



**AGENDA**  
**NOVEMBER 4, 2015**  
**BOARD OF TRUSTEES**  
**VILLAGE OF BRIARCLIFF MANOR, NEW YORK**  
**REGULAR MEETING – 8:00PM**

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**Board of Trustees Announcements**

**Village Managers Report – 4 Month Budget Presentation FY 15-16**

**Public Comments**

1. Election Resolution for Annual Village Election 2016
2. Budget Amendments
  - a) SEMO Superstorm Sandy
  - b) Capital Budget FY15-16 Safe Routes to School Grant
3. Budget Transfers – Retirement
4. Authorize Village Manager to Execute a Supplemental Agreement for Pedestrian Improvements (Safe Routes to School Grant) with the New York State Department of Transportation
5. Minutes
  - October 21, 2015

The Board will adjourn the regular meeting and reconvene as the Board of Police Commissioners.

1. Authorize Village Manager to Execute a Stipulated Settlement Agreement with Police Officer A

**THE NEXT REGULAR BOARD OF TRUSTEES MEETING WILL BE  
NOVEMBER 18, 2015 AT 8:00PM**

VILLAGE OF BRIARCLIFF MANOR  
BOARD OF TRUSTEES AGENDA  
NOVEMBER 4, 2015

**1. ELECTION RESOLUTION FOR ANNUAL VILLAGE ELECTION 2016**

BE IT RESOLVED that the annual Village Election will be held in the Village of Briarcliff Manor on Tuesday, March 15, 2016 between the hours of 6:00am and 9:00pm during which the polls will be open.

BE IT FURTHER RESOLVED that the following Village Offices are to be elected at the annual Village Election of March 15, 2016 for the terms as set forth herein:

<u>Office</u>	<u>Term</u>
Trustee (2)	2 Years

VILLAGE OF BRIARCLIFF MANOR  
BOARD OF TRUSTEES AGENDA  
NOVEMBER 4, 2015

**2A. BUDGET AMENDMENT –SEMO SUPERSTORM SANDY**

BE IT RESOLVED that the General Fund for fiscal year 2015-2016 is hereby amended to accept SEMO monies for funding from Superstorm Sandy as follows:

**Increase Revenues by \$49,191.03**

Increase Revenue – A0101.3560 (SEMO) by	\$47,874.10
	\$1,316.93
<b>TOTAL</b>	<b>\$49,191.03</b>

THIS DOCUMENT HAS MULTIPLE SECURITY FEATURES INCLUDING HEAT SENSITIVE, COLOR CHANGING INK ON THE BACK OF THE DOCUMENT

07600212

State of New York

Check No. 04016104

GENERAL CHECKING ACCOUNT "A"

\$1,316.93

DEPARTMENT OF TAXATION AND FINANCE  
DIVISION OF THE TREASURY

29-55  
213

A

OCTOBER 23, 2015 DHS01

KNOW YOUR ENDORSER

Pay to the Order of: BRIARCLIFF MANOR VILLAGE OF

\$1,316.93

*Thomas P. DiNapoli*

Thomas P. DiNapoli  
State Comptroller

KeyBank N.A.

*Jerry Boone*

Jerry Boone  
Commissioner, Dept. of Taxation and Finance

⑈04016104⑈ ⑆021300556⑆ 320993202789⑈

THIS DOCUMENT HAS MULTIPLE SECURITY FEATURES INCLUDING HEAT SENSITIVE, COLOR CHANGING INK ON THE BACK OF THE DOCUMENT

07443683

State of New York

Check No. 04000771

GENERAL CHECKING ACCOUNT "A"

\$47,874.10

DEPARTMENT OF TAXATION AND FINANCE  
DIVISION OF THE TREASURY

29-55  
213

A

OCTOBER 20, 2015 DHS01

KNOW YOUR ENDORSER

Pay to the Order of: BRIARCLIFF MANOR VILLAGE OF

\$47,874.10

*Thomas P. DiNapoli*

Thomas P. DiNapoli  
State Comptroller

KeyBank N.A.

*Jerry Boone*

Jerry Boone  
Commissioner, Dept. of Taxation and Finance

⑈04000771⑈ ⑆021300556⑆ 320993202789⑈

VILLAGE OF BRIARCLIFF MANOR  
BOARD OF TRUSTEES AGENDA  
NOVEMBER 4, 2015

**2B. AMENDMENT TO CAPITAL BUDGET FOR FY 2015-2016**

BE IT RESOLVED, that the Board of Trustees does hereby amend the Capital Budget for Fiscal Year 2015-2016 in the amount of \$490,000 as follows:

From:           H.0101.3097           State Grant Revenue           \$490,000

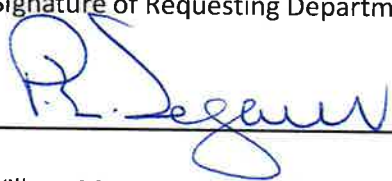
To:              H.1440.201.16200 Pedestrian Improvement   \$490,000

## BUDGET AMENDMENT REQUEST FORM

<b>Amount from:</b>	<b>Muni Code</b>	<b>Budget Line</b>
\$ <b>490,000.00</b>	<b>H.0101.3097</b>	<b>State Grant Revenue</b>
<b>Amount to:</b>	<b>Muni Code</b>	<b>Budget Line</b>
\$ <b>490,000.00</b>	<b>H.1440.201.16200</b>	<b>Pedestrian Improvement (Expense)</b>

Reason for Amendment Request: Create a capital project for Safe Rides DOT Grant. Budget \$490,000 in expense and \$490,000 in Government Grants

Signature of Requesting Department Head



Date Signed

30 OCT

Village Manager Approval

Date Signed

Village Treasurer Approval

Date Signed

If over \$10,000, Board of Trustees Approval Date:

VILLAGE OF BRIARCLIFF MANOR  
BOARD OF TRUSTEES AGENDA  
NOVEMBER 4, 2015

**3. BUDGET TRANSFERS—RETIREMENT**

BE IT RESOLVED that the Board of Trustees does hereby authorize the following budget transfers for FY 2015-2016:

**RETIREMENT (GENERAL FUND)**

<b>From:</b>	A1010.840	Retirement	\$29.67
	A1110.840	Retirement	\$729.34
	A1230.840	Retirement	\$659.01
	A1325.840	Retirement	\$1,017.34
	A1410.840	Retirement	\$548.03
	A1440.840	Retirement	\$513.57
	A1490.840	Retirement	\$1,680.20
	A1640.840	Retirement	\$902.91
	A3120.840	Retirement	\$111,871.54
	A3620.101	Retirement	\$1,114.78
	A5110.840	Retirement	\$3,790.38
	A5112.840	Retirement	\$29.67
	A5142.840	Retirement	\$446.96
	A5182.840	Retirement	\$554.97
	A7020.840	Retirement	\$2,186.35
	A7110.840	Retirement	\$1,708.85
	A7160.840	Retirement	\$29.38
	A7181.840	Retirement	\$11.40
	A7311.840	Retirement	\$5.85
	A7314.840	Retirement	\$52.07
	A7315.840	Retirement	\$17.91
	A7610.840	Retirement	\$53.35
	A7621.840	Retirement	\$21.93
	A8010.840	Retirement	\$8.88
	A8020.840	Retirement	\$22.26
	A8090.840	Retirement	\$1,410.21
	A8160.840	Retirement	\$2,994.34
	A8510.840	Retirement	\$675.35
	A8989.840	Retirement	\$1,142.83
		<b>TOTAL</b>	<b>\$134,229.33</b>
<b>To:</b>	A1990.499	Contingency	\$134,229.33

