MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF BRONXVILLE HELD JANUARY 13, 2025 AT 7:00PM AT VILLAGE HALL, 200 PONDFIELD ROAD, BRONXVILLE, N.Y.

PRESENT:	Mary C. Marvin	Mayor
	Robert S. Underhill	Deputy Mayor
	Helen Knapp	Trustee
	William Fredericks	Trustee
	Mary Taylor Behrens	Trustee
ALSO PRESENT:	Kevin Staudt	Village Attorney
	James Palmer	Village Administrator
	Stephen Shallo	Asst. Village Administrator

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WORK SESSION

At 5:10pm, on a motion by Deputy Mayor Underhill, seconded by Trustee Behrens, the Village Board unanimously convened the work session. The Village Administrator took the Village Board through the agenda. He explained the two police officers appointments, the resolution authorizing the creation of an additional police officer position and the other new hires being appointed. The Village Board also discussed the new capital projects starting at the library.

The Mayor suggested forming an advisory group with Tuckahoe and Eastchester to stay informed on Eastchester Fire District issues and to attend district meetings.

The Village Board discussed the pros, cons, and legal requirements associated with changing Village Elections to the November General Election cycle.

The Village Administrator will schedule a Zoom meeting with Trustee Fredericks and the consulting engineers to discuss the Crawford Drainage Project.

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At 7:03pm, Mayor Marvin opened the Regular Meeting of the Board of Trustees.

MAYOR'S REPORT

Mayor Marvin gave a brief report on what she has been working on. Mayor Marvin participated in a holiday celebration at the Reformed Church last month and also attended the Menorah lighting on December 24th at Leonard Morange Square. Martin Luther King Jr. Day is coming up next Monday, January 20th. The Reformed Church will host a fundraising event organized by Eastchester ECAP to support children in need of food, books, and other essentials. Ken Jenkins, Westchester County Executive, will be the keynote speaker. Mayor Marvin expressed gratitude to the Bronxville Rotary for generously donating all the food for the event. A moment of silence was observed for the victims of the California fires. Additionally, Mayor Marvin announced that Assistant Village Administrator Stephen Shallo will be leaving his position to become Scarsdale's Deputy Village Manager. Each Trustee thanked him for his years of dedicated service to the Village.

ADMINISTRATOR'S REPORT

Village Administrator, James Palmer, gave a brief report on what he has been working on. Next Monday is a holiday, so there will be no trash pickup. Mr. Palmer also reminded both Village residents and merchants to ensure sidewalks are kept clear of snow and ice.

Trustee Behrens shared that the Village's new website will go live next week.

Mr. Palmer also announced that Court Clerk Kelly Glover has retired after 12 years of dedicated service to the Village. Additionally, he mentioned that the Village's MS-4 Interim Progress Certification report is now available online on the Village's website, under the Department of Public Works page.

APPROVAL OF MINUTES

On a motion by Trustee Behrens, seconded by Trustee Knapp, the Village Board unanimously approved the minutes of the following meetings:

1. Executive/Work Session of December 9, 2024
2. Regular Meeting of December 9, 2024

NEW BUSINESS

A. RESOLUTION – Appointment of Budget Officer for 2025-26 Budget Season

On a motion by Trustee Fredericks, seconded by Deputy Mayor Underhill, the following resolution was unanimously approved:

WHEREAS, pursuant to Village Law, the Village of Bronxville is required to prepare an annual operating budget for the purposes of detailing the annual financial plan of the Village; and

WHEREAS, also pursuant to Village Law, the Budget Officer is responsible for preparing the budget document and to work closely with the chief fiscal officer and department heads to develop a realistic tentative budget and to present it to the Village Board of Trustees; and

WHEREAS, consistent with Village Law, Chapter 61 of the Code of the Village of Bronxville authorizes the Mayor and Village Board of Trustees to designate the Village Administrator as Budget Officer;

NOW THEREFORE, BE IT RESOLVED:

That the Mayor and Village Board of Trustees hereby designate the Village Administrator as Budget Officer for the 2025-26 fiscal year responsible for preparing the operating budget of the Village of Bronxville in accordance with Village Law.

