

Board of Trustees
Village of Tarrytown
Regular Meeting No. 12
April 16, 2018
8:00 p.m.

PRESENT: Mayor Fixell presiding; Trustees: Brown; Butler, Hoyt, McGee, McGovern and Zollo; Village Administrator Slingerland; Village Treasurer Hart; Village Attorney Silverberg and Village Clerk Booth

The meeting began with the Pledge to the Flag.

REPORTS

Mayor Fixell noted

- The Rotary's Rubber Ducky Derby Day will be held on Saturday, April 28th at Patriots Park from 11 a.m. to 3 p.m. Races start at 11:15 a.m. It's the Rotary's 11th Year. For more information, go to their website, www.tarrytownrotary.org and click on the event. This event is in conjunction with the YMCA Healthy Kids Day.
- The County Clerk, Timothy Idoni's community outreach staff is coming to Tarrytown on Wednesday, May 9th from 11 a.m. – 2 p.m. at the corner of Main Street and South Washington Street. They will be processing passports.

Trustee McGee noted that the semi-annual Book Sale at the Warner Library will be held this Saturday and Sunday, April 21st and April 22nd, from 10 – 5 p.m. She urged everyone to come out and support the Warner Library.

Trustee Hoyt noted the following:

- TEAC is celebrating Earth Day on Saturday, April 21st from 9 – 5 p.m. There are a lot of activities planned along with a Village-wide clean up.
- The new Village Tree Permit is on our website, tarrytowngov.com. The permit application is a fillable form on the website and can be sent directly to the General Foreman. The form can be found under the Department of Public Works. He thanked Anne O'Brien, Chair of the Tree Commission and all of its members for their effort on creating the new tree permit application.

Trustee Brown noted that on Saturday, April 21st, TEAC will have compost kits available for anyone who is interested in learning about composting.

ADMINISTRATOR'S REPORT

Administrator Slingerland noted the following:

- TEAC has planned a full day of events on Earth Day, Saturday, April 21st. One of the big events is the annual Tarrytown Lakes Clean-up from 10 a.m. – 3 p.m. There are activities planned on the waterfront including food trucks. He urged everyone to come out and join in on the activities. TEAC will be providing reusable bags and sapling trees for anyone who participates in the Village-wide clean-up. For more information, please go to their website, tarrytownenvironmental.org.
- As part of the Arbor Day celebration, we are looking to plant a tree and create plaques for Village Hall and four other places around the Village that signifies the Village of Tarrytown as a Tree City USA Village.
- He will be coordinating with the Police and Public Works Departments with respect to the Route 9 and Route 119 studies taking place and involve the departments with any services that will need to be provided. There will be a demonstration project to be held on Sunday, June 24th. He will continue to keep the public informed.

PUBLIC HEARING – NOISE, CHAPTER 215 (adopted)

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Tarrytown will hold a public hearing on the 16th day of April, 2018, at 8 PM, in the Municipal Building, One Depot Plaza, Tarrytown, New York 10591, to hear, discuss and to act upon a proposed a

local law to amend Chapter 215, Noise, H. Commercial Equipment to the Code of the Village of Tarrytown. The complete text of this legislation follows:

Be it enacted by the Village Board of Trustees of the Village of Tarrytown as follows:

Section 1: Purpose.

To allow for snow removal cleanup of public and private property including parking lots, during heavy periods of snowfall, which will provide safer conditions for the general public only during a Village snow emergency.

Material to be added is in **bold typeface**.

Chapter 215, Noise, H. Commercial Equipment

H.

Commercial equipment: the operation of any machinery, commercial motor vehicle, truck refrigeration unit, generator, equipment, pump, exhaust fan, attic fan, air-conditioning apparatus or snow plow, in such a manner as to annoy person(s) in any dwelling after the hours of 9:00 p.m. and before the hour of 8:00 a.m. on any weekday and before 10:00 a.m. and after 5:00 p.m. Saturdays, Sundays and legal holidays.

During the period of a village declared snow emergency, snow plows on public and private property including parking lots shall be exempt from this section. Municipal vehicles shall be exempt from this section at all times.