**RETIREMENT (WATER FUND)**

<b>From:</b>	F1640.840	Retirement	\$300.21
	F8120.840	Retirement	\$598.08
	F8310.840	Retirement	\$3,485.87
	F8320.840	Retirement	\$113.13
	F8340.840	Retirement	\$3,039.46
		<b>TOTAL</b>	<b>\$7,536.75</b>
<b>To:</b>	F1990.499	Contingency	\$7,536.75

**RETIREMENT (LIBRARY FUND)**

<b>From:</b>	L7410.840	Retirement	\$1,924.12
<b>To:</b>	L7410.499	Contingency	\$1,924.12



**GENERAL FUND  
BUDGET TRANSFER (FY 15-16) REQUEST FORM**

<b>Amount from:</b>	<b>Muni Code</b>	<b>Budget Line</b>
\$ 29.67	A1010.840	Retirement & Pension
\$ 729.34	A1110.840	Retirement & Pension
\$ 659.01	A1230.840	Retirement & Pension
\$ 1,017.34	A1325.840	Retirement & Pension
\$ 548.03	A1410.840	Retirement & Pension
\$ 513.57	A1440.840	Retirement & Pension
\$ 1,680.20	A1490.840	Retirement & Pension
\$ 902.91	A1640.840	Retirement & Pension
\$ 111,871.54	A3120.840	Retirement & Pension
\$ 1,114.78	A3620.840	Retirement & Pension
\$ 3,790.38	A5110.840	Retirement & Pension
\$ 29.67	A5112.840	Retirement & Pension
\$ 446.96	A5142.840	Retirement & Pension
\$ 554.97	A5182.840	Retirement & Pension
\$ 2,186.35	A7020.840	Retirement & Pension
\$ 1,708.85	A7110.840	Retirement & Pension
\$ 29.38	A7160.840	Retirement & Pension
\$ 11.40	A7181.840	Retirement & Pension - Pool
\$ 5.85	A7311.840	Retirement & Pension
\$ 52.07	A7314.840	Retirement & Pension
\$ 17.91	A7315.840	Retirement & Pension
\$ 53.35	A7610.840	Retirement & Pension
\$ 21.93	A7621.840	Retirement & Pension - Adult Oth
\$ 8.88	A8010.840	Retirement & Pension
\$ 22.26	A8020.840	Retirement & Pension
\$ 1,410.21	A8090.840	Retirement & Pension
\$ 2,994.34	A8160.840	Retirement & Pension
\$ 675.35	A8510.840	Retirement & Pension
\$ 1,142.83	A8989.840	Retirement & Pension
<b>Total: \$134,229.33</b>		
<b>Amount to:</b>	<b>Muni Code</b>	<b>Budget Line</b>
\$ 134,229.33	A1990.499	Contingency

Reason for Transfer Request: Actual invoices were lower than the projected invoices, at budget time. Retro settled in 15-16, and will now be included in next year's invoice 16-17.

Signature of Requesting Department Head \_\_\_\_\_ Date Signed \_\_\_\_\_

Village Manager Approval  \_\_\_\_\_ Date Signed **30 OCT**

Village Treasurer Approval \_\_\_\_\_ Date Signed \_\_\_\_\_

If over \$10,000, Board of Trustees Approval Date: \_\_\_\_\_

**WATER FUND  
BUDGET TRANSFER (FY 15-16) REQUEST FORM**

<b>Amount from:</b>	<b>Muni Code</b>	<b>Budget Line</b>
\$ 300.21	F1640.840	Retirement & Pension
\$ 598.08	F8120.840	Retirement & Pension
\$ 3,485.87	F8310.840	Retirement & Pension
\$ 113.13	F8320.840	Retirement & Pension
\$ 3,039.46	F8340.840	Retirement & Pension
<b>Total: \$7,536.75</b>		
<b>Amount to:</b>	<b>Muni Code</b>	<b>Budget Line</b>
\$ 7,536.75	F1990.499	Contingency

Reason for Transfer Request: Actual invoices were lower than the projected invoices, at budget time. Retro settled in 15-16, and will now be included in next year's invoice 16-17.

Signature of Requesting Department Head \_\_\_\_\_ Date Signed \_\_\_\_\_



30 OCT  
Date Signed

Village Manager Approval \_\_\_\_\_ Date Signed \_\_\_\_\_

Village Treasurer Approval \_\_\_\_\_ Date Signed \_\_\_\_\_

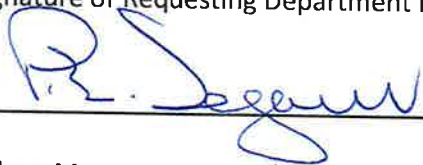
If over \$10,000, Board of Trustees Approval Date: \_\_\_\_\_

**LIBRARY  
BUDGET TRANSFER (FY 15-16) REQUEST FORM**

<b>Amount from:</b>	<b>Muni Code</b>	<b>Budget Line</b>
\$ <b>1,924.12</b>	<b>L7410.840</b>	<b>Retirement &amp; Pension</b>
<b>Amount to:</b>	<b>Muni Code</b>	<b>Budget Line</b>
\$ <b>1,924.12</b>	<b>L7410.499</b>	<b>Contingency</b>

Reason for Transfer Request: Actual invoices were lower than the projected invoices, at budget time. Retro settled in 15-16, and will now be included in next year's invoice 16-17.

Signature of Requesting Department Head



Date Signed

30 OCT

Village Manager Approval

Date Signed

Village Treasurer Approval

Date Signed

If over \$10,000, Board of Trustees Approval Date:

VILLAGE OF BRIARCLIFF MANOR  
BOARD OF TRUSTEES AGENDA  
NOVEMBER 4, 2015

**4. AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID [[[AND STATE "MARCHISELLI" PROGRAM-AID]]] ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE**

WHEREAS, a Project for Pedestrian Improvements in the Briarcliff Manor Union Free School District, Village of Briarcliff Manor, Westchester County, PIN 8761.12 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 100% Federal funds and 0% non-federal funds; and

WHEREAS, the Village of Briarcliff Manor desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the construction, construction inspection and construction supervision work.