B. RESOLUTION – Appointment of Police Officers

On a motion by Mayor Marvin, seconded by Trustee Behrens, the following resolution was unanimously approved:

AUTHORIZING THE APPOINTMENT OF SAMANTHA PENA

WHEREAS, there exists an opening for the full time position of Police Officer with the Village of Bronxville;

NOW THEREFORE, BE IT RESOLVED:
That the Village Board of Trustees appoint Samantha Pena of Mount Vernon NY to the position of Police Officer at the second year Police Officer's salary effective Monday, January 13, 2025 as authorized by the Westchester County Department of Human Resources. Ms. Pena's appointment is also subject to up to a 52 week probationary period in addition to the other terms and conditions of the current collective bargaining agreement with the Bronxville PBA.

On a motion by Trustee Knapp, seconded by Trustee Fredericks, the following resolution was unanimously approved:

AUTHORIZING THE APPOINTMENT OF SYDNEY NEWBURY

WHEREAS, there exists an opening for the full time position of Police Officer with the Village of Bronxville;

NOW THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees appoint Sydney Newbury of Valley Cottage NY to the position of Police Officer at the second year Police Officer's salary effective Monday, January 13, 2025 as authorized by the Westchester County Department of Human Resources. Ms. Newbury's appointment is also subject to up to a 52 week probationary period in addition to the other terms and conditions of the current collective bargaining agreement with the Bronxville PBA.

On a motion by Trustee Knapp, seconded by Trustee Behrens, the following resolution was unanimously approved:

AUTHORIZING THE APPOINTMENT OF KEVIN O'SHEA

WHEREAS, there exists an opening for the full time position of Police Officer with the Village of Bronxville;

NOW THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees appoint Kevin O'Shea of Mohegan Lake, NY to the position of Police Officer at the second year Police Officer's salary effective January 20, 2024 or the earliest date authorized by the Westchester County Department of Human Resources. Mr. O'Shea's appointment is also subject to up to a 52 week probationary period in addition to the other terms and conditions of the current collective bargaining agreement with the Bronxville PBA.

AUTHORIZING THE BRONXVILLE POLICE DEPARTMENT TO HIRE A NEW 2ND YEAR POLICE OFFICER

On motion of Mayor Marvin, seconded by Deputy Mayor Underhill, the following resolution was unanimously approved:

WHEREAS, the 2024-25 Village of Bronxville General Fund Budget funds 17 positions for police officers grades 1-5, and

WHEREAS, due to increased security needs as well as to reduce police department overtime there is a need for an additional police officer,

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby authorizes the hiring of an additional Police Officer Grade 2, effective January 13, 2025, for $68,610, and

BE IT FURTHER RESOLVED that the Board of Trustees agrees to fund this new hire by transferring unassigned general fund balance to the police department budget, and

BE IT FURTHER RESOLVED that the Board of Trustees approves funding for related employee benefits consistent with the PBA contract, and

BE IT FURTHER RESOLVED that the Board of Trustees agrees to fund these benefits by transferring unassigned general fund balance to the employee benefits budget lines as needed, and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Village Administrator and Village Treasurer to sign all documents and record all transactions necessary to execute this resolution.

C. RESOLUTION – Authorizing Appointment of Court Clerk

On a motion by Mayor Marvin, seconded by Trustee Behrens, the Village Board unanimously approved the following resolution:

AUTHORIZING THE APPOINTMENT OF SHIRLEY F. BENAVIDES

WHEREAS, there exists an opening for the full time position of Court Clerk of the Village of Bronxville;

NOW THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees hereby authorize the appointment of Shirley F. Benavides of Highland Falls, NY to the position of Court Clerk effective Monday, January 13, 2024 at an annual salary of $88,000 and subject to the terms and conditions referenced in the Village Administrator's letter dated December 12, 2024

