

Bedford Hills, New York
July 6, 2010

The first meeting for the month of July of the Town Board of the Town of Bedford was held on July 6, 2010 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 8:00 P.M. by Deputy Supervisor Chryssos.

Present: Peter Chryssos : Deputy Supervisor
Francis T. Corcoran : Councilman
Chris Burdick : Councilman
David Gabrielson : Councilman

Lisbeth Fumagalli : Town Clerk
Nancy Tagliaferro : Town Attorney
Ed Ritter : Comptroller
Amy Pectol : Receiver of Taxes
William J. Hayes : Chief of Police
Marcy Marchiano : Asst. to Supervisor

Absent: Lee V. A. Roberts : Supervisor

and approximately seven (7) residents/observers.

APPROVAL OF CLAIMS

On a motion by Mr. Burdick, seconded by Mr. Gabrielson, the following resolution was ADOPTED

Ayes: Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: Roberts

RESOLVED, that the following claims for 2010 be allowed for payment from their respective funds,

Paid Prior to Audit	\$	472,484.84
General Fund		110,759.08
Highway Fund		53,442.83
Consolidated Water District		2,430.41
Cedar Downs Water District		0.57
Farms Water District		127.51
Old Post Road Water District		134.13
Drug Abuse		60.00
Special Districts:		
Bedford Village Memorial Park		8,100.30
Bedford Hills Memorial Park		8,066.54
Katonah Memorial Park		7,071.58
Bedford Lighting District		119.00
Katonah Lighting District		949.60
Bedford Paramedic District #1		73,971.00
Capital Projects		<u>555,158.50</u>
	\$	1,292,875.89

DEMONSTRATION of new voting machines.

Ms. Fumagalli, Town of Bedford Town Clerk demonstrated the new electronic voting machine that will be used by voters, beginning with the primary election in September and explained the operation of them. The Board asked Ms. Fumagalli to draft a letter from the Board to the Westchester County Board of Elections explaining their concerns about the new machines.

CORRESPONDENCE

1. Bedford Hills Neighborhood Association request to put up a community bulletin board.

Mr. Gabrielson read the letter dated June 22, 2010 from Janet Jacobsen, President of the Bedford Hills Neighborhood Association requesting guidance in the placement of a community bulletin board in the area of the Bedford Hills Train Station. She added that it would be similar in style to the Katonah Village Improvement Society (KVIS) board in Katonah and the bulletin board near the Bedford Village post office.

The Town Board offered their support for this project and Mr. Gabrielson thanked Ms. Jacobsen for all her hard work for the Bedford Hills Neighborhood Association.

OLD BUSINESS

1. Refunding Bond Resolution.

Mr. Ritter advised that on April 6, 2010 the Town Board had approved a resolution to refund all callable bonds from the 1996, 1999, 2001, 2002 and 2004 issues. He added that the Town now desired to amend the resolution to allow for the refunding of the non-callable bonds of the 2001, 2002 and 2004 issues. He pointed out that it had been determined to be in the Town of Bedford's best interest to have the ability to refund all bonds within the 1996, 1999, 2001, 2002 and 2004 issues and that the resolution would take effect immediately upon adoption and the completion of a twenty (20) day estoppel period.

On a motion by Mr. Gabrielson, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: Roberts

AMENDATORY BOND RESOLUTION AMENDING A REFUNDING BOND RESOLUTION, ADOPTED ON APRIL 6, 2010, AUTHORIZING THE ISSUANCE OF REFUNDING SERIAL BONDS OF THE TOWN OF BEDFORD, IN THE COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO SECTION 90.10 OF THE LOCAL FINANCE LAW OF THE STATE OF NEW YORK, PROVIDING FOR OTHER MATTERS AND MAKING CERTAIN DETERMINATIONS IN RELATION THERETO AND PROVIDING FOR THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY.

WHEREAS, the Town of Bedford, located in the County of Westchester, State of New York (the "Town") adopted a refunding bond resolution pursuant to Section 90:10 of the Local Finance Law (the "Refunding Resolution") on April 6, 2010 approving the issuance of (i) all of the outstanding \$340,000 Public Improvement (Serial) Bonds, 1996 (dated December 15, 1996) maturing in the years 2010 and 2011 (the "Series 1996 Bonds"); (ii) all of the outstanding \$875,000 Public Improvement (Serial) Bonds, 1999 (dated December 15, 1999) maturing in the years 2010 to 2014, inclusive, (the "Series 1999 Bonds"); (iii) all of the outstanding callable \$1,475,000 Public Improvement (Serial) Bonds, 2001 (dated November 15, 2001) maturing in the years 2011 to 2016, inclusive, (the "Series 2001 Bonds"); (iv) all of the outstanding callable \$1,600,000 Public Improvement (Serial) Bonds, 2002 (dated December 15, 2002) maturing in the years 2012 to 2017, inclusive, (the "Series 2002 Bonds"); and (v) a portion of the outstanding \$6,650,000 Public Improvement (Serial) Bonds, 2004 (dated September 15, 2004) maturing in the years 2014 to 2019, inclusive, (the "Series 2004 Bonds") collectively (the "Refunding Bonds"); and