NOW, THEREFORE, the Briarcliff Manor Village Trustees, duly convened does hereby

RESOLVE, that the Briarcliff Manor Village Trustees hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Briarcliff Manor Village Trustees hereby authorizes the Village of Briarcliff Manor to pay in the first instance 100% of the federal and non-federal share of the cost of the construction, construction inspection and construction supervision work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$490,000 is hereby appropriated from H1440.201.16200 (Pedestrian Improvements) and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Briarcliff Manor Village Trustees shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Village Manager thereof, and it is further

RESOLVED, that the Village Manager of the Village of Briarcliff Manor be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the Village of Briarcliff Manor with the New York State Department of Transportation in connection with the advancement or approval of the Project

and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that in addition to the Village Manager, the following municipal titles: Mayor, Village Engineer, and Village Treasurer, are each also hereby authorized to execute any necessary Agreements or certifications on behalf of the Municipality/Sponsor, with NYSDOT in connection with the advancement or approval of the project identified in the State/Local Agreement;

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

**State Environmental Quality Review Act Determination  
Type II  
Pleasantville & Ingham Road Improvements**

WHEREAS, the Board of Trustees ("Board of Trustees") of the Village of Briarcliff Manor, New York ("Village") has applied for and been awarded grant funding for pedestrian safety improvements at the intersection of Pleasantville Road and Ingham Road, which include installation of new sidewalk along the north side of Pleasantville Road from Ingham Road west to meet and extend existing sidewalk on the north side of Pleasantville Road, replacement of an existing sidewalk on Ingham Road, and installation of a flashing beacon signal at the intersection ("Proposed Action"); and

WHEREAS, the Board of Trustees has reviewed a Short Environmental Assessment Form, Parts 1 & 2 dated September 3, 2014, prepared by the Village Engineer for assessment the environmental impacts of the Proposed Action ("Short EAF"); and

WHEREAS, based on the information contained in the Short EAF, Village staff and consultants have included that the proposed action is a Type II Action under the New York State Environmental Quality Review Act ("SEQR") and qualifies for an Automatic Categorical Exclusion under the National Environmental Protection Act ("NEPA") and have so advised the Board of Trustees; and

NOW THEREFORE BE IT:

RESOLVED, that the Board of Trustees hereby determines that the Proposed Action is a Type II Action under 6 N.Y.C.R.R. §617.5(c)(l).(2), (16), & (20) for purposes of SEQR; and be it further

RESOLVED, that the Board of Trustees hereby determines that the Proposed Action qualifies for an Automatic Categorical Exclusion for purposes of NEPA.



**Department of  
Transportation**

**ANDREW M. CUOMO**  
Governor

**MATTHEW J. DRISCOLL**  
Commissioner

**WILLIAM J. GORTON, P.E.**  
Regional Director

October 22, 2015

Mr. David Turiano, Village Engineer  
Project Manager  
1111 Pleasantville Road  
Briarcliff Manor, NY 10510-1603

**RE: PIN 8761.12, BRIARCLIFF MANOR UNION FREE SCHOOL DISTRICT  
PEDESTRIAN IMPROVEMENTS  
VILLAGE OF BRIARCLIFF MANOR, WESTHESTER COUNTY  
SUPPLEMENTAL AGREEMENT #1 – D032496**

Dear Mr. Turiano:

Enclosed are eight (8) Supplemental Agreements to include the construction, construction inspection for the above-referenced project. Seven (7) executed copies of the agreement, **EACH with original signatures, notarizations and certified, seal-stamped resolutions**, should be returned to this office. A sample resolution is attached for your use.

Per the Federal Highway Administration (FHWA) the funding for the phases within this agreement cannot be obligated until the agreement is returned to this office locally-executed. To ensure that the funding programmed for this project does not lapse, the Village of Briarcliff Manor should return this agreement within **two months** of receipt.

As a reminder per Chapter 15, Administering Construction Contracts; Section 15.4.8 Civil Rights Reporting:

**The Contractor and all subcontractors and suppliers will utilize New York State Department of Transportation Equal Employment Opportunity reporting software, which is currently "Equitable Business Opportunities" (EBO). The Sponsor will monitor prime's payments to subcontractor and ensure that subcontractors are paid promptly per specifications. In addition, the sponsor is to monitor EEO goals on a monthly basis and take corrective action if goals are not being met; reference NYSDOT Standard Specifications Section 102-11, Equal Employment Opportunity Requirements.**

Your assistance in having the agreement approved by the Briarcliff Manor Village Trustees and signed by the Mayor and Village Attorney is appreciated. Of course, if you have any questions, please call me at (845) 431-5977 or by e-mail at [doreen.holsopple@dot.ny.gov](mailto:doreen.holsopple@dot.ny.gov).

Sincerely,

Doreen Holsopple  
Administrative and Financial Advisor  
Region 8 Local Projects Unit

Enclosures

SAMPLE RESOLUTION BY MUNICIPALITY  
(Locally Administered Project)  
RESOLUTION NUMBER: \_\_\_\_\_

**Authorizing the implementation, and funding in the first instance 100% of the federal-aid [[[and State "Marchiselli" Program-aid]]] eligible costs, of a transportation federal-aid project, and appropriating funds therefore.**

WHEREAS, a Project for **Pedestrian Improvements in the Briarcliff Manor Union Free School District, Village of Briarcliff Manor, Westchester County, PIN 8761.12** (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 100% Federal funds and 0% non-federal funds; and

WHEREAS, the Village of Briarcliff Manor desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the construction, construction inspection and construction supervision work.

NOW, THEREFORE, the Briarcliff Manor Village Trustees, duly convened does hereby

RESOLVE, that the Briarcliff Manor Village Trustees hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Briarcliff Manor Village Trustees hereby authorizes the Village of Briarcliff Manor to pay in the first instance 100% of the federal and non-federal share of the cost of the construction, construction inspection and construction supervision work for the Project or portions thereof; and it is further

RESOLVED, that the sum of **\$490,000** is hereby appropriated from \_\_\_\_\_ [or, appropriated pursuant to \_\_\_\_\_] and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Briarcliff Manor Village Trustees shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Village Manager thereof, and it is further

RESOLVED, that the Village Manager of the Village of Briarcliff Manor be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of the Village of Briarcliff Manor with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further



**SUPPLEMENTAL AGREEMENT NO 1 to D034296**

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at  
50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

**Village of Briarcliff Manor** (the Municipality/Sponsor)

Acting by and through the **Village Manager**

With its office at **Briarcliff Manor Union Free School District Pedestrian Improvements, Village of  
Briarcliff Manor, New York**

This amends the existing Agreement between the parties in the following respects only:

**X** Amends a previously adopted Schedule A by:

amending a project description

**X** amending the contract end date

**X** amending the scheduled funding by:

**X** adding additional funding:

**X** adding **Construction phase** which covers eligible costs incurred  
on/after \_\_\_\_\_

adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx

increasing funding for a project phases(s)

**X** adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing a project phase(s)

other (xxxxx)

Amends a previously adopted Schedule "B"

**X** Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

Amends the Text of the Agreement as follows:

**Supplemental Agreement Cover** for Local Agreements (11/12)  
MUNICIPALITY/SPONSOR: **Village of Briarcliff Manor**

PIN: **8761.12**

BIN: n/a

Comptroller's Contract No: **D034296**

Supplemental Agreement No. 1

Date Prepared & By: 10/23/2015dh

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

**Approved for the Municipality/Sponsor**

**Municipality/Sponsor Attorney:**

By: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 2015 before me personally came \_\_\_\_\_ to me known, who, being by me duly sworn did depose and say that he/she resides at \_\_\_\_\_; that he/she is the \_\_\_\_\_ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the \_\_\_\_\_ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on \_\_\_\_\_ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

\_\_\_\_\_  
Notary Public

By: \_\_\_\_\_  
For Commissioner of Transportation

APPROVED AS TO FORM:  
STATE OF NEW YORK ATTORNEY GENERAL

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

By: \_\_\_\_\_  
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: \_\_\_\_\_  
For the New York State Comptroller  
Pursuant to State Finance Law § 112

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements  
NYSDOT/ State-Local Agreement - Schedule A for PIN 8761.12**

<b>OSC Municipal Contract #:</b> D034296	<b>Contract Start Date:</b> 12/18/13 <sub>(mm/dd/yyyy)</sub> <b>Contract End Date:</b> 9/30/2018 <sub>(mm/dd/yyyy)</sub> <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
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**Purpose:**  Original Standard Agreement  Supplemental Schedule A No. 1

**Agreement Type:**  Locally Administered Municipality/Sponsor (Contract Payee): Village of Briarcliff Manor  
 State Administered Other Municipality/Sponsor (if applicable):  
List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.  
 Municipality: \_\_\_\_\_ % of Cost share  
 Municipality: \_\_\_\_\_ % of Cost share  
 Municipality: \_\_\_\_\_ % of Cost share

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** BIKE/PED./FACILITIES **County (If different from Municipality):** Westchester

**Marchiselli Eligible**  Yes  No (Check, if Project Description has changed from last Schedule A):

**Project Description:** Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor

**Marchiselli Allocations Approved FOR ALL PHASES** To compute Total Costs in the last row and column, right click in each field and select "Update Field."

<small>Check box to indicate change from last Schedule A</small>	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**NYSDOT/State-Local Agreement – Schedule A**

**Footnotes:** (See LPB's website for link to sample footnotes)

- Infrastructure Work = Construction of curb and sidewalk on Pleasantville Road between Todd Lane and Larch Road and also on Ingham Road between Pleasantville Road and the Todd school property. Additional improvements include crosswalks, pedestrian crossing signals, ADA compliant ramps, flashing school zone beacons, signs and pavement markings.
- Non-Infrastructure Work = Purchase of movable speed monitors, distribution of maps, newsletters, graphic design aids, video presentations, presentations and program evaluation.
- PIN 8761.12.NPS - The Village of Briarcliff Manor is progressing the engineering phase with their own funds.
- Funding Source "Other" - 100% Safe Route to School
- PIN 8761.12.322 - is the Non-Infrastructure Work.
- This Schedule A includes PIN 8761.12.321, the construction cost associated with the Infrastructure work.
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- PIN 8751.12; 10/23/2015dh

## **APPENDIX 2-S IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.

**SUPPLEMENTAL AGREEMENT NO 1 to D034296**

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

**Village of Briarcliff Manor** (the Municipality/Sponsor)

Acting by and through the **Village Manager**

With its office at **Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor, New York**

This amends the existing Agreement between the parties in the following respects only:

**X** Amends a previously adopted Schedule A by:

amending a project description

**X** amending the contract end date

**X** amending the scheduled funding by:

**X** adding additional funding:

**X** adding **Construction phase** which covers eligible costs incurred on/after \_\_\_\_\_

adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx

increasing funding for a project phases(s)

**X** adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing a project phase(s)

other (xxxxx)

Amends a previously adopted Schedule "B"

**X** Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

Amends the Text of the Agreement as follows:

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

**Approved for the Municipality/Sponsor**

By: \_\_\_\_\_  
 Print Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

**Municipality/Sponsor Attorney:**

By: \_\_\_\_\_  
 Print Name: \_\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 2015 before me personally came \_\_\_\_\_ to me known, who, being by me duly sworn did depose and say that he/she resides at \_\_\_\_\_; that he/she is the \_\_\_\_\_ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the \_\_\_\_\_ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on \_\_\_\_\_ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

\_\_\_\_\_  
 Notary Public

By: \_\_\_\_\_  
 For Commissioner of Transportation

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

**APPROVED AS TO FORM:**  
**STATE OF NEW YORK ATTORNEY GENERAL**

By: \_\_\_\_\_  
 Assistant Attorney General

**COMPTROLLER'S APPROVAL:**

By: \_\_\_\_\_  
 For the New York State Comptroller  
 Pursuant to State Finance Law§ 112

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements  
 NYSDOT/ State-Local Agreement - Schedule A for PIN 8761.12**

<b>OSC Municipal Contract #:</b> D034296	<b>Contract Start Date:</b> 12/18/13 (mm/dd/yyyy)	<b>Contract End Date:</b> 9/30/2018 (mm/dd/yyyy) <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
---	---	---

**Purpose:**  Original Standard Agreement  Supplemental Schedule A No. 1

**Agreement Type:**  Locally Administered Municipality/Sponsor (Contract Payee): Village of Briarcliff Manor  
 State Administered Other Municipality/Sponsor (if applicable):

State Administered *List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.*

<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** BIKE/PED./FACILITIES **County (If different from Municipality):** Westchester

**Marchiselli Eligible**  Yes  No *(Check, if Project Description has changed from last Schedule A):*   
**Project Description:** Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor

**Marchiselli Allocations Approved FOR ALL PHASES** *To compute Total Costs in the last row and column, right click in each field and select "Update Field."*

<i>Check box to indicate change from last Schedule A</i>	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** *For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."*

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00



**NYSDOT/State-Local Agreement – Schedule A**

**Footnotes:** (See LPB's website for link to sample footnotes)

- Infrastructure Work = Construction of curb and sidewalk on Pleasantville Road between Todd Lane and Larch Road and also on Ingham Road between Pleasantville Road and the Todd school property. Additional improvements include crosswalks, pedestrian crossing signals, ADA compliant ramps, flashing school zone beacons, signs and pavement markings.
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- Funding Source "Other" - 100% Safe Route to School
- PIN 8761.12.322 - is the Non-Infrastructure Work.
- This Schedule A includes PIN 8761.12.321, the construction cost associated with the Infrastructure work.
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- PIN 8751.12; 10/23/2015dh

## **APPENDIX 2-S IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

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**SUPPLEMENTAL AGREEMENT NO 1 to D034296**

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

**Village of Briarcliff Manor** (the Municipality/Sponsor)

Acting by and through the **Village Manager**

With its office at **Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor, New York**

This amends the existing Agreement between the parties in the following respects only:

**X** Amends a previously adopted Schedule A by:

amending a project description

**X** amending the contract end date

**X** amending the scheduled funding by:

**X** adding additional funding:

**X** adding **Construction phase** which covers eligible costs incurred on/after \_\_\_\_\_

adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx

increasing funding for a project phases(s)