D. RESOLUTION – Authorizing Capital Project and Retaining OLA Engineers for Design Services for Solar Array on DPW Rooftop

On a motion by Mayor Marvin, seconded by Trustee Kanpp, the following resolution was unanimously approved:

WHEREAS, the Village underwent an ASHRAE (American Society of Heating, Refrigeration and Air-Conditioning Engineers) Level II Energy Audit in 2023; and

WHEREAS, the energy audit provided an overview of existing equipment systems and comparative analysis of actionable energy conservation recommendations; and

WHEREAS; one such recommendation was the installation solar photovoltaic panels on the rooftop of the Department of Public Works maintenance garage; and

WHEREAS; the solar photovoltaic system will provide renewable power generation to municipal buildings thereby reducing Bronxville's greenhouse gas emissions; and

WHEREAS; the solar photovoltaic system is consistent with our green initiatives elsewhere in the Village; and

WHEREAS; the Village has submitted a grant application with NYSERDA requesting up to $125,000 in funding for this project;

NOW, THEREFORE, BE IT RESOLVED the Village hereby authorizes the creation of a capital project of $35,000 to design a solar photovoltaic system;

BE IT FURTHER RESOLVED the Village authorizes retaining OLA Consulting Engineers based in Valhalla, New York to perform an engineer assessment, design, bid specifications and management services for the installation of the new solar array.

E. RESOLUTION – Awarding Library Staff Room Upgrades and Funding

On a motion by Deputy Mayor Underhill, seconded by Trustee Knapp, the following resolution was unanimously approved:

WHEREAS, on July 11, 2024 the Bronxville Public Library Board of Trustees authorized Lothrop Associates to provide design services for $15,000 to renovate the Library's workroom, and

WHEREAS, Lothrop Associates prepared a bid package and requested proposals for the Library workroom renovations, and

WHEREAS, on December 18, 2024, Lothrop Associates submitted to the Bronxville Public Library the bid results and recommended the lowest responsible bidder, P. Camilli & Sons, for the base bid of $179,630, and

WHEREAS, in anticipation of this project, the Library Director has applied for a New York State construction grant for $54,000, and

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby authorizes the Bronxville Public Library workroom renovation project for $194,630, and

BE IT FURTHER RESOLVED that the Board of Trustees accepts the base bid submitted by the contractor P. Camilli & Sons, and

BE IT FURTHER RESOLVED that the Board of Trustees approves the application and will accept proceeds from a New York State construction grant for this project, and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes funding for this project from the transfer of $70,315 from the Bronxville Public Library assigned fund balance to the Village of Bronxville Capital Fund, and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes additional fund for this project from the transfer of $70,315 from the General Fund unassigned fund balance to the capital fund, and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Village Administrator and Village Treasurer to sign all documents and record all transactions necessary to execute this resolution.

F. RESOLUTION – Authorizing Engineering Services for Library Boiler Replacement

On a motion by Trustee Knapp, seconded by Trustee Behrens, the following resolution was unanimously approved:

WHEREAS, the Bronxville Public Library's boiler has exceeded its useful life, and

WHEREAS, the Village removed the Library's existing underground oil tank which operated the boiler system and replaced with a temporary above ground oil tank, and

WHEREAS, the Village is desirous of converting the boiler to an energy efficient natural gas powered boiler, and

WHEREAS, this conversion will be consistent with the Village's climate action program, and

WHEREAS, on December 12, 2024 the Bronxville Public Library Board of Trustees authorized OLA Consulting Engineers to provide design and bid services for $49,700 to replace the Library's boiler, and

WHEREAS, the Bronxville Public Library is anticipating applying for a $100,000 DASNY grant to help pay for this project,

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby authorizes the Bronxville Public Library boiler replacement project for $250,000, and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes OLA to provide design and bid services for $49,700, and

BE IT FURTHER RESOLVED that the Board of Trustees approves the application and will accept proceeds from a New York State DASNY grant to fund this project, and

BE IT FURTHER RESOLVED that the remaining funds for this project will be paid from Library Fund assigned fund balance transfer to the Capital Fund, and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Village Administrator and Village Treasurer to sign all documents and record all transactions necessary to execute this resolution.

