OF TRUSTEES OF THE VILLAGE OF MAMARONECK, NEW YORK, HEREBY RESOLVES (by the favorable vote of two-thirds of all the members of said Board of Trustees), AS FOLLOWS:

Section 1. For the purpose of refunding the outstanding principal balance of the Refunded Bonds as more fully set forth in the Refunding Financial Plan (hereinafter defined), including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized shall be sufficient to pay: (i) the principal amount of the Refunded Bonds; (ii) the aggregate amount of the unmatured interest payable on the Refunded Bonds to and including the date on which any series of the Refunded Bonds which are callable are to be redeemed prior to their respective maturities in accordance with the Refunding Financial Plan (as hereinafter defined) attached hereto as Exhibit B and made a part of this resolution; (iii) the costs and expenses incidental to the issuance of the refunding bonds hereinafter authorized, including without limitation, the development of the Refunding Financial Plan, costs and expenses of executing and performing the terms and conditions of the Escrow Contract (as hereinafter defined), and any securities supply contract, the premium with respect to any bond insurance policy or policies acquired with respect to the Refunding Bonds (as defined below), discount or compensation of underwriters, fees of bond counsel and financial advisors, rating agency fees, printing and service agency fees and expenses, and fees and charges of the Escrow Holder (as hereafter described); and (iv) the redemption premium, if any, to be paid on any series of the Refunded Bonds which are to be called prior to their respective maturities; there are hereby authorized to be issued in one or more series not exceeding \$15,500,000 aggregate principal amount of refunding serial bonds of the Village pursuant to the provisions of Sections 90.00 and 90.10 of the Local Finance Law (the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$14,645,000 as provided in Section 4 hereof. The proposed principal amounts and dates of maturity of such Refunding Bonds are set forth in the Refunding Financial Plan attached hereto.

Section 2. It is hereby determined pursuant to Section 90.10 that:

(a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph (b) of Section 90.10 of the Local Finance Law with respect to each series of the Refunded Bonds;

(b) the maximum period of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds for the objects or purposes for which the Refunded Bonds were issued is as shown in Exhibit A attached hereto;

(c) the last installment of the Refunding Bonds will mature not later than expiration of the maximum period of probable usefulness of the objects or purposes for which the Refunded Bonds were issued, or in the alternative, the weighted average remaining period of probable usefulness of

the objects or purposes (or classes of objects or purposes) financed with the Refunded Bonds, in accordance with the provisions of Section 90.10(c)(1) of the Local Finance Law;

(d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, computed in accordance with subparagraph (a) of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law is as shown in the Refunding Financial Plan described in Section 4 hereof, subject to changes in market interest rates;

Section 3. (a) The Clerk-Treasurer is hereby authorized and directed to enter into an escrow contract (the "Escrow Contract") with a bank or trust company located and authorized to do business in the State of New York as the Clerk-Treasurer shall designate (the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law. In addition, the Escrow Contract may include a forward supply or purchase contract or agreement as part thereof or as a separate agreement for the provision of acquiring obligations of the United States of America or unconditionally guaranteed by the United States of America or other obligations or instruments qualified under Section 90.10 of the Local Finance Law or may be necessary for the completion of the Refunding Financial Plan. The Escrow Contract shall contain such terms and conditions as shall be necessary or required, including terms and conditions required for the completion of the Refunding Financial Plan, including provisions for the Escrow Holder, without further authorization or direction from the Board of Trustees of the Village, except as otherwise provided therein, including, without limitation, (i) to make all required payments of principal, interest and any redemption premiums to appropriate paying agents with respect to the Refunded Bonds, (ii) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the Refunding Financial Plan, and of executing and performing the terms and conditions of the Escrow Contract by the Escrow Holder, (iii) at the appropriate time or times, to cause to be given on behalf of the Village in the manner provided by law the notice of redemption authorized to be given pursuant to Section 7 hereof, and (iv) to invest the moneys held by the Escrow Holder pursuant to the terms of the Escrow Contract and consistent with the provisions of the Refunding Financial Plan. The Escrow Contract shall be irrevocable and shall constitute a covenant with the owners of the Refunding Bonds.

(b) The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt, shall be placed in escrow by the Village with the Escrow Holder pursuant to the terms of the Escrow Contract. All moneys held by the Escrow Holder shall be invested only in direct obligations of the United States of America, in obligations the principal of and interest on which are unconditionally guaranteed by the United States of America or in obligations or instruments qualified under Section 90.10 of the Local Finance Law, which obligations or instruments shall mature or be subject to redemption at the option of the Escrow Holder not later than the respective dates when such moneys will be required to make payments in accordance with the Escrow Contract and the Refunding Financial Plan. Any such moneys remaining in the custody of the Escrow Holder after the performance in full of the Escrow Contract by the Escrow Holder shall be returned to the Village and shall be applied by the Clerk-Treasurer to the payment of the principal of or interest on the Refunding Bonds then outstanding, to the payment of any amounts required to be paid to the United States of America in connection with the refunding of the Refunding Bonds or to the payment of or reimbursement for the costs of issuance or other administrative costs incurred in connection with the issuance of the Refunding Bonds. In connection with the investment of moneys held by the Escrow

Holder under the Escrow Contract, the Clerk-Treasurer is authorized to execute on behalf of the Village any forward purchase or supply contract for the purchase or supply of the securities described in this subsection (b) at a date subsequent to the delivery of the Refunding Bonds, as is needed to accomplish the purposes of the Refunding Financial Plan.

