

NOTICE OF POSTING: NOTICE TO BIDDERS FOR CURB AND SIDEWALK CONSTRUCTION,
REPLACEMENT AND REPAIR.

EXHIBIT

8A-03, 8/14/08

STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN } SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected,
Qualified and acting Town Clerk of the *TOWN of ORANGETOWN*, in the County of
Rockland, State of New York.

That, on the 17th day of July
2008, she caused to be conspicuously posted and fastened up a notice, a true copy of
which is annexed hereto and made a part of hereof, in the following places, at least one of
which is a public place within the *TOWN of ORANGETOWN*, New York.

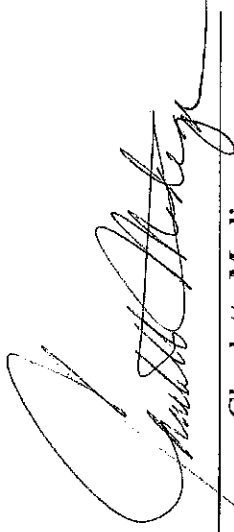
1. Town Hall Bulletin Boards

2.

3.

4.

5.


Charlotte Madigan
Town Clerk

Subscribed and sworn to before me

This 17th day of July, 2008



ROBERT R. SIMON
Notary Public, State of New York
No. 01SI5005857
Residing in Rockland County
Commission Expires December 21, 2010

NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 a.m. on July 30, 2008, and will be publicly opened and read aloud at 11:00 A.M. for CURB AND SIDEWALK CONSTRUCTION, REPLACEMENT AND REPAIR, TOWN OF ORANGETOWN, ROUTE 303, ORANGEBURG, NEW YORK, the location of the construction, replacement and repair is in and around the Town of Orangetown, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Town Clerk and the Superintendent Of Highways will submit a report to the Town Board of all bids received and their recommendations concerning the awarding of a contract at a meeting of the Town Board.

The Town Board of the Town of Orangetown reserves the right to waive any informalities in the bidding and to reject any and all bids.

The Town Board requires each bid to be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, or a bond with sufficient sureties to be approved by the Town Attorney, in a sum equal to five percent (5%) of the amount bid, conditioned that if his/her proposal is accepted, he/she will execute such further security as may be required for the faithful performance of the Contract as set forth in these contract documents.

The successful bidder will be required to post a Performance Bond in the amount of one hundred percent (100%) of the contract price.

No bid will be accepted without a Non-collusion Statement as required pursuant to Section 103d of the General Municipal Law.

Contractor warrants and represents that all employees and independent contractors affiliated with or employed by such contractors or any subcontractors shall be compensated at the prevailing wage, including, where applicable wage rates mandated by the New York State Department of Labor for the work performed in connection with any project.

It is understood that there must be a written contract executed by the Supervisor of the Town of Orangetown, pursuant to Town Board Resolution. This is subject to appropriations approved by the Town Board.

By order of the Town Board of the Town of Orangetown.

DATED: July 16, 2008

CHARLOTTE MADIGAN, TOWN CLERK

JAMES J. DEAN, SUPERINTENDENT OF HIGHWAYS

AFFIDAVIT OF PUBLICATION
from

The Journal News

CECILIA HERNANDEZ

being duly sworn says

principal clerk of The Journal News, a newspaper published in the County of Westchester of New York, and the notice of which the annexed is a printed copy, was published in area(s) on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) the notice was published. (See Legend below)

JN 07/16/08

Signed Cecilia Hernandez

Sworn to before me

This 19th day of July 2008

Notary Public
Qualified in
My Commission No. 2008

Notary Public, Westchester County

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Putnam

Central Area (AC):

Ardley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Irvington, Mamaroneck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains, Greenvale, Southern Area (AS): Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Greater Westchester (GW): Includes Northern, Central and Southern Areas

Rockland Area (JN or RK): Blauvelt, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pomona

Northern Westchester Express (XNW): Armonk, Bedford, Bedford Hills, Chappaqua, Katonah, Mount Kisco, Pleasantville, Putnam Express (XPU): Baldwin Place, Brewster, Carmel, Mahopac, Patterson, Putnam Valley, Sound Shore Express (XSS): Harrison, Larchmont, Mamaroneck, New Rochelle, Pelham, Port Chester, Purchase, Rye, White Plains Express (XWP): Elmsford, Hawthorne, Valhalla, White Plains, Yorktown & Cortlandt Express (XYC): Buchanan, Cortlandt Manor, Crompond, Croton on Hudson, Crugers, Jefferson Valley, Lincolnale, Mohegan Lake, Montrose, Ossining, Peekskill, Shenorock, Shrub Oak, Verplanck, Yorktown Heights