Section 3: Severability

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this local law shall be judged invalid by a court of competent jurisdiction, such order of judgement shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

Section 4: Effective Date

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

All interested parties are invited to attend and be heard. Access to the meeting room is available to the elderly and the handicapped. Signing is available for the hearing-impaired; a request must be made to the Village Clerk at least five days in advance of the meeting.

**BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF TARRYTOWN**

Trustee McGovern moved, seconded by Trustee Zollo and unanimously carried, that the hearing be opened.

Mayor Fixell asked whether anyone wished to address the Board on this matter. No one appeared.

Trustee Hoyt moved, seconded by Trustee McGee, and unanimously carried, that the hearing be closed.

Trustee McGovern moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby amend the Village Code of the Village of Tarrytown, Chapter 215, Noise, H. Commercial equipment, to exempt public and private snow plows, during a Village snow emergency, to allow cleanup of property including parking lots during heavy periods of snowfall which will provide safer conditions for the general public.

WHEREAS, a public hearing was held for the proposed action on April 16, 2018; and

WHEREAS, a notice of public hearing was published in the Journal News on April 5, 2018; and

WHEREAS, the Board of Trustees of the Village of Tarrytown is the only agency which has approval authority over the Proposed Action and is therefore the Lead Agency for the Proposed Action.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

In accordance with Article 8 of the State Environmental Conservation Law and 6NYCRR Part 617, including without limitations the criteria set forth in 6 NYCRR Part 617.7(c) and based upon review of the Environmental Assessment Form and all other materials that were prepared for the Proposed Action, the Village Board of Trustees hereby determines that the Proposed Action will not have a significant adverse impact on the environment, and hereby adopts a Negative Declaration.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby adopt Local Law No. 4 of 2018.

BUDGET ADOPTION RESOLUTION FISCAL YEAR 2018-2019

Trustee Zollo moved, seconded by Trustee Brown, and unanimously carried, that the following resolution be approved: Approved: 7-0

A Resolution Adopting a Budget for the Fiscal Year commencing June 1, 2018 and ending May 31, 2019

WHEREAS, the Board of Trustees has met on March 19, 2018, at 8 p.m., and on April 2, 2018, at 8 p.m., in the Main Meeting Room at Tarrytown Village Hall, 1 Depot Plaza, Tarrytown, NY, on the tentative budget and heard all persons desiring to be heard thereon, and there were no persons who commented on the Tentative Budget; and

WHEREAS, during the budget process, one change was made to the budget to restore five thousand dollars (\$5,000) to the Library Fund equipment line, which will be shared by both Sleepy Hollow and Tarrytown (therefore Tarrytown's net expense will be approximately \$2,500, with the other approximately \$2,500 coming from the Village of Sleepy Hollow), and which will not cause the Village of Tarrytown to exceed the 2% Property Tax Cap.

NOW, THEREFORE, BE IT RESOLVED, that the tentative budget as hereinafter set forth is hereby adopted and that there be and is hereby appropriated for the objects and purposes specified, including the amounts set forth required for the payment of principal and interest on indebtedness, the following amounts:

	General Fund	Water Fund	Library Fund	Sewer Fund
Appropriations	\$ 25,149,127	\$ 6,163,623	\$ 1,756,368	\$ 195,053
Estimated Revenues	\$ 8,110,461	\$ 6,163,623	\$ 1,656,368	\$ 195,053
Appropriated Fund Balance	\$ 600,000	\$ -	\$ 100,000	\$ -

Total Appropriations to be raised by Real Estate Tax Levy: \$ 16,438,666
 Taxable Assessed Value: \$ 2,056,848,522
 Tax Rate per Thousand Dollars of Value (M) \$ 7.9922

FISCAL YEAR 2018-2019 TAX LEVY AND WARRANT

Trustee Hoyt moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

WHEREAS, the budget for the fiscal year commencing June 1, 2018, has been duly adopted and filed with the Village Clerk; and WHEREAS, it has been thereby determined that the sum of \$25,149,127 will be necessary to meet the obligations of the Village; and WHEREAS, there has been duly credited as against said sum estimated revenues and appropriated fund balance aggregating \$8,710,461 leaving \$16,438,666 to be raised by the levying of taxes; and

WHEREAS, it appears from the Assessment Roll established in 2017 for taxes for the fiscal year June 1, 2018 through May 31, 2019 that the total assessed valuation of real property in the Village is \$2,056,848,522;

NOW THEREFORE BE IT RESOLVED, that the tax rate for the Village of Tarrytown for the fiscal year commencing June 1, 2018 be and the same hereby is fixed at the rate of \$7.9922 on each \$1,000 of assessed valuation for properties in the Village of Tarrytown.