WHEREAS, the Town now desires to amend the Refunding Resolution to allow for the refunding of additional non-callable maturities of the Series 2001 Bonds and Series 2002 Bonds and for the refunding of all or a portion of the outstanding Series 2004 Bonds, as further described herein and in Exhibit A attached hereto; and

WHEREAS, the Town Board has determined that it is in the best interest of the Town to authorize the refunding of the Series 2001 Bonds, Series 2002 Bonds and Series 2004 Bonds as described below and to amend the Refunding Resolution accordingly to authorize the refunding of such series of bonds; and

NOW, THEREFORE BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF BEDFORD, IN THE COUNTY OF WESTCHESTER, STATE OF NEW YORK (BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE VOTING STRENGTH OF THE TOWN BOARD OF THE TOWN), AS FOLLOWS:

Section 1. The WHEREAS clauses of the Refunding Resolution pertaining to the Series 2001 Bonds are amended as follows:

WHEREAS, The Town of Bedford located in the County of Westchester, State of New York (the "Town ") previously issued \$3,733,000 principal amount of Public Improvement (Serial) Bonds, Series 2001 (the "Series 2001 Bonds") pursuant to a certificate of determination of the Town Supervisor (sometimes referred to herein as the "Chief Fiscal Officer"), which Series 2001 Bonds are dated November 15, 2001 and matured or mature in annual installments on November 15 in each of the years 2002 to 2016, inclusive, as follows:

\$233,000 in the year 2002,
\$250,000 in the year 2003,

\$250,000 in the year 2004,
\$250,000 in the year 2005,
\$250,000 in the year 2006,
\$250,000 in the year 2007,
\$250,000 in the year 2008,
\$250,000 in the year 2009,
\$275,000 in the year 2010,
\$275,000 in the year 2011,
\$225,000 in the year 2012,
\$225,000 in the year 2013,
\$250,000 in the year 2014,
\$250,000 in the year 2015, and
\$250,000 in the year 2016,

WHEREAS, the Series 2001 Bonds were authorized pursuant to one or more serial bond resolutions duly adopted by the Town Board of the Town for the objects or purposes described therein on June 19, 2001 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 Town; and

WHEREAS, \$1,750,000 aggregate principal amount of the Series 2001 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 Town to refund all or a portion of said outstanding Series 2001 Bonds in the aggregate principal amount of \$1,750,000, including a non-callable serial bond maturing in 2010, by the issuance of the Refunding Bonds authorized herein pursuant to Section 90.10 of the Local Finance Law (the “Series 2001 Refunding Bonds”); and

Section 2. The WHEREAS clauses of the Refunding Resolution pertaining to the Series 2002 Bonds are amended as follows:

WHEREAS, the Town of Bedford located in the County of Westchester, State of New York (the “Town ”) previously issued \$4,647,000 principal amount of Public Improvement (Serial) Bonds, Series 2002 (the “Series 2002 Bonds”) pursuant to a certificate of determination of the Town Supervisor (sometimes referred to herein as the “Chief Fiscal Officer”), which Series 2002 Bonds are dated December 15, 2002 and matured or mature in annual installments on December 15 in each of the years 2003 to 2017, inclusive, as follows:

\$247,000 in the year 2003,
\$375,000 in the year 2004,
\$375,000 in the year 2005,
\$375,000 in the year 2006,
\$375,000 in the year 2007,
\$325,000 in the year 2008,
\$325,000 in the year 2009,
\$325,000 in the year 2010,
\$325,000 in the year 2011,
\$325,000 in the year 2012,
\$275,000 in the year 2013,
\$275,000 in the year 2014,
\$275,000 in the year 2015,
\$250,000 in the year 2016, and
\$200,000 in the year 2017

WHEREAS, the Series 2002 Bonds were authorized pursuant to one or more serial bond resolutions duly adopted by the Town Board of the Town for the objects or purposes described therein on October 22, 2002 and November 4, 2002 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 Town; and

WHEREAS, \$2,250,000 aggregate principal amount of the Series 2002 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 Town to refund all or a portion of said outstanding Series 2002 Bonds in the aggregate principal amount of \$2,250,000, including non-callable serial bonds maturing in 2010 and 2011, by the issuance of the refunding