Review Press (BWW):

Bronxville, Eastchester, Scarsdale, Tuckahoe

Ad Number- H02565521 Account Number - 038813003

NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangetown at the Town Clerk's Office, No. 26 Orangetown Road, Orangetown, New York 10930 a.m. on July 30, 2008 and will be publicly opened and read aloud at 11:00 A.M. for CURB AND SIDE

WALK CONSTRUCTION, REPAIR, REPLACEMENT AND MAINTENANCE OF ROUTE 303, ORANGETOWN, NEW YORK, the location of the construction, replacement and repair is in and around the Town of Orangetown in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Town Clerk and the Superintendent of Highways will submit a report to the Town Board of all bids received and their recommendations concerning the awarding of a contract at a meeting of the Town Board.

The Town Board of the Town of Orangetown reserves the right to waive any informalities in the bidding and to reject any and all bids.

The Town Board requires each bid to be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, or a bond with sufficient sureties to be approved by the Town Attorney, in a sum equal to five percent (5%) of the amount bid; conditioned that if his/her proposal is accepted, he/she will execute such further security as may be required for the faithful performance of the Contract as set forth in these contract documents.

The successful bidder will be required to post a Performance Bond in the amount of one hundred percent (100%) of the contract price.

No bid will be accepted without a Non-collusion Statement as required pursuant to Section 103d of the General Municipal Law.

Contractor warrants and represents that all employees and independent contractors affiliated with or employed by such contractors or any subcontractors shall be compensated at the prevailing wage including where applicable wage rates mandated by the New York State Department of Labor for the work performed in connection with any project.

It is understood that there must be a written contract executed by the Supervisor of the Town of Orangetown, pursuant to Town Board Resolution. This is subject to appropriations approved by the Town Board.

By order of the Town Board of the Town of Orangetown.
DATED: July 16, 2008
CHARLOTTE MADIGAN,
TOWN CLERK

JAMES J. DEAN, SUPERINTENDENT OF HIGHWAYS

BID OPENING TIME

11:00AM

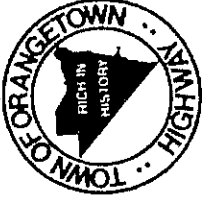
DATE July 30, 2008

[illegible]

DIST: TB, TK, HWY, TA

JAMES J. DEAN
Superintendent of Highways
Roadmaster II

Orangetown Representative:
R. C. Soil & Water Conservation Dist.-Chairman
R. C. Water Quality Commission
Member:
American Public Works Association NY Metro Chapter
NYS Assoc. of Town Superintendents of Highways
Hwy. Superintendents' Assoc. of Rockland County



Resolution No. 559 - 8/11/08
HIGHWAY DEPARTMENT
TOWN OF ORANGETOWN
119 Route 303 • Orangeburg, NY 10962
(845) 359-6500 • Fax (845) 359-6062
E-Mail - www.highway@orangetown.org

Date: 7/30/2008
To: Town Board
From: James J. Dean, Superintendent of Highways
RE: Bid Award - Curb and Sidewalk Construction Replacement and Repair

Please be advised it is recommended that the above noted bid be awarded to Bellavista Construction Corp., Ardsley, New York, the lowest qualified bidder, in the amount of \$194,280.00, to be charged to Account No. D5410.0457.

If you have any questions regarding this award, please contact me at your earliest convenience.

Lj

TOWN CLERK'S OFFICE
8 JUL 31 P2:25
TOWN OF ORANGE TOWN

HAMLETS: PEARL RIVER • BLAUVELT • ORANCEBURG • TAPPAN • SPARKILL • PALISADES • UPPER GRANDVIEW
CLEAN STREETS = CLEAN STREAMS

EXHIBIT

8-B-08 8/11/08

43339-2-__

BOND RESOLUTION (SUBJECT TO PERMISSIVE REFERENDUM)

At a regular meeting of the Town Board of the Town of Orangetown, Rockland County, New York, held at the Town Hall, in Orangetown, New York, on the 11th day of August, 2008, at 8 o'clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Kleiner and upon roll being called, the following were

PRESENT: Councilman Dennis Troy
Councilwoman Marie Manning
Councilman Michael Maturo

ABSENT: Councilwoman Nancy Low-Hogan

The following resolution was offered by Councilman Maturo, who moved its adoption, seconded by Councilwoman Manning, to-wit:

BOND RESOLUTION DATED AUGUST 11, 2008.