BE IT FURTHER RESOLVED that the sum of \$16,438,666 the same being taxes for the fiscal year commencing June 1, 2018 be and the same hereby is, levied upon the taxable property in the Village of Tarrytown and that the Village Treasurer be and he hereby is authorized and directed to extend and carry out upon the roll the amount to be collected from each of the persons named thereon, and the respective amounts of said tax roll against each such parcel of taxable property set forth thereon be and the same hereby are levied upon each parcel of taxable property respectively which said levy includes items shown on the budget for the fiscal year commencing June 1, 2018.

Levy of Additional Taxes upon Termination of Exempt Status:

BE IT RESOLVED that the Town Assessor and Village Receiver of Taxes during the fiscal year beginning June 1, 2018 are authorized to levy and collect additional Village taxes upon termination of exempt status of real property in accordance with provisions of Section 494 of the Real Property Tax Law.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD ONLY ON AGENDA ITEMS. SPEAKERS SHALL HAVE THREE (3) MINUTES TO ADDRESS THE BOARD OF TRUSTEES

Mayor Fixell asked if anyone wanted to address the Board on agenda items. No one appeared.

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT (IMA) BETWEEN THE VILLAGE OF TARRYTOWN, THE VILLAGE OF SLEEPY HOLLOW AND THE UNION FREE SCHOOL DISTRICT WITH RESPECT TO A SHARED SUMMER DAY CAMP

Trustee McGee moved, seconded by Trustee Brown, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the Village Administrator to sign an Inter-Municipal Agreement (IMA) between the Village of Tarrytown, the Village of Sleepy Hollow and the Union Free School District of the Tarrytowns with respect to a joint 2018 Summer Day Camp.

SWIMMING POOL EMPLOYMENT

Trustee McGovern moved, seconded by Trustee Hoyt, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following 2018 Swimming Pool employment schedule as submitted by the Recreation Supervisor:

2018 Swimming Pool Staff

Name	Position	Hourly Salary
Thea Barbelet	Gate Guard	\$13.00
Evelyn Bauer	Deck Supervisor	\$17.00
Debra Carucci	Lifeguard/WSI	\$15.50
Joseph Cavallo (JR)	Lifeguard	\$13.50
Amanda Ciano	Lifeguard	\$14.00
Nicole Ciano	Lifeguard	\$13.75
Adrian Diaz	Lifeguard	\$14.25
Brandon Falcon	Lifeguard	\$14.00
Sean Geary	Lifeguard	\$13.75
Alessio Hernandez	Lifeguard/Water Safety Instructor	\$14.00/\$15.00
Sergio Hernandez	Lifeguard	\$13.50
Caroline Kovatch	Lifeguard/Water Safety Instructor	\$14.00/\$15.00
Jordan Lis	Lifeguard	\$13.75
Marin Lis	Lifeguard	\$13.75
David Macca	Lifeguard	\$13.75
Myles Manalo	Lifeguard	\$13.50
Mateo Marra	Lifeguard	\$13.75
Miguel Marra	Lifeguard	\$14.00
Hannah Miller	Lifeguard	\$13.75
Danny Minerva	Lifeguard	\$13.75
Isabelle Minerva	Lifeguard/Water Safety Instructor	\$14.50/\$15.50
Kelly Murphy	Assistant Director	\$21.25
Grace O'Hara	Lifeguard	\$13.50
Finbarr O'Sullivan	Lifeguard	\$13.75
Liam O'Sullivan	Lifeguard	\$13.50
Conner Quinn-Ray	Lifeguard	\$13.75
Maggie Singman	Lifeguard	\$13.75
Daryl Stilosky	Lifeguard	\$13.75
Scott Weaver	Lifeguard	\$13.50
Tabitha Yuqui	Lifeguard	\$13.50