Section 4. The financial plan for the refunding authorized by this resolution (the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refunding, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, is set forth in Exhibit B attached hereto and made a part hereof. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the aggregate principal amount of \$14,645,000 and will mature, be of such terms, and bear such interest as set forth in the Refunding Financial Plan. The Board of Trustees of the Village recognizes that the principal amount of the Refunding Bonds, the series, maturities, terms, interest rate or rates borne by the Refunding Bonds, the provisions for redemption thereof prior to maturity and whether or not all of the Refunding Bonds will be insured, and the resulting present value savings are likely to vary from such assumptions and that the Refunding Financial Plan will likely vary from that attached hereto as Exhibit B. The Clerk-Treasurer is hereby authorized and directed to determine the principal amount of the Refunding Bonds to be issued, the series and designation or designations thereof, the time or times of the sale thereof, the maturities and terms thereof, the provisions relating to the redemption of the Refunding Bonds prior to maturity, if any, the rate or rates of interest to be borne thereby, whether or not the Refunding Bonds will be insured in whole or in part or uninsured, and to prepare, or cause to be provided, a final Refunding Financial Plan, all in accordance herewith, and all powers in connection therewith may be exercised by the Clerk-Treasurer; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law. The Clerk-Treasurer shall file a copy of a certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan with the Village Clerk within ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The faith and credit of the Village are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on the Refunding Bonds becoming due and payable in such year. To the extent that the same are not paid from other sources, there shall be annually levied on all the taxable real property in the Village a tax sufficient to pay the principal of and interest on the Refunding Bonds as the same become due and payable, subject to applicable statutory limitations imposed by Chapter 97 of the Laws of 2011 of the State.

Section 6. Proceeds from the sale of the Refunding Bonds, including any accrued interest and, together with interest earned thereon, which shall be required for the payment of the principal of and interest on the Refunded Bonds, including any redemption or call premiums, in accordance with the Refunding Financial Plan, shall be irrevocably committed and pledged to such purpose and the owners of the Refunded Bonds shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. The pledge and lien provided by this resolution shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and

binding against all parties having claims of any kind in tort, contract, equity, at law or otherwise against the Village irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledge and lien, needs to be filed or recorded.

Section 7. In accordance with the terms of the Refunded Bonds and the provisions of Section 53.00 and of paragraph (h) of Section 90.10 of the Local Finance Law, the Village hereby elects to call in and redeem each Refunded Bond, which the Clerk-Treasurer shall determine to be refunded at the earliest call date available. The sum to be paid therefor on such redemption date shall be the par value thereof plus the redemption premium, if any, and the accrued interest to such redemption date. The Escrow Holder is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the Village in the manner and within the times provided in the issuance proceedings for the Refunded Bonds. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Refunded Bonds and the direction to the Escrow Holder to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the notice requirements of paragraph (a) of Section 53.00 of the Local Finance Law, or any successor law thereto. It is hereby determined that with respect to the series of Refunded Bonds to be called in and redeemed as provided in this Section 7, it is to the financial advantage of the Village not to charge, impose and collect or receive from registered owners of the Refunded Bonds mailing, shipping, insurance or other similar charges in connection with such redemption or calls. Accordingly, pursuant to paragraph (c) of Section 70.00 of the Local Finance Law, no such charges shall be so charged, collected or received by the Chief Fiscal Officer, as fiscal agent.

Section 8. The Refunding Bonds shall be sold at a public sale using a notice of sale, or at the election of the Clerk-Treasurer, at a private sale by negotiation, in either case to a purchaser (the "Purchaser") for a purchase price to be determined by the Clerk-Treasurer, plus accrued interest from the date of the delivery of and payment for the Refunding Bonds, subject to the approval of the terms and conditions of such sale by the State Comptroller as may be required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law. If sold at a public sale, the Clerk-Treasurer is hereby authorized to conduct such public sale in accordance with the provisions of the Local Finance Law and all other applicable statutes and regulations, and to make all final decisions with respect to or arising out of such public sale. After the Refunding Bonds have been duly executed, they shall be delivered by the Clerk-Treasurer to the Purchaser in accordance with the notice of sale or a purchase contract between the Village and the Purchaser, which shall be in form and substance satisfactory to the Clerk-Treasurer.

Section 9. The Board of Trustees of the Village hereby appoints the law firm of The Law Offices of Jeffrey E. Storch, of New York, New York, as bond counsel in connection with the issuance and sale of the Refunding Bonds. The Board of Trustees of the Village hereby appoints the firm of Capital Markets Advisors, LLC of Hopewell Junction, New York, as financial advisor in connection with the issuance and sale of the Refunding Bonds. The Board of Trustees of the Village is hereby authorized to appoint an Escrow Holder, as that term is referred to herein, at a future date.

