

Meeting date: 09/12/2022

Resolution #: 09/13/2022

**RESOLUTION OF THE SLEEPY HOLLOW LOCAL DEVELOPMENT CORPORATION (THE “CORPORATION”) AUTHORIZING THE EXTENSION OF SERVICES BY L.M. SESSLER EXCAVATING & WRECKING, INC. FOR THE SELECT DEMOLITION OF THE EAST VIADUCT**

A regular meeting of the Directors of the Sleepy Hollow Local Development Corporation was convened on September 12, 2022, at 7:00 p.m.

**WHEREAS**, the Corporation is undertaking a certain project (the “Project”) involving the phased development of Sleepy Hollow Commons as a municipal facility, public open space and recreational complex to be leased to the Village of Sleepy Hollow (the “Village”); and

**WHEREAS**, on January 24, 2022, the Corporation engaged L.M. Sessler Excavating & Wrecking, Inc. (“Sessler”) to complete the select demolition of the East Viaduct (the “Work”); and

**WHEREAS**, Sessler has submitted a proposal to the Corporation to amend the Work to include crushing the stone waste already at the Project site for reuse as fill material that is already required for other phases of the Project (the “New Services”); and

**WHEREAS**, Sessler is able provide the New Services at a lesser cost than any other contractor as they are already mobilized for the demolition of the East Parcel Viaduct; and

**WHEREAS**, the Consultant has recommended the extension of the work as the lowest cost alternative to removing the stone waste and purchasing new fill material.

**NOW, THEREFORE, BE IT RESOLVED**, by the Directors of the Corporation as follows:

Section 1. The Corporation hereby approves the extension of the agreement with Sessler to include the expanded scope of the Work with such changes and revisions as may be authorized by the Chairman, Vice Chairman and/or Chief Executive Officer and authorizes an expenditure of Corporation funds towards the Work in an amount not to exceed \$20,000.00.

Section 2. The officers, employees and agents of the Corporation are hereby authorized and directed for and in the name and on behalf of the Corporation to do all acts and things required and to execute and deliver all such certificates, deeds, notices, instruments and documents, to pay all such fees, charges and expenses and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolutions and to cause compliance by the Corporation with all of the terms, covenants and provisions of the documents executed for and on behalf of the Corporation.

Section 3. These resolutions shall take effect immediately.

On motion duly made by Director Oeste-Villavieja and seconded by Director Wray, the forgoing resolution was placed before the Board of Directors of the Corporation and voted:

	Aye	Nay	Abstain	Absent
Kenneth Wray	X			
Anthony Scarpati				X
Michael Dawley	X			
Teresa Oeste-Villavieja	X			

Motion carried 3-0.

STATE OF NEW YORK )  
COUNTY OF WESTCHESTER ) SS:

I, the undersigned Michael Curti, Assistant Secretary, of the Sleepy Hollow Local Development Corporation, DO HEREBY CERTIFY:

That I have compared the annexed extract of minutes of the meeting of the Sleepy Hollow Local Development Corporation (the "Corporation"), including the resolution contained therein, held on September 12, 2022, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Corporation and of such resolution set forth therein and of the whole of said original insofar as the same related to the subject matters therein referred to.

I FURTHER CERTIFY, that all members of said Corporation had due notice of said meeting, that the meeting was in all respects duly held and that, pursuant to Article 7 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, and that public notice of the time and place of said meeting was duly given in accordance with such Article 7.

I FURTHER CERTIFY, that there was a quorum of the members of the Corporation present throughout said meeting.

I FURTHER CERTIFY, that as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or modified.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation this \_\_\_ day of September 2022.

*Michael Curti* \_\_\_\_\_

Assistant Secretary

[SEAL]