AMENDMENT TO THE MASTER FEE SCHEDULE – SWIMMING POOL FEES

Trustee Zollo moved, seconded by Trustee Butler, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Master Fee schedule for the Village of Tarrytown is hereby amended as follows:

Swimming Pool FeesCategory Rate

Pool Daily Rate/fee per Resident - \$50 for the pool card, plus \$10 per day per resident Monday thru Friday, and \$15 per day per resident Saturdays, Sundays and Holidays, with no guests allowed for holders of the day passes.

GOLD STAR MOTHER AND BLUE STAR MOTHER MONUMENT AREA

Trustee Hoyt moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize Boy Scout Luke Silva, as part of his Eagle Scout Service Project, to enhance the pathway leading up to the Gold Star Mother Monument in Patriots Park.

BE IT FURTHER RESOLVED that Boy Scout Luke Silva will coordinate this project with Anthony Ross, Parks Foreman and the Little Gardens of Tarrytown.

DUNCAN'S ABBEY LETTER OF INTENT

Trustee Brown moved, seconded by Trustee Butler, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the Village Administrator to execute a Letter of Intent between the Village of Tarrytown and Duncan's Abbey for a lease of a building and premises at the Eastview Pump Station, and such letter of intent shall be to the satisfaction of the Village Attorney.

SCHEDULE A PUBLIC HEARING – PARKING FINES

Trustee Zollo moved, seconded by Trustee McGee, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby schedule a Public Hearing for the regular meeting of May 7, 2018, at 8:00 p.m., in the Municipal Building, One Depot Plaza, Tarrytown, New York, to hear and consider a proposed amendment to the Code of the Village of Tarrytown, Chapter 291-65 the Village of Tarrytown Vehicle and Traffic Code with regard to fines for various parking rules and regulations and adopt updated fines and penalties.

SCHEDULE A PUBLIC HEARING – NO DOGS ALLOWED ON VILLAGE TENNIS AND BASKETBALL COURTS

Trustee McGovern moved, seconded by Trustee Butler, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby schedule a Public Hearing for the regular meeting of May 7, 2018, at 8:00 p.m., in the Municipal Building, One Depot Plaza, Tarrytown, New York, to hear and consider a proposed amendment to the Code of the Village of Tarrytown, Chapter 125-2 the Village of Tarrytown Vehicle and Traffic Code with regard to prohibiting dogs from Village tennis and basketball courts.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES HELD ON APRIL 2, 2018

Trustee Brown moved, seconded by Trustee McGovern, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the regular meeting of the Board of Trustees held on April 2, 2018 as submitted by the Village Clerk.

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES HELD ON MARCH 28, 2018

Trustee McGee moved, seconded by Trustee McGovern, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the special meeting of the Board of Trustees held on March 28, 2018 as submitted by the Village Clerk.

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES HELD ON APRIL 6, 2018

Trustee Brown moved, seconded by Trustee McGee, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the special meeting of the Board of Trustees held on April 6, 2018 as submitted by the Village Clerk.

APPROVAL OF AUDITED VOUCHERS

Trustee Hoyt moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 19 of Audited Vouchers to be paid in the following amounts:

General	\$ 269,565.70
Water	25,942.86
Sewer Fund	0.00
Capital	125,779.43
Library	8,747.32
Trust & Agency	<u>8,550.12</u>
Total	\$ 438,585.43

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD. SPEAKERS HAVE FIVE (5) MINUTES BEFORE YIELDING TO THE NEXT SPEAKER; THEN THREE (3) MINUTES FOR ADDITIONAL COMMENTS

Mayor Fixell asked whether anyone wished to address the Board on any matter. No one appeared.

ADJOURNMENT

Trustee Hoyt moved, seconded by Trustee Butler, and unanimously carried that the meeting be adjourned at 8:20 p.m.

Carol A. Booth
Village Clerk