G. RESOLUTION – Approving Environmental Compliance Resolution for Water Pump

On a motion by Deputy Mayor Underhill, seconded by Trustee Behrens, the following resolution was unanimously approved:

On Roll Call: Trustee Knapp, Trustee Fredericks, Mayor Marvin, Trustee Behrens, Deputy Mayor Underhill

WHEREAS, the Village of Bronxville is planning to purchase DPW equipment to clean catch basins, and

WHEREAS, in order to consider financing this acquisition through debt issuance, the Village is first required by law to adopt an environmental compliance resolution,

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby approve the following environmental compliance resolution.

ENVIRONMENTAL COMPLIANCE RESOLUTION TO MAKE FINDINGS AND DETERMINATIONS

WHEREAS various Village department heads and where applicable, competent architectural and engineering firms, duly licensed by the State of New York have, at the instance of the Board of Trustees (the "Board"), prepared plans, estimates, and where applicable, engineering and architectural studies and an estimate of the costs of the acquisition of a sewer truck, in and for the Village authorized by the Board pursuant to a bond resolution, dated January 13, 2025, including rights-in-land, original furnishings, equipment, machinery, apparatus required for such purpose, and preliminary and incidental costs related thereto (collectively the "Project") and said plans, estimates and engineering and architectural studies have been filed in the office of the Village Clerk and are on file for public inspection; and

WHEREAS, the Board of Trustees has determined, each component of the Project is a "Type II action", as that term is defined in 6 NYCRR §617.2(ak), and therefore there is no requirement that the Village prepare or file an Environmental Assessment Form ("EAF"); and

WHEREAS, it is proposed that the maximum amount estimated to be expended for the Project is $426,151.92 and that the costs of the Project are to be financed in part by the issuance of serial bonds of the Village in the aggregate principal amount of $426,151.92 pursuant to the Local Finance Law of New York (the "LFL") and if deemed advisable by the issuance of bond anticipation notes in anticipation of the issuance of said bonds; and

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

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

NOW THEREFORE, pursuant to proceedings prescribed in 6 NYCRR at §617 of the State Environmental Quality Review Act ("SEQRA") regulations, BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF THE VILLAGE OF BRONXVILLE, NEW YORK, as follows:

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

Section 2. It is hereby determined that the Project is a Type II action, as that term is defined in §617.2(ak).

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

Section 4. The Village hereby determines that no environmental impact statement or any other determination or procedure is required under the Regulations and no hearing as set forth in 6 NYCRR §617.10(e) is required in making the determinations contained herein with respect to the Project.

Section 5. The Village shall maintain a file, readily accessible to the public, in the office of the Village Clerk, containing this resolution.

H. **RESOLUTION** – Authorizing Bond Sale for Water Pump

On a motion by Mayor Marvin, seconded by Trustee Fredericks, the following resolution was unanimously approved:

On Roll Call: Trustee Behrens, Trustee Knapp, Deputy Mayor Underhill, Trustee Fredericks, Mayor Marvin

WHEREAS, on June 10, 2024 the Board of Trustees adopted a board resolution authorizing the purchase of a water pump to facilitate draining storm sewer overflow and related debt service funding, and

WHEREAS, the cost of this item is $80,951.84,

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby approves the following bond resolutions funding $80,951.84:

Description	Period of Probable Usefulness (PPU)	Resolution	Amount
Water pump	Fifteen (15) Years	C-1	$80,951.84
	Total		**$80,951.84**

BE IT FURTHER RESOLVED that the Board of Trustees authorizes, in compliance with the requirements of law, the Village Administrator and the Village Treasurer to take all actions necessary to effect and record this issuance.