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bonds authorized herein pursuant to Section 90.10 of the Local Finance Law (the “Series 2002 Refunding Bonds”); and

Section 3. The WHEREAS clauses of the Refunding Resolution pertaining to the Series 2004 Bonds are amended as follows:

WHEREAS, the Town of Bedford, located in the County of Westchester, State of New York (the “Town ”) previously issued \$10,592,449 principal amount of Public Improvement (Serial) Bonds, Series 2004 (the “Series 2004 Bonds”) pursuant to a certificate of determination of the Town Supervisor (sometimes referred to herein as the “Chief Fiscal Officer”), which Series 2004 Bonds are dated September 15, 2004 and matured or mature in annual installments on September 15 in each of the years 2005 to 2019, inclusive, as follows:

\$817,449 in the year 2005,
\$800,000 in the year 2006,
\$800,000 in the year 2007,
\$800,000 in the year 2008,
\$725,000 in the year 2009,
\$750,000 in the year 2010,
\$750,000 in the year 2011,
\$750,000 in the year 2012,
\$750,000 in the year 2013,
\$750,000 in the year 2014,
\$625,000 in the year 2015,
\$625,000 in the year 2016,
\$550,000 in the year 2017,
\$550,000 in the year 2018,
\$550,000 in the year 2019,

WHEREAS, the Series 2004 Bonds were authorized pursuant to one or more serial bond resolutions duly adopted by the Town Board of the Town for the objects or purposes described therein on October 7, 2003, October 21, 2003, November 3, 2003, December 16, 2003, July 20, 2004 and August 3, 2004 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 Town; and

WHEREAS, \$6,650,000 aggregate principal amount of the Series 2004 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 Town to refund all or a portion of said outstanding Series 2004 Bonds in the aggregate principal amount of \$6,650,000, by the issuance of the Refunding Bonds authorized herein pursuant to Section 90.10 of the Local Finance Law (the “Series 2004 Refunding Bonds”); and

Section 4. Sections 1-17, inclusive, of the Refunding Resolution are incorporated herein by reference and made a part hereof and are hereby ratified, approved and confirmed as if adopted and readopted by the Town Board and shall not be or be deemed to be adversely affected in any way by this amendatory bond resolution and shall be the valid and enforceable action of the Town Board in full force and effect from and after April 6, 2010.

Section 5. This amendatory bond resolution is and is hereby deemed to be in compliance with the applicable provisions of Section 90.10 of the Local Finance Law by reason of incorporation by reference of Sections 1-17, inclusive, of the Refunding Resolution.

Section 6. The validity of the Refunding Bonds may be contested only if such obligations are authorized for objects or purposes for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of publication, or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. When this bond resolution takes effect, it shall be published in full by the Town Clerk, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the *Bedford Pound Ridge Record Review*, a newspaper having a general circulation in the Town and which is hereby designated as the official newspaper of the Town for such purpose.

Section 8. This bond resolution shall take effect immediately upon its adoption by the Town Board of the Town.

Town of Bedford, New York
Exhibit A to the Amendatory Refunding Bond Resolution,
Dated July 6, 2010,
of the Town of Bedford

July 6, 2010 – Regular meeting - continued

in the County of Westchester, State of New York
Series 1996 Bonds - Refunding Bonds

<u>Maturity Date</u>	<u>Principal Amount</u>
11/15/2010	\$172,000
11/15/2011	\$170,000

Series 1999 Bonds–Refunding Bonds

11/15/2010	\$172,000
11/15/2011	\$175,000
11/15/2012	\$175,000
11/15/2013	\$170,000
11/15/2014	\$165,000

Series 2001 Bonds–Refunding Bonds

11/15/2010	\$277,000
11/15/2011	\$265,000
11/15/2012	\$215,000
11/15/2013	\$210,000
11/15/2014	\$235,000
11/15/2015	\$235,000
11/15/2016	\$235,000

Series 2002 Bonds–Refunding Bonds

11/15/2010	\$332,000
11/15/2011	\$320,000
11/15/2012	\$315,000
11/15/2013	\$265,000
11/15/2014	\$265,000
11/15/2015	\$265,000
11/15/2016	\$240,000
11/15/2017	\$195,000

Series 2004 Bonds–Refunding Bonds

11/15/2010	\$797,000
11/15/2011	\$730,000
11/15/2012	\$725,000
11/15/2013	\$725,000
11/15/2014	\$725,000
11/15/2015	\$605,000
11/15/2016	\$610,000
11/15/2017	\$540,000
11/15/2018	\$545,000
11/15/2019	\$550,000

The maximum period of probable usefulness permitted by law at the time of the issuance of each series of the Refunded Bonds for each object or purpose for which such series of Refunded Bonds were issued is as specified in the respective authorization certificates of the Town Supervisor and Chief Fiscal Officer executed and delivered by the Town which are incorporated herein by reference.

Exhibit B to the Amendatory Refunding Bond Resolution,
dated July 6, 2010
of the Town of Bedford,
in the County of Westchester, State of New York
Refunding Financial Plan

On file in the Office of the Town Clerk

NEW BUSINESS

1. Superintendent of Recreation and Parks – Request Town Board approval/action on trees located in Bedford Village Hamlet, Cemetery and the Green.

July 6, 2010 – Regular meeting - continued

Mr. Burdick read the memorandum that had been submitted by Superintendent of Recreation and Parks, Bill Heidepriem.

On a motion by Mr. Burdick, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: Roberts

RESOLVED that the Town Board does hereby grant approval for the removal of a large twin leader white pine tree located in the center of the cemetery that is next to Historical Hall in Bedford Village as it poses a hazard due its decayed condition, and the Town shall consult the Bedford Historic District Advisory Commission for their opinion concerning two (2) trees located on the Village Green, as per the memorandum dated June 30, 2010 from Bill Heidepriem, Superintendent of Recreation and Parks.

2. Thomas O'Brien request for reappointment to the Bedford Historic District Review Commission.

On a motion by Mr. Chryssos, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: Roberts

RESOLVED that the Town Board does hereby reappoint Thomas O'Brien to the Bedford Historic District Review Commission for a three (3) year term, said term to expire January 20, 2013.

3. Luke Vander Linden request for reappointment to Communications Committee.

On a motion by Mr. Corcoran, seconded by Mr. Gabrielson, the following resolution was ADOPTED

Ayes: Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: Roberts

RESOLVED that the Town Board does hereby reappoint Luke Vander Linden to the Communications Committee for a three (3) year term, said term to expire July 1, 2013.

4. Executive Session – Personnel Matter

On a motion by Mr. Chryssos, seconded by Mr. Gabrielson, the following resolution was ADOPTED

Ayes: Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: Roberts

RESOLVED that the Town Board shall conduct an executive session on a personnel matter to be held at the conclusion of the regular meeting.

5. Set Executive Session to discuss PBA Negotiations, July 13th at 7:30 pm.

On a motion by Mr. Chryssos, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: Roberts

RESOLVED that the Town Board does hereby set an executive session to discuss PBA negotiations for Tuesday, July 13, 2010 at 7:30 P.M. at the Town House, 321 Bedford Road, Bedford Hills, New York.

6. Set Work Sessions on Budget.

On a motion by Mr. Chryssos, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Chryssos, Corcoran, Gabrielson, Burdick
Nays: None
Absent: Roberts

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RESOLVED that the Town Board does hereby set a work session on the 2011 Town of Bedford budget for Tuesday, July 20, 2010 at 7:00 P.M. at the Town House, 321 Bedford Road, Bedford Hills, New York.

PUBLIC COMMENT PERIOD

A resident of Valley Road in Katonah expressed her concern about speeding on this road, noting that many young children live on this portion of it and asked for the installation of a “Children at Play” sign. The Town Board recommended that she write a letter to the Board and it will be placed on the next Town Board agenda.

The Town Board meeting adjourned at 8:45 P.M.

Lisbeth Fumagalli, Town Clerk

TOWN OF BEDFORD
www.BedfordNY.info
TOWN BOARD
EXECUTIVE SESSION MINUTES
July 6, 2010

The Town Board met in Executive Session at approximately 8:55 p.m.

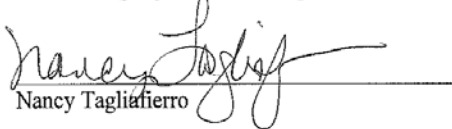
Deputy Supervisor Peter Chryssos, and Councilmen Chris Burdick, David Gabrielson, Frances Corcoran were present. Town Attorney Nancy Tagliaferro and Police Chief William Hayes were also present. Supervisor Lee Roberts was absent.

At 9:05 p.m. Deputy Supervisor Chryssos closed the Executive Session and opened the meeting in public session for the vote.

On motion of Chris Burdick and seconded by Francis Corcoran, the Board voted to designate Nancy Tagliaferro to act as Clerk to take the minutes of the meeting. The vote was 4-0, and the motion carried.

On motion of Chris Burdick, seconded by Frances Corcoran, the Board voted to authorize the retention of County Wide Technical Services to conduct an investigation in order to verify a claim. The vote was 4-0, and the motion carried.

The meeting adjourned at 9:15 p.m.


Nancy Tagliaferro