

Village of Tarrytown, NY

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Village Board of Trustees Minutes 04/15/2013

Board of Trustees
Village of Tarrytown
Regular Meeting No. 3
April 15, 2013
8:00 p.m.

PRESENT: Mayor Fixell presiding; Trustees Basher, Butler, Hoyt, McGee; McGovern and Zollo; Administrator Blau; Treasurer Hart; Village Attorney Shumejda and Village Clerk Booth

The meeting began with the Pledge to the Flag.

MOMENT OF SILENCE – BOSTON MARATHON VICTIMS

Mayor Fixell requested a moment of silence for those who died and were injured tragically at the Boston Marathon today.

REPORTS

Mayor Fixell noted that this past Saturday a RiverWalk Park Work Day was held that was sponsored by the Friends of the RiverWalk. He thanked the many volunteers who participated and did a tremendous job weeding and cleaning flower beds for 4-5 hours. In particular, he thanked Robert Welch and his crew from Westover Landscaping, Linda Viertel and Pat Jones who organized the work day. The Friends of the RiverWalk Park intend to continue their work on the RiverWalk Park.

Trustee Basher noted that on Saturday, April 27th, the YMCA is holding their Healthy Family Day at Patriots Park along with the famous Rotary's Duck Derby. It is always a fun event and hope you show your support.

Trustee McGee noted that the Friends of the Warner Library will be holding their semi-annual book sale this Saturday and Sunday, April 20th and 21st from 10 a.m. to 5 p.m. at the Warner Library. She hopes you come out and support our library.

Trustee Hoyt thanked all those who participated in the TNT Kick-off parade this past Saturday. It was a great turnout and fun had by all.

Trustee Butler noted that TEAC is sponsoring a Village Clean-up Day on Saturday, April 20th from 10 a.m. to noon. Please meet either at the Patriots Park or at the Tarrytown Lakes at 10 a.m. If possible, please bring gloves and items to help pick up garbage and debris.

PUBLIC HEARING – TENTATIVE BUDGET FOR FISCAL YEAR 2013-2014

Trustee Basher moved, seconded by Trustee Butler and unanimously carried, that the hearing be opened.

Village Administrator Blau stated the following:

"In my capacity as Budget Officer of the Village, I submitted the tentative budget for fiscal year 2013-2014 to the Village Clerk on March 20. The fiscal year commences on June 1, 2013 and ends on May 31, 2014. The tentative budget document was posted on the Village website on March 21.

The tentative budget tax levy increase is well within the 2% tax levy cap mandated by the State. The original tentative budget document included a proposed tax rate increase of 5.18%. A number of modifications to the tentative budget have occurred since March 20, many in response to questions and proposed modifications from the Board of Trustees. The proposed tax rate increase is now down to 4.82%.

The General Fund budget, with the proposed modifications, increased by \$851,023. The increase in the tentative budget is primarily made up of the following changes.

Loss of Assessables from tax certioraris accounts for 43% of the increase
 Debt Service equates to 31% of the increase
 Pension Costs makes up 30% of the increase
 Health Insurance accounts for 12% of the increase
 Workers Compensation makes up 7% of the increase

These percentages exceed 100% and are offset by an increase in non-property tax revenues anticipated in the tentative budget.”

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

Trustee Basher moved, seconded by Trustee Hoyt, and unanimously carried, that the the following resolution be approved:

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby close the public hearing on the Tentative Budget for Fiscal Year 2013-2014; and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby schedule a special meeting on May 1, 2013, at 6 p.m. at Village Hall to approve the Budget for Fiscal Year 2013-2014.

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.

ARBOR DAY

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

WHEREAS, in 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees are renewable resources giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees are a source of joy and spiritual renewal; and

WHEREAS, the Village of Tarrytown has been recognized as a Tree City USA by the National Arbor Day Foundation for 30 years and the Village desires to continue its tree-planting ways.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby proclaim, Friday, April 26, 2013 as “ARBOR DAY” in the Village of Tarrytown, and urges all citizens to support efforts to care for trees and woodlands in the Village and to support the Village’s forestry program.