A RESOLUTION AUTHORIZING SIDEWALK, STREET LIGHTING AND PARKING LOT IMPROVEMENTS IN TAPPAN IN AND FOR THE TOWN OF ORANGETOWN, ROCKLAND COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$850,000 AND AUTHORIZING, **SUBJECT TO PERMISSIVE REFERENDUM**, THE ISSUANCE OF \$850,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Orangetown, Rockland County, New York, as follows:

Section 1. The sidewalk, street lighting and parking lot improvements in Tappan in and for the Town of Orangetown, Rockland County, New York, including curbs, gutters, drainage, landscaping, grading or improving rights-of-way, as well as and other incidental improvements and expenses in connection therewith, is hereby authorized, **SUBJECT TO PERMISSIVE REFERENDUM**, at a maximum estimated cost of \$850,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$850,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years, pursuant to subdivision 90 (consisting of subdivisions 24, 35 and 20(f)) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Orangetown, Rockland County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be

made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in full or in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Councilman Maturo</u>	<u>VOTING Yes</u>
<u>Councilwoman Manning</u>	<u>VOTING Yes</u>
<u>Councilman Troy</u>	<u>VOTING Yes</u>
<u>Supervisor Kleiner</u>	<u>VOTING Yes</u>
<u>Councilwoman Low-Hogan</u>	<u>VOTING Absent</u>

The resolution was thereupon declared duly adopted.

* * * * *

CERTIFICATION FORM

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

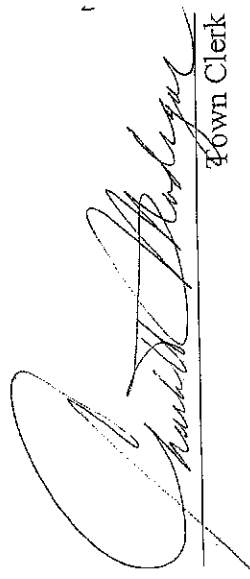
I, the undersigned Clerk of the Town of Orangetown in the County of Rockland, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 11th day of August, 2008.
2. That such meeting was a special regular (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting - should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer
this 14th day of August, 2008.


Town Clerk

(CORPORATE SEAL)

CERTIFICATION OF POSTING

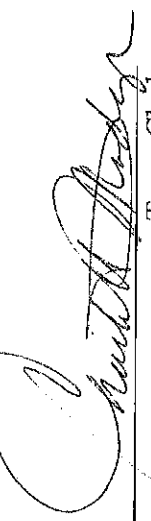
STATE OF NEW YORK)
) ss.:
COUNTY OF ROCKLAND)

I, the undersigned Clerk of the Town of Orangetown, Rockland County, New York, DO

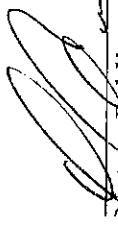
HEREBY CERTIFY:

That on the 14th day of June, 2008, I caused to be posted on the official signboard maintained by me pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of Adoption of a bond resolution adopted by the Town Board of said Town on the 11 day of August, 2008.

A true and correct copy of such Notice of Adoption is attached hereto.


Town Clerk

Sworn to before me this 14 day of
August, 2008.


Notary Public

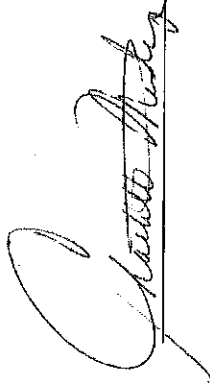
ROBERT R. SIMON
Notary Public, State of New York
No. 0151505857
Residing in Rockland County
Commission Expires December 21, 2012

NOTICE OF ADOPTION OF RESOLUTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Orangetown, Rockland County New York, at a meeting held on the 11th day of August, 2008, duly adopted the resolution published herewith **SUBJECT TO A PERMISSIVE REFERENDUM**.

Dated: Orangetown, New York,

August 14, 2008.



Town Clerk

BOND RESOLUTION DATED AUGUST 11, 2008.

A RESOLUTION AUTHORIZING SIDEWALK, STREET LIGHTING AND PARKING LOT IMPROVEMENTS IN TAPPAN IN AND FOR THE TOWN OF ORANGETOWN, ROCKLAND COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$850,000 AND AUTHORIZING, **SUBJECT TO PERMISSIVE REFERENDUM**, THE ISSUANCE OF \$850,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Orangetown, Rockland County, New York, as follows:

Section 1. The sidewalk, street lighting and parking lot improvements in Tappan in and for the Town of Orangetown, Rockland County, New York, including curbs, gutters, drainage, landscaping, grading or improving rights-of-way, as well as and other incidental improvements and expenses in connection therewith, is hereby authorized, **SUBJECT TO PERMISSIVE REFERENDUM**, at a maximum estimated cost of \$850,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$850,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years, pursuant to subdivision 90 (consisting of subdivisions 24, 35 and 20(f)) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Orangetown, Rockland County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the

limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in full or in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE**

REFERENDUM.