BOND RESOLUTION, DATED JANUARY 13, 2025, AUTHORIZING THE ISSUANCE OF UP TO $80,951.84 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF BRONXVILLE, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE IMPROVEMENTS TO THE VILLAGE'S WATER SYSTEM

WHEREAS, the Board of Trustees of the Village of Bronxville (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in the public interest of the Village to authorize the financing of the costs of the improvements to the Village's water system, and any preliminary and incidental costs related thereto, at a total estimated cost not to exceed $80,951.84, all in accordance with the Local Finance Law;

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

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed $80,951.84, pursuant to the Local Finance Law, in order to finance the costs of the improvements to the Village's water system, including any preliminary and incidental costs related thereto (collectively, the "Project").

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project are not to exceed $80,951.84; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maximum maturity of such serial bonds authorized herein shall be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is a specific object or purpose, or of a class of object or purpose, as described in subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is fifteen (15) years. The serial bonds authorized herein shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of issuance of such serial bonds, or (b) the date of issuance of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

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

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

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

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

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

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

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

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

I. **RESOLUTION** – Approving Environmental Compliance Resolution for Vacuum Truck

On a motion by Mayor Marvin, seconded by Trustee Behrens, the following resolution was unanimously approved:

On Roll Call: Trustee Knapp, Trustee Fredericks, Deputy Mayor Underhill, Trustee Behrens, Mayor Marvin

WHEREAS, the Village of Bronxville is planning to purchase DPW equipment to clean catch basins, and

WHEREAS, in order to consider financing this acquisition through debt issuance, the Village is first required by law to adopt an environmental compliance resolution,

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby approves the following environmental compliance resolution.

ENVIRONMENTAL COMPLIANCE RESOLUTION TO MAKE FINDINGS AND DETERMINATIONS

WHEREAS various Village department heads and where applicable, competent architectural and engineering firms, duly licensed by the State of New York have, at the instance of the Board of Trustees (the "Board"), prepared plans, estimates, and where applicable, engineering and architectural studies and an estimate of the costs of the acquisition of a sewer truck, in and for the Village authorized by the Board pursuant to a bond resolution, dated January 13, 2025, including rights-in-land, original furnishings, equipment, machinery, apparatus required for such purpose, and preliminary and incidental costs related thereto (collectively the "Project") and said plans, estimates and engineering and architectural studies have been filed in the office of the Village Clerk and are on file for public inspection; and

WHEREAS, the Board of Trustees has determined, each component of the Project is a "Type II action", as that term is defined in 6 NYCRR §617.2(ak), and therefore there is no requirement that the Village prepare or file an Environmental Assessment Form ("EAF"); and

WHEREAS, it is proposed that the maximum amount estimated to be expended for the Project is $426,151.92 and that the costs of the Project are to be financed in part by the issuance of serial bonds of the Village in the aggregate principal amount of $426,151.92 pursuant to the Local Finance Law of New York (the "LFL") and if deemed advisable by the issuance of bond anticipation notes in anticipation of the issuance of said bonds; and

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

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

NOW THEREFORE, pursuant to proceedings prescribed in 6 NYCRR at §617 of the State Environmental Quality Review Act ("SEQRA") regulations, BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF THE VILLAGE OF BRONXVILLE, NEW YORK, as follows:

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

Section 2. It is hereby determined that the Project is a Type II action, as that term is defined in §617.2(ak).

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

Section 4. The Village hereby determines that no environmental impact statement or any other determination or procedure is required under the Regulations and no hearing as set forth in 6 NYCRR §617.10(e) is required in making the determinations contained herein with respect to the Project.

Section 5. The Village shall maintain a file, readily accessible to the public, in the office of the Village Clerk, containing this resolution.

Section 6. This resolution shall take effect immediately upon its adoption.