**X** adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing a project phase(s)

other (xxxxx)

Amends a previously adopted Schedule "B"

**X** Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

Amends the Text of the Agreement as follows:

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

Approved for the Municipality/Sponsor

Municipality/Sponsor Attorney:

By: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 2015 before me personally came \_\_\_\_\_ to me known, who, being by me duly sworn did depose and say that he/she resides at \_\_\_\_\_; that he/she is the \_\_\_\_\_ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the \_\_\_\_\_ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on \_\_\_\_\_ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

\_\_\_\_\_  
Notary Public

By: \_\_\_\_\_  
For Commissioner of Transportation

APPROVED AS TO FORM:  
STATE OF NEW YORK ATTORNEY GENERAL

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

By: \_\_\_\_\_  
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: \_\_\_\_\_  
For the New York State Comptroller  
Pursuant to State Finance Law§ 112

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements  
 NYSDOT/ State-Local Agreement - Schedule A for PIN 8761.12**

<b>OSC Municipal Contract #:</b> D034296	<b>Contract Start Date:</b> 12/18/13 (mm/dd/yyyy)	<b>Contract End Date:</b> 9/30/2018 (mm/dd/yyyy) <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
---	---	---

**Purpose:**  Original Standard Agreement  Supplemental Schedule A No. 1

**Agreement Type:**  Locally Administered Municipality/Sponsor (Contract Payee): Village of Briarcliff Manor  
 State Administered Other Municipality/Sponsor (if applicable):

State Administered *List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.*

<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** BIKE/PED./FACILITIES **County (If different from Municipality):** Westchester

**Marchiselli Eligible**  Yes  No *(Check, if Project Description has changed from last Schedule A):*

**Project Description:** Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor

**Marchiselli Allocations Approved FOR ALL PHASES** *To compute Total Costs in the last row and column, right click in each field and select "Update Field."*

<i>Check box to indicate change from last Schedule A</i>	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** *For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."*

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
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	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**NYSDOT/State-Local Agreement – Schedule A**

**Footnotes:** (See [LPB's website](#) for link to sample footnotes)

- Infrastructure Work = Construction of curb and sidewalk on Pleasantville Road between Todd Lane and Larch Road and also on Ingham Road between Pleasantville Road and the Todd school property. Additional improvements include crosswalks, pedestrian crossing signals, ADA compliant ramps, flashing school zone beacons, signs and pavement markings.
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- PIN 8751.12; 10/23/2015dh

## **APPENDIX 2-S IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

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This Supplemental Agreement is by and between:

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And

**Village of Briarcliff Manor** (the Municipality/Sponsor)

Acting by and through the **Village Manager**

With its office at **Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor, New York**

This amends the existing Agreement between the parties in the following respects only:

**X** Amends a previously adopted Schedule A by:

amending a project description

**X** amending the contract end date

**X** amending the scheduled funding by:

**X** adding additional funding:

**X** adding **Construction phase** which covers eligible costs incurred on/after \_\_\_\_\_

adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx

increasing funding for a project phases(s)

**X** adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing a project phase(s)

other (xxxxx)

Amends a previously adopted Schedule "B"

**X** Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

Amends the Text of the Agreement as follows:



IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

**Approved for the Municipality/Sponsor**

**Municipality/Sponsor Attorney:**

By: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 2015 before me personally came \_\_\_\_\_ to me known, who, being by me duly sworn did depose and say that he/she resides at \_\_\_\_\_; that he/she is the \_\_\_\_\_ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the \_\_\_\_\_ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on \_\_\_\_\_ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

\_\_\_\_\_  
Notary Public

By: \_\_\_\_\_  
For Commissioner of Transportation

APPROVED AS TO FORM:  
STATE OF NEW YORK ATTORNEY GENERAL

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

By: \_\_\_\_\_  
Assistant Attorney General

**COMPTROLLER'S APPROVAL:**

By: \_\_\_\_\_  
For the New York State Comptroller  
Pursuant to State Finance Law§ 112

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements  
 NYSDOT/ State-Local Agreement - Schedule A for PIN 8761.12**

<b>OSC Municipal Contract #:</b> <b>D034296</b>	<b>Contract Start Date:</b> <u>12/18/13</u> <small>(mm/dd/yyyy)</small>	<b>Contract End Date:</b> <u>9/30/2018</u> <small>(mm/dd/yyyy)</small> <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
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**Purpose:**  Original Standard Agreement  Supplemental Schedule A No. 1

**Agreement Type:**  Locally Administered Municipality/Sponsor (Contract Payee): Village of Briarcliff Manor  
 State Administered Other Municipality/Sponsor (if applicable):

State Administered *List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.*

<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** BIKE/PED./FACILITIES **County (If different from Municipality):** Westchester

**Marchiselli Eligible**  Yes  No (Check, if Project Description has changed from last Schedule A):

**Project Description:** Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor

**Marchiselli Allocations Approved FOR ALL PHASES** *To compute Total Costs in the last row and column, right click in each field and select "Update Field."*

<small>Check box to indicate change from last Schedule A</small>	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
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<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** *For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."*

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	Old		\$	\$	\$	\$	\$
..	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
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	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**NYSDOT/State-Local Agreement – Schedule A**

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And

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amending a project description

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**X** adding **Construction phase** which covers eligible costs incurred on/after \_\_\_\_\_

adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx

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**X** adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing a project phase(s)

other (xxxxx)

Amends a previously adopted Schedule "B"

**X** Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

Amends the Text of the Agreement as follows:

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

Approved for the Municipality/Sponsor

Municipality/Sponsor Attorney:

By: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 2015 before me personally came \_\_\_\_\_ to me known, who, being by me duly sworn did depose and say that he/she resides at \_\_\_\_\_; that he/she is the \_\_\_\_\_ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the \_\_\_\_\_ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on \_\_\_\_\_ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

\_\_\_\_\_  
Notary Public

By: \_\_\_\_\_  
For Commissioner of Transportation

APPROVED AS TO FORM:  
STATE OF NEW YORK ATTORNEY GENERAL

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

By: \_\_\_\_\_  
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: \_\_\_\_\_  
For the New York State Comptroller  
Pursuant to State Finance Law§ 112

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements  
 NYSDOT/ State-Local Agreement - Schedule A for PIN 8761.12**

<b>OSC Municipal Contract #:</b> <u>D034296</u>	<b>Contract Start Date:</b> <u>12/18/13</u> (mm/dd/yyyy)	<b>Contract End Date:</b> <u>9/30/2018</u> (mm/dd/yyyy) <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
--	--	--

**Purpose:**  Original Standard Agreement  Supplemental Schedule A No. 1

**Agreement Type:**  Locally Administered Municipality/Sponsor (Contract Payee): Village of Briarcliff Manor  
 State Administered Other Municipality/Sponsor (if applicable):

State Administered List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.

<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** BIKE/PED./FACILITIES **County (If different from Municipality):** Westchester

**Marchiselli Eligible**  Yes  No (Check, if Project Description has changed from last Schedule A):

**Project Description:** Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor

**Marchiselli Allocations Approved FOR ALL PHASES** To compute Total Costs in the last row and column, right click in each field and select "Update Field."

Check box to indicate change from last Schedule A	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** For each PIN Fiscal Share below, show current costs on the rows indicated as "Current.". Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**NYSDOT/State-Local Agreement – Schedule A**

**Footnotes:** (See LPB's website for link to sample footnotes)

- Infrastructure Work = Construction of curb and sidewalk on Pleasantville Road between Todd Lane and Larch Road and also on Ingham Road between Pleasantville Road and the Todd school property. Additional improvements include crosswalks, pedestrian crossing signals, ADA compliant ramps, flashing school zone beacons, signs and pavement markings.
- Non-Infrastructure Work = Purchase of movable speed monitors, distribution of maps, newsletters, graphic design aids, video presentations, presentations and program evaluation.
- PIN 8761.12.NPS - The Village of Briarcliff Manor is progressing the engineering phase with their own funds.
- Funding Source "Other" - 100% Safe Route to School
- PIN 8761.12.322 - is the Non-Infrastructure Work.
- This Schedule A includes PIN 8761.12.321, the construction cost associated with the Infrastructure work.
- 
- 
- 
- 
- 
- PIN 8751.12; 10/23/2015dh



## **APPENDIX 2-S IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.

**SUPPLEMENTAL AGREEMENT NO 1 to D034296**

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

**Village of Briarcliff Manor** (the Municipality/Sponsor)

Acting by and through the **Village Manager**

With its office at **Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor, New York**

This amends the existing Agreement between the parties in the following respects only:

**X** Amends a previously adopted Schedule A by:

amending a project description

**X** amending the contract end date

**X** amending the scheduled funding by:

**X** adding additional funding:

**X** adding **Construction phase** which covers eligible costs incurred on/after \_\_\_\_\_

adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx

increasing funding for a project phases(s)

**X** adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing a project phase(s)

other (xxxxx)

Amends a previously adopted Schedule "B"

**X** Amends a previously adopted agreement by adding Appendix 2-S -- Iran Divestment Act

Amends the Text of the Agreement as follows:

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

Approved for the Municipality/Sponsor

Municipality/Sponsor Attorney:

By: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 2015 before me personally came \_\_\_\_\_ to me known, who, being by me duly sworn did depose and say that he/she resides at \_\_\_\_\_; that he/she is the \_\_\_\_\_ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the \_\_\_\_\_ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on \_\_\_\_\_ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

\_\_\_\_\_  
Notary Public

By: \_\_\_\_\_  
For Commissioner of Transportation

APPROVED AS TO FORM:  
STATE OF NEW YORK ATTORNEY GENERAL

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

By: \_\_\_\_\_  
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: \_\_\_\_\_  
For the New York State Comptroller  
Pursuant to State Finance Law§ 112

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements  
 NYSDOT/ State-Local Agreement - Schedule A for PIN 8761.12**

<b>OSC Municipal Contract #:</b> D034296	<b>Contract Start Date:</b> 12/18/13 <sub>(mm/dd/yyyy)</sub>	<b>Contract End Date:</b> 9/30/2018 <sub>(mm/dd/yyyy)</sub> <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
---	--	--

**Purpose:**  Original Standard Agreement  Supplemental Schedule A No. 1

**Agreement Type:**  Locally Administered Municipality/Sponsor (Contract Payee): Village of Briarcliff Manor  
 State Administered Other Municipality/Sponsor (if applicable):

State Administered *List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.*

<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** BIKE/PED./FACILITIES **County (If different from Municipality):** Westchester

**Marchiselli Eligible**  Yes  No *(Check, if Project Description has changed from last Schedule A):*

**Project Description:** Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor

**Marchiselli Allocations Approved FOR ALL PHASES** *To compute Total Costs in the last row and column, right click in each field and select "Update Field."*

<i>Check box to indicate change from last Schedule A</i>	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** *For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."*

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**NYSDOT/State-Local Agreement – Schedule A**

**Footnotes:** (See [LPB's website](#) for link to sample footnotes)

- Infrastructure Work = Construction of curb and sidewalk on Pleasantville Road between Todd Lane and Larch Road and also on Ingham Road between Pleasantville Road and the Todd school property. Additional improvements include crosswalks, pedestrian crossing signals, ADA compliant ramps, flashing school zone beacons, signs and pavement markings.
- Non-Infrastructure Work = Purchase of movable speed monitors, distribution of maps, newsletters, graphic design aids, video presentations, presentations and program evaluation.
- PIN 8761.12.NPS - The Village of Briarcliff Manor is progressing the engineering phase with their own funds.
- Funding Source "Other" - 100% Safe Route to School
- PIN 8761.12.322 - is the Non-Infrastructure Work.
- This Schedule A includes PIN 8761.12.321, the construction cost associated with the Infrastructure work.
- 
- 
- 
- 
- PIN 8751.12; 10/23/2015dh

## **APPENDIX 2-S IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.

**SUPPLEMENTAL AGREEMENT NO 1 to D034296**

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at 50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

**Village of Briarcliff Manor** (the Municipality/Sponsor)

Acting by and through the **Village Manager**

With its office at **Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor, New York**

This amends the existing Agreement between the parties in the following respects only:

**X** Amends a previously adopted Schedule A by:

amending a project description

**X** amending the contract end date

**X** amending the scheduled funding by:

**X** adding additional funding:

**X** adding **Construction phase** which covers eligible costs incurred on/after \_\_\_\_\_

adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx

increasing funding for a project phases(s)

**X** adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing a project phase(s)

other (xxxxx)

Amends a previously adopted Schedule "B"

**X** Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

Amends the Text of the Agreement as follows:

**Supplemental Agreement Cover** for Local Agreements (11/12)  
MUNICIPALITY/SPONSOR: **Village of Briarcliff Manor**

PIN: **8761.12**

BIN: n/a

Comptroller's Contract No: **D034296**

Supplemental Agreement No. 1

Date Prepared & By: 10/23/2015dh

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

**Approved for the Municipality/Sponsor**

**Municipality/Sponsor Attorney:**

By: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 2015 before me personally came \_\_\_\_\_ to me known, who, being by me duly sworn did depose and say that he/she resides at \_\_\_\_\_; that he/she is the \_\_\_\_\_ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the \_\_\_\_\_ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on \_\_\_\_\_ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

\_\_\_\_\_  
Notary Public

By: \_\_\_\_\_  
For Commissioner of Transportation

APPROVED AS TO FORM:  
STATE OF NEW YORK ATTORNEY GENERAL

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

By: \_\_\_\_\_  
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: \_\_\_\_\_  
For the New York State Comptroller  
Pursuant to State Finance Law § 112



**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements  
 NYSDOT/ State-Local Agreement - Schedule A for PIN 8761.12**

<b>OSC Municipal Contract #:</b> <b>D034296</b>	<b>Contract Start Date:</b> <u>12/18/13</u> <small>(mm/dd/yyyy)</small>	<b>Contract End Date:</b> <u>9/30/2018</u> <small>(mm/dd/yyyy)</small> <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
--	---	---

**Purpose:**  Original Standard Agreement  Supplemental Schedule A No. 1

**Agreement Type:**  Locally Administered Municipality/Sponsor (Contract Payee): Village of Briarcliff Manor  
 Other Municipality/Sponsor (if applicable): \_\_\_\_\_

State Administered *List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.*

<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** BIKE/PED./FACILITIES **County (If different from Municipality):** Westchester

**Marchiselli Eligible**  Yes  No (Check, if Project Description has changed from last Schedule A):

**Project Description:** Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor

**Marchiselli Allocations Approved FOR ALL PHASES** *To compute Total Costs in the last row and column, right click in each field and select "Update Field."*

<small>Check box to indicate change from last Schedule A</small>	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** *For each PIN Fiscal Share below, show current costs on the rows indicated as "Current.". Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."*

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**NYS DOT/State-Local Agreement – Schedule A**

**Footnotes:** (See [LPB's website](#) for link to sample footnotes)

- Infrastructure Work = Construction of curb and sidewalk on Pleasantville Road between Todd Lane and Larch Road and also on Ingham Road between Pleasantville Road and the Todd school property. Additional improvements include crosswalks, pedestrian crossing signals, ADA compliant ramps, flashing school zone beacons, signs and pavement markings.
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- Funding Source "Other" - 100% Safe Route to School
- PIN 8761.12.322 - is the Non-Infrastructure Work.
- This Schedule A includes PIN 8761.12.321, the construction cost associated with the Infrastructure work.
- 
- 
- 
- 
- 
- PIN 8751.12; 10/23/2015dh

## **APPENDIX 2-S IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

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Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.

**Supplemental Agreement Cover** for Local Agreements (11/12)  
MUNICIPALITY/SPONSOR: **Village of Briarcliff Manor**

PIN: **8761.12**

BIN: n/a

Comptroller's Contract No: **D034296**

Supplemental Agreement No. 1

Date Prepared & By: 10/23/2015dh

**SUPPLEMENTAL AGREEMENT NO 1 to D034296**

This Supplemental Agreement is by and between:

the New York State Department of Transportation ("NYSDOT"), having its principal office at  
50 Wolf Road, Albany, New York, 12232, on behalf of New York State ("State");

And

**Village of Briarcliff Manor** (the Municipality/Sponsor)

Acting by and through the **Village Manager**

With its office at **Briarcliff Manor Union Free School District Pedestrian Improvements, Village of  
Briarcliff Manor, New York**

This amends the existing Agreement between the parties in the following respects only:

**X** Amends a previously adopted Schedule A by:

amending a project description

**X** amending the contract end date

**X** amending the scheduled funding by:

**X** adding additional funding:

**X** adding **Construction phase** which covers eligible costs incurred  
on/after \_\_\_\_\_

adding 1,2,3 phase which covers eligible costs incurred on/after xxxxxx

increasing funding for a project phases(s)

**X** adding a pin extension

change from Non-Marchiselli to Marchiselli

deleting/reducing a project phase(s)

other (xxxxx)

Amends a previously adopted Schedule "B"

**X** Amends a previously adopted agreement by adding Appendix 2-S – Iran Divestment Act

Amends the Text of the Agreement as follows:

**Supplemental Agreement Cover** for Local Agreements (11/12)  
MUNICIPALITY/SPONSOR: **Village of Briarcliff Manor**

PIN: **8761.12**

BIN: n/a

Comptroller's Contract No: **D034296**

Supplemental Agreement No. 1

Date Prepared & By: 10/23/2015dh

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized officials as of the date first above written.

**Approved for the Municipality/Sponsor**

**Municipality/Sponsor Attorney:**

By: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

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

On this \_\_\_\_\_ day of \_\_\_\_\_, 2015 before me personally came \_\_\_\_\_ to me known, who, being by me duly sworn did depose and say that he/she resides at \_\_\_\_\_; that he/she is the \_\_\_\_\_ of the Municipal/Sponsor Corporation described in and which executed the above instrument; that it was executed by order of the \_\_\_\_\_ of said Municipal/Sponsor Corporation pursuant to a resolution or other authorization which was duly adopted on \_\_\_\_\_ and which a certified copy is attached and made a part hereof, and that he/she signed his/her name thereto by like order.

\_\_\_\_\_  
Notary Public

By: \_\_\_\_\_  
For Commissioner of Transportation

APPROVED AS TO FORM:  
STATE OF NEW YORK ATTORNEY GENERAL

Agency Certification: In addition to the Acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this Contract.

By: \_\_\_\_\_  
Assistant Attorney General

COMPTROLLER'S APPROVAL:

By: \_\_\_\_\_  
For the New York State Comptroller  
Pursuant to State Finance Law § 112

**SCHEDULE A – Description of Project Phase, Funding and Deposit Requirements  
 NYSDOT/ State-Local Agreement - Schedule A for PIN 8761.12**

<b>OSC Municipal Contract #:</b> <u>D034296</u>	<b>Contract Start Date:</b> <u>12/18/13</u> <small>(mm/dd/yyyy)</small>	<b>Contract End Date:</b> <u>9/30/2018</u> <small>(mm/dd/yyyy)</small> <input checked="" type="checkbox"/> Check, if date changed from the last Schedule A
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**Purpose:**  Original Standard Agreement  Supplemental Schedule A No. 1

**Agreement Type:**  Locally Administered Municipality/Sponsor (Contract Payee): Village of Briarcliff Manor  
 Other Municipality/Sponsor (if applicable): \_\_\_\_\_

State Administered *List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.*

<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share
<input type="checkbox"/> Municipality:	% of Cost share

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** BIKE/PED./FACILITIES **County (If different from Municipality):** Westchester

**Marchiselli Eligible**  Yes  No (Check, if Project Description has changed from last Schedule A):

**Project Description:** Briarcliff Manor Union Free School District Pedestrian Improvements, Village of Briarcliff Manor

**Marchiselli Allocations Approved FOR ALL PHASES** *To compute Total Costs in the last row and column, right click in each field and select "Update Field."*

<small>Check box to indicate change from last Schedule A</small>	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** *For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."*

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**NYS DOT/State-Local Agreement – Schedule A**

**Footnotes:** (See LPB's website for link to sample footnotes)

- Infrastructure Work = Construction of curb and sidewalk on Pleasantville Road between Todd Lane and Larch Road and also on Ingham Road between Pleasantville Road and the Todd school property. Additional improvements include crosswalks, pedestrian crossing signals, ADA compliant ramps, flashing school zone beacons, signs and pavement markings.
- Non-Infrastructure Work = Purchase of movable speed monitors, distribution of maps, newsletters, graphic design aids, video presentations, presentations and program evaluation.
- PIN 8761.12.NPS - The Village of Briarcliff Manor is progressing the engineering phase with their own funds.
- Funding Source "Other" - 100% Safe Route to School
- PIN 8761.12.322 - is the Non-Infrastructure Work.
- This Schedule A includes PIN 8761.12.321, the construction cost associated with the Infrastructure work.
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- PIN 8751.12; 10/23/2015dh

## **APPENDIX 2-S IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date, at which time it will be posted on the OGS website.

By entering into a renewal or extension of this Contract, Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Contractor understands that during the term of the Contract, should NYSDOT receive information that a person is in violation of the above-referenced certification NYSDOT will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then NYSDOT shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

NYSDOT reserves the right to reject any renewal, extension or request for assignment for an entity that appears on the prohibited entities list hereafter and to pursue a responsibility review with respect to any entity that is granted a contract extension/renewal or assignment and appears on the prohibited entities list thereafter.



Village Board of Trustees  
Regular Meeting  
October 21, 2015  
8:00 p.m.

The Regular Meeting of the Board of Trustees of the Village of Briarcliff Manor, New York was held in the Village of Briarcliff Manor Village Hall, at 1111 Pleasantville Road, Briarcliff Manor, New York on the 21<sup>st</sup> of October, 2015 commencing at 8:00 p.m.

**Present**

Lori A. Sullivan, Mayor  
Mark Pohar, Deputy Mayor  
Cesare DeRose, Jr. Trustee  
Mark L. Wilson, Trustee  
Bryan Zirman, Trustee

**Also Present**

Philip Zegarelli, Village Manager  
Christine Dennett, Village Clerk  
Clinton Smith, Village Counsel

**Board of Trustees Announcements by Trustee Zirman**

- The Library's Fall Brochure is online. Many programs are available.
- Residents in grades 9-12 are invited to join the Teen Advisory Board.
- The Fire Department Inspection will be on October 24<sup>th</sup>.
- The Clay Tennis Courts are closed until Spring
- Thank you to all that participated in the Halloween Window Painting.
- The Ragamuffin Parade will be on October 31<sup>st</sup>.
- Registration is open for Recreation Fall Programs.

**Village Managers Report by Village Manager Zegarelli**

- Halloween falls on a weekend and residents are reminded to be respectful of private property and to watch their children.
- The Westchester County Mobile Shredder will be at the Youth Center on Saturday, October 31<sup>st</sup> from 10am-1pm.
- Leaf Pickup will begin next week.
- Con Edison is doing a tree trimming project and residents with concerns should contact Village Hall.
- The gas main work on Pleasantville Road will be finishing up soon.
- The 4 month presentation will be done at the next meeting.

**Public Comments**

There were no public comments.

**Budget Transfers – Administrative Salary Increases**

Upon motion by Trustee DeRose, seconded by Trustee Wilson, the Board voted unanimously to approve the following resolution:

BE IT RESOLVED that the Board of Trustees does hereby authorize the following budget transfers for FY 2015-2016:

**PERSONNEL (GENERAL FUND)**

<b>From:</b>	A1990.499	Contingency	\$16,624.70
<b>To:</b>	A1325.101	Personnel	\$2,041.34
	A1410.101	Personnel	\$1,145.95
	A3620.101	Personnel	\$1,032.61
	A1440.101	Personnel	\$1,032.61
	A3120.101	Personnel	\$2,165.89
	A1490.101	Personnel	\$3,330.24
	A7110.101	Personnel	\$4,400.95
	A1230.101	Personnel	\$236.25
	A1110.101	Personnel	\$1,182.53
	A1980.498	MTA Tax	\$56.33

**PERSONNEL (WATER FUND)**

<b>From:</b>	F1990.499	Contingency	\$5,348.57
<b>To:</b>	F8310.101	Personnel	\$5,330.45
	F1980.498	MTA Tax	\$18.12

**PERSONNEL (GENERAL FUND)**

<b>From:</b>	A1990.499	Contingency	\$1,267.46
<b>To:</b>	A1325.850	FICA	\$156.16
	A1410.850	FICA	\$87.67
	A1440.850	FICA	\$78.99
	A3620.850	FICA	\$78.99
	A1110.850	FICA	\$90.46
	A3120.850	FICA	\$165.69
	A1490.850	FICA	\$254.76
	A7110.850	FICA	\$336.67
	A1230.850	FICA	\$18.07

**PERSONNEL (WATER FUND)**

<b>From:</b>	F1990.499	Contingency	\$407.78
<b>To:</b>	F8310.850	FICA	\$407.78

**Budget Amendment – Library Construction Grant**

Upon motion by Trustee Wilson, seconded by Deputy Mayor Pohar, the Board voted unanimously to approve the following resolution:

BE IT RESOLVED that the Budget for fiscal year 2015-2016 is hereby amended as follows:

Increase Revenue – H.0101.3097 State Grant Revenue	\$27,280
Increase Expense - H.1440.201.CCEle Community Center Electric	\$27,280

**Village Justice Court Annual Auditor’s Report FY 14-15**

Village Attorney Smith stated that Trustee Zirman did not need to recuse himself because his wife, the Court Clerk, had no involvement in preparing the audit.

Upon motion by Deputy Mayor Pohar, seconded by Trustee Zirman, the Board voted unanimously to approve the following resolution:

BE IT RESOLVED that the Village Justice Court conducted an Independent Audit for Fiscal Year 2014-2015 in accordance with Section 2019-a of the Uniform Justice Court Act.

BE IT FURTHER RESOLVED that the Board of Trustees does hereby approve and accept into the record the Village Justice Court Independent Audit for Fiscal Year 2014-2015.

**Fire Department Membership**

The Board thanked Mr. Levitt for volunteering.

Upon motion by Trustee Wilson, seconded by Deputy Mayor Pohar, the Board voted unanimously to approve the following resolution:

BE IT RESOLVED, that the Board of Trustees of the Village of Briarcliff Manor hereby approves the under 18 membership of **Jason Levitt** to the Briarcliff Manor Hook and Ladder Company.

## **Minutes**

Upon motion by Trustee DeRose, seconded by Trustee Zirman, the Board voted unanimously to approve the minutes of September 16, 2015.

Upon motion by Trustee DeRose, seconded by Trustee Zirman, the Board voted unanimously to approve the minutes of September 29, 2015.

## **Authorize Village Manager to Execute an Agreement with Westchester County for Police Mutual Aid**

Upon motion by Trustee DeRose, seconded by Trustee Wilson, the Board voted unanimously to approve the following resolution:

BE IT RESOLVED that the Village Manager is hereby authorized and directed to execute an Inter-municipal Agreement with Westchester County for the participation of the Village of Briarcliff Manor in the Mutual Aid and Rapid Response Plan for the Police Departments of Westchester County.

## **Adjournment**

There will be an Executive Session on October 28, 2015 at 5:00pm and the next Regular Meeting will be on November 4, 2015.

Upon motion by Trustee DeRose, seconded by Trustee Zirman, the Board voted unanimously to adjourn into Executive Session at 8:23pm to discuss a personnel matter and then adjourned the regular meeting immediately thereafter.

Respectfully Submitted By,

Christine Dennett  
Village Clerk