ACKNOWLEDGEMENT OF RECEIPT OF THE 2012 TARRYTOWN VOLUNTEER FIRE DEPARTMENT SERVICE AWARD (PENSION) PROGRAM ANNUAL REPORT REGARDING QUALIFYING POINTS RECEIVED

Trustee McGovern moved, seconded by Trustee Butler, that the following resolution be approved. Motion carried, all voting "aye" with the exception of Trustee Hoyt and McGee who recused themselves. Approved: 5-0-2

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby acknowledge receipt of the Tarrytown Volunteer Fire Department 2012 annual report of points achieved by respective members of the Fire Department for qualification for Village contribution to the Fire Department members service award program, which report shall be posted for public inspection and comment for 30 days prior to Board of Trustees' consideration of approving submission of the report to the pension fund underwriter, subject to final sign-off by the Mayor.

ACKNOWLEDGEMENT OF RECEIPT OF THE 2012 TARRYTOWN VOLUNTEER AMBULANCE CORPS SERVICE AWARD (PENSION) PROGRAM ANNUAL REPORT REGARDING QUALIFYING POINTS RECEIVED

Trustee Basher moved, seconded by Trustee McGovern, that the following resolution be approved. Motion carried, all voting "aye" with the exception of Trustee Hoyt who recused himself. Approved: 6-0-1

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby acknowledge receipt of the Tarrytown Volunteer Ambulance Corps 2012 annual report of points achieved by respective members of the Ambulance Corps for qualification for Village contribution to the Ambulance Corps members service award program, which report shall be posted for public inspection and comment for 30 days prior to Board of Trustees' consideration of approving submission of the report to the pension fund underwriter, subject to final sign-off by the Mayor.

FIRE DEPARTMENT MEMBERSHIP CHANGES

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 approve the following Fire Department membership changes recommended at the March 26, 2013 Board of Fire Wardens meeting: Membership: Jimmy Bender, Ramon Castillo, Jimmy Keesler and Melissa Schafranski have been removed as active members of Riverside Hose Fire Company.

PCI AGREEMENT – WATER STORAGE TANKS

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute an Agreement between the Village of Tarrytown and PCI (Professional Consulting, LLC), 1719 Route 10, Parsippany, New Jersey 07054, to provide Engineering Services for the Rehabilitation of the Three (3) Water Storage Tanks as part of the Water Distribution System Improvements for the Village of Tarrytown for the amount stated in the proposed agreement.

COMMUNITY VIDEO TOUR AGREEMENT

Trustee Hoyt moved, seconded by Trustee Basher, 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 and direct the Village Administrator to execute an Agreement between the Village of Tarrytown and CGI Communications, Inc. of Rochester, New York, for a Community Video Tour to be made available for viewing via a link on the www.tarrytowngov.com website homepage.

SCHEDULE A PUBLIC HEARING – JITNEY FUND

Trustee Butler 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 schedule a Public Hearing for the regular meeting of May 6, 2013, to hear and discuss and act upon a proposed amendment to the Code of the Village of Tarrytown, Chapter 305 entitled "Zoning," by amending Section 305-63, "Off-Street Parking and Loading," Subsection C.7 (d) relating to the jitney fund and parking requirements in the Restricted Retail zoning district.

SCHEDULE A PUBLIC HEARING – SIDEWALK CAFES

Trustee Basher 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 schedule a Public Hearing for the regular meeting of May 6, 2013, to hear and discuss and act upon a proposed amendment to the Code of the Village of Tarrytown, Chapter 247 entitled "Sidewalk Café, Vending and Musicians," for the purpose to eliminate the requirement for a deposit and to provide necessary protections for the Village associated with the operation of a sidewalk café.

SCHEDULE A PUBLIC HