

VILLAGE OF BUCHANAN BOARD OF TRUSTEES RESOLUTION

RESOLUTION AUTHORIZING A FORMAL REQUEST TO THE WESTCHESTER COUNTY BOARD OF ETHICS FOR AN ADVISORY OPINION REGARDING A MULTI-LAYERED COMPLAINT AGAINST A VILLAGE TRUSTEE FOR CONDUCT AND CONTRACTUAL CONFLICTS OF INTEREST FILED BY A RESIDENT

WHEREAS, the Village of Buchanan Code of Ethics, established under Chapter 7 of the Village Code, mandates that all village officers maintain a high standard of professional and ethical conduct, and give their undivided allegiance to the public trust as outlined in **Section 7-2 (Declaration of Policy)**; and

WHEREAS, a formal complaint has been filed with the Village Clerk detailing several alleged ethical violations committed by a sitting Village Trustee during public meetings regarding ongoing municipal projects; and

WHEREAS, the complaint alleges hostile public conduct, specifically that the Trustee verbally insulted a female member of the audience by calling her "dumb," insulted the Village Mayor, announced on the record that he would do it again, and walked out of an active public meeting; and

WHEREAS, the complaint further details statutory conflicts of interest, alleging that the Trustee actively participated in discussions and voted to approve a project (AMS) for which the Village Board served as Lead Agency, and that subsequent to said approval, but prior to the project's full completion, the Trustee's family-owned business (JCAP) were retained by the Trustee's employer, Persico, to perform paid work on said project; and

WHEREAS, the complaint additionally alleges that this sequence of events presents an appearance of impropriety and a direct violation of Section 7-5(E) of the Buchanan Code, which mandates that public office and employment is not used for personal gain, and that officials must avoid conflicts when an immediate family member has a financial interest; and

WHEREAS, because the complaint targets a voting member of the legislative branch regarding both code of conduct violations and financial self-dealing, any internal review or peer adjudication by the Village Board presents an unresolvable conflict of interest; and

WHEREAS, New York General Municipal Law Article 18, Section 808 authorizes a county board of ethics to render independent advisory opinions to local governing bodies to resolve municipal code conflicts and protect public integrity;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF BUCHANAN AS FOLLOWS:

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

I, Cynthia Kempter, Village Clerk of the Village of Buchanan, do hereby certify that the above is a true and exact copy of a Resolution adopted by the Village Board of the Village of Buchanan at a meeting of said Board held August 4, 2026.

CYNTHIA KEMPTER, VILLAGE CLERK