

Meeting date: 09/03/2024
Resolution #: 09/___/2024

AUTHORIZING RESOLUTION

A **special** meeting of the Sleepy Hollow Local Development Corporation (“Corporation”) was convened in public session on September 3, 2024 at 6:30 p.m., local time.

The following resolution was duly offered and seconded, to wit:

Resolution No. 08 - ___ - 2024

RESOLUTION OF THE SLEEPY HOLLOW LOCAL DEVELOPMENT CORPORATION (THE “CORPORATION”) AUTHORIZING THE ENGAGEMENT OF CERTAIN CONSTRUCTION, CONSTRUCTION SUPPORT, AND CONSTRUCTION MONITORING SERVICES FOR THE EAST PARCEL PHASE II CONSTRUCTION PROJECT (AS FURTHER DESCRIBED HEREIN)

WHEREAS, the Corporation was established by the Village of Sleepy Hollow (the “Village”) as a not-for-profit local development corporation with purposes and powers that include constructing, acquiring, rehabilitating for use by others, assisting financially with the construction, acquisition, rehabilitation and improvement, and maintaining and/or leasing facilities on its behalf or for others within the Village; and

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, the Corporation is undertaking the repair and replacement of approximately 600 linear feet of damaged sewer lines located within the Project, and in furtherance of same desires to enter into certain contract amendments, as follows: (i) Contract Amendment No. 1 with Shawns Lawns construction services by amendment to existing contract (Time and Materials up to \$1,500,000); and (ii) Contract Amendment No. 6 with WSP by amendment for construction support and inspection services (collectively, the “Contract Amendments”); and

WHEREAS, the Corporation has been presented with the Contract Amendments and supporting documents and desires to authorize (i) the appropriation of funds to pay for same; and (ii) the execution and delivery of the Contract Amendments; and

WHEREAS, the previously proposed Contract Amendment No. 5 with WSP dated July 8, 2024 was not agreed to by the Corporation and the aforementioned Contract Amendment No. 6 with WSP supersedes the previously proposed Contract Amendment No. 5 in all respects.

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

Section 1. The Corporation hereby approves the Contract Amendments as to form, and authorizes and approves the appropriation and expenditure of Corporation funds for each of the agreements.

Section 2. The officers, attorneys, 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, instruments and documents, including, but not limited to executing any agreement to reflect the Extended Work, to pay all such fees, charges and expenses related to the Extended Work or the Proposal and to do all such further acts and things as may be necessary or, in the opinion of the officer, attorney, 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. This resolution shall take effect immediately.

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

	Aye	Nay	Abstain	Absent
Michael Dawley				
Teresa Oeste-Villavieja				
Lauren Connell				
Paul Baffico				
Benjamin Sirota				

CERTIFICATION

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:

I, the undersigned, Acting Secretary of Sleepy Hollow Local Development Corporation (“Corporation”) DO HEREBY CERTIFY:

That I have compared the annexed extract of minutes of the meeting of the Corporation, including the resolution contained therein, held September 3, 2024, 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 _____, 2024.



[SEAL]