J. RESOLUTION – Authorizing Bond Sale for Vacuum Truck

On a motion by Trustee Knapp, seconded by Mayor Marvin, the following resolution was unanimously approved:

On Roll Call: Trustee Behrens, Trustee Fredericks, Deputy Mayor Underhill, Trustee Knapp, Mayor Marvin

WHEREAS, on July 8, 2024 the Board of Trustees adopted a board resolution authorizing the purchase of a sewer vacuum truck to facilitate catch basin cleaning and authorizing related debt service funding, and

WHEREAS, the cost of this item is $426,151.92,

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby approve the following bond resolutions funding $426,151.92:

Description	**Period of Probable Usefulness (PPU)**	**Resolution**	**Amount**
Sewer vacuum truck	Fifteen (15) Years	C-2	$426,151.92
	Total		**$426,151.92**

BE IT FURTHER RESOLVED that the Board of Trustees authorizes, in compliance with the requirements of law, the Village Administrator and the Village Treasurer to take all actions necessary to effect and record this issuance.

BOND RESOLUTION, DATED JANUARY 13, 2025, AUTHORIZING THE ISSUANCE OF UP TO $426,151.92 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF BRONXVILLE, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE ACQUISITION OF A SEWER TRUCK

WHEREAS, the Board of Trustees of the Village of Bronxville (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in the public interest of the Village to authorize the financing of the costs of the acquisition of a sewer truck, including any preliminary and incidental costs related thereto, at a total estimated cost not to exceed $426,151.92, all in accordance with the Local Finance Law;

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

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed $426,151.92, pursuant to the Local Finance Law, in order to finance the costs of the acquisition of a sewer truck, including any preliminary and incidental costs related thereto (collectively, the "Project").

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project are not to exceed $426,151.92; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maximum maturity of such serial bonds authorized herein shall be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is a specific object or purpose, or of a class of object or purpose, as described in subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is fifteen (15) years. The serial bonds authorized herein shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of issuance of such serial bonds, or (b) the date of issuance of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

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

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

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

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

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

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

Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

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

K. RESOLUTION – Approving Environmental Compliance Resolution for Downtown Pedestrian Improvements

On a motion by Mayor Marvin, seconded by Trustee Fredericks, the following resolution was unanimously approved:

On Roll Call: Trustee Behrens, Trustee Knapp, Trustee Fredericks, Deputy Mayor Underhill, Mayor Marvin

WHEREAS, the Village of Bronxville is planning to purchase DPW equipment to clean catch basins, and

WHEREAS, in order to consider financing this acquisition through debt issuance, the Village is first required by law to adopt an environmental compliance resolution,

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby approves the following environmental compliance resolution.

ENVIRONMENTAL COMPLIANCE RESOLUTION TO MAKE FINDINGS AND DETERMINATIONS

WHEREAS various Village department heads and where applicable, competent architectural and engineering firms, duly licensed by the State of New York have, at the instance of the Board of Trustees (the "Board"), prepared plans, estimates, and where applicable, engineering and architectural studies and an estimate of the costs of streetscape improvements, including reconstruction of roads and streets and improvements to sidewalks and curbs and signage, authorized by the Board pursuant to a bond resolution, dated January 13, 2025, including preliminary and incidental costs related thereto (collectively the "Project") and said plans, estimates and engineering and architectural studies have been filed in the office of the Village Clerk and are on file for public inspection; and

WHEREAS, the Board of Trustees has determined, each component of the Project is a "Type II action", as that term is defined in 6 NYCRR §617.2(ak), and therefore there is no requirement that the Village prepare or file an Environmental Assessment Form ("EAF"); and

WHEREAS, it is proposed that the maximum amount estimated to be expended for the Project is $700,000 and that the costs of the Project are to be financed in part by (i) the issuance of serial bonds of the Village in the aggregate principal amount of $561,000 pursuant to the Local Finance Law of New York (the "LFL") and if deemed advisable by the issuance of bond anticipation notes in anticipation of the issuance of said bonds and (ii) $139,000 in grant funding anticipated to be received by the Village; and

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

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

NOW THEREFORE, pursuant to proceedings prescribed in 6 NYCRR at §617 of the State Environmental Quality Review Act ("SEQRA") regulations, BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF THE VILLAGE OF BRONXVILLE, NEW YORK, as follows:

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

Section 2. It is hereby determined that the Project is a Type II action, as that term is defined in §617.2(ak).