Section 10. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Refunding Bonds shall be general obligations of the Village, payable as to both principal and interest by a general tax upon all the taxable real property within the Village, subject to applicable statutory limitations imposed by Chapter 97 of the Laws of 2011 of the State.

Section 11. The Clerk-Treasurer, pursuant to Sections 50.00, 90.00, 90.10 and 168.00 of the Local Finance Law, and all other officers, employees and agents of the Village are hereby authorized and directed for and on behalf of the Village to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby, including to correct or amend the documents and certificates authorized to complete the transactions contemplated by this resolution.

Section 12. All other matters pertaining to the terms, issuance and sale of the Refunding Bonds consistent with the provisions of Section 90.10 of the Local Finance Law shall be determined by the Clerk-Treasurer and the powers in connection therewith not otherwise heretofore delegated thereto are hereby delegated to the Clerk-Treasurer.

Section 13. The Clerk-Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the Refunding Bonds as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, if applicable, to designate the Refunding Bonds authorized by this resolution as "qualified tax-exempt obligations" in accordance with Section 265 of the Code.

Section 14. For the benefit of the holders and beneficial owners from time to time of 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 Clerk-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 Clerk-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 the costs the Village would be required to incur to perform thereunder. The Clerk-Treasurer of the Village 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 Clerk-Treasurer of the Village shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village. The Clerk-Treasurer of the Village, acting in the name and on behalf of the Village, shall be entitled to rely upon any legal advice provided by such Village Attorney or bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 15. When this refunding 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 Refunding Bonds authorized by this bond resolution 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 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 of New York.

Section 16. In the absence or unavailability of the Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the Clerk-Treasurer.

Section 17. The Village hereby determines that the issuance of the Refunding Bonds is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQR") are required.

Section 18. This bond resolution shall take effect immediately upon its adoption by the Board of Trustees of the Village.

BOT REGULAR MEETING

MARCH 25, 2019

EXHIBIT A

DESCRIPTION OF CAPITAL IMPROVEMENTS
FINANCED WITH THE PROCEEDS OF THE REFUNDED BONDS

\$24,315,000 Public Improvement Serial Bonds, Series 2010A

<u>Object or Purpose</u>	<u>Period of Probable Usefulness</u>
Water System Improvements	40 years
Rye Lake Pump Station	40 years
DPW Equipment	5 years
Streetscape	15 years
Rye Lake Filter Plant	40 years
Firehouse	30 years
Firehouse	30 years
Firehouse	30 years
Settled Claim	5 years
Settled Claim	15 years
Settled Claim	15 years
Settled Claim	15 years
Tax Certiorari	15 years
Settled Claim - Amatek	5 years
Sewer System	30 years
Various Police Equipment	10 years
Various DPW Equipment	15 years
Fire House	25 years
Larchmont Facility Project	25 years
Vehicles, Computers, Telephones	5 years
Knollwood Road Water Main	5 years
Orienta Ave Water Main	5 years
Various	15 years
Fire Vehicle	5 years
Settled Claim	5 years
Vehicle and Police Equipment	5 years
HVAC System, Water & Drainage	10 years
Water Improvements	40 years
Machinery	15 years

Total Weighted Average PPU: 20.99 Years

5. COMMUNICATION TO THE BOARD II - Suggested Time Limit on Comments of 5 minutes
A. CTB II

Mr. Stuart Tiekert appeared again regarding Sunshine Week and transparency. He believes that the Board should pay attention to their procedures. He had comments from the work session item on accepting roads. He asked when we did not accept a road that was offered. He hopes that the material collected for the MS4 Report is released when collected. Had comment on Baldwin Place, erosion control standards, mosquito dunks, Sportime, wayfinding, the new supermarket opening, and water wheels.

BOT REGULAR MEETING
MARCH 25, 2019

Mr. Glen Tippet appeared again. He thanked Mr. Sarnoff for his work while Acting Manager. Spoke about road strips driving home values down. Larchmont Police Chief mentioned mail boxes are being broken into, this is the time of year that fake IRS robo calls are made, moratorium must be Village wide and tennis at Harbor Island Park.

6. REPORT FROM VILLAGE MANAGER

A. None

7. REPORT FROM CLERK-TREASURER

A. Renewal of Residential Parking Hang Tags for Areas Around Train Station

B. File for the Record - Issuance of Bond Anticipation Note in the amount of \$4,991,713

8. REPORT FROM VILLAGE ATTORNEY

A. None

9. MINUTES - COMMISSIONS, BOARDS, COMMITTEES

A. Minutes of the Board of Trustees Work Session & Regular Meeting of March 11 and Special Work Session of March 12, 2019

B. Minutes of the Board of Architectural Review Meetings of December 4 & 27, 2018 and February 5, 2019

C. Minutes of the Arts Council Meeting of February 13, 2019

ADJOURN

There being no further business to come before the Board, on motion duly made and seconded the public portion of the meeting was adjourned at 11:00 p.m.

PREPARED BY:

SALLY J. ROBERTS

SECRETARY

RESPECTFULLY SUBMITTED BY:

AGOSTINO A. FUSCO,

CLERK-TREASURER