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

Section 4. The Village hereby determines that no environmental impact statement or any other determination or procedure is required under the Regulations and no hearing as set forth in 6 NYCRR §617.10(e) is required in making the determinations contained herein with respect to the Project.

Section 5. The Village shall maintain a file, readily accessible to the public, in the office of the Village Clerk, containing this resolution.

Section 6. This resolution shall take effect immediately upon its adoption.

L. **RESOLUTION** – Authorizing Bond Sale for Funding Downtown Pedestrian and Traffic Improvements

On a motion by Trustee Behrens, seconded by Mayor Marvin, the following resolution was unanimously approved:

On Roll Call: Trustee Knapp, Trustee Fredericks, Deputy Mayor Underhill, Trustee Behrems, Mayor Marvin

WHEREAS, on October 15, 2024, the Board of Trustees adopted a board resolution authorizing the purchase of road and street improvements and authorizing related debt service funding, and

WHEREAS, the cost of this item is $561,000,

NOW, THEREFORE, BE IT

RESOLVED that the Board of Trustees hereby approves the following bond resolutions funding $561,000:

Description	Period of Probable Usefulness (PPU)	Resolution	Amount
Reconstruction of roads & streets	Fifteen (15) Years	C-3	$561,000
	Total		**$561,000**

BE IT FURTHER RESOLVED that the Board of Trustees authorize, in compliance with the requirements of law, the Village Administrator and the Village Treasurer to take all actions necessary to effect and record this issuance.

BOND RESOLUTION, DATED JANUARY 13, 2025, AUTHORIZING THE ISSUANCE OF UP TO $561,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF BRONXVILLE, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF STREETSCAPE IMPROVEMENTS.

WHEREAS, the Board of Trustees of the Village of Bronxville (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in the public interest of the Village to authorize the financing of the costs of streetscape improvements, including reconstruction of roads and streets and improvements to sidewalks and curbs and signage, all in and for the Village, and including any preliminary and incidental costs related thereto, at a total estimated cost not to exceed $561,000, all in accordance with the Local Finance Law;

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

Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed $561,000, pursuant to the Local Finance Law, in order to finance the costs of streetscape improvements, including reconstruction of roads and streets and improvements to sidewalks and curbs and signage, all in and for the Village, and including any preliminary and incidental costs related thereto (collectively, the "Project").

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project are not to exceed $700,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from (i) the proceeds of the serial bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds and (ii) $139,000 in grant funding anticipated to be received by the Village; (d) the maximum maturity of such serial bonds authorized herein shall be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is a specific object or purpose, or of a class of object or purpose, as described in subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is fifteen (15) years. The serial bonds authorized herein shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of issuance of such serial bonds, or (b) the date of issuance of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

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

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

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the

Local Finance Law in the Journal News, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law, which should have been complied with at 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 of New York.

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

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

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

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

M. RESOLUTION – Authorizing Appointment to DPW

On a motion by Deputy Mayor Underhill, seconded by Mayor Marvin, the following resolution was unanimously approved:

WHEREAS, there exists an opening for the full time position of Laborer of the Village of Bronxville;

NOW THEREFORE, BE IT RESOLVED:

That the Village Board of Trustees hereby authorize the appointment of Agostinho A. Joaquim of Tuckahoe, NY to the position of Laborer effective Tuesday, January 14, 2025 at an annual salary of $72,180 and subject to the terms and conditions referenced in the Village Administrator's letter dated January 13, 2025

TRUSTEE COMMENTS – NONE

PUBLIC COMMENTS – NONE

There being no further comments, Mayor Marvin adjourned the Regular Meeting of the Board of Trustees at 7:59pm on a motion by Trustee Knapp, seconded by Trustee Behrens.

The next regularly scheduled Village Board of Trustees meeting will be Monday, February 10, 2025 at 7:00pm.

James M. Palmer, Village Administrator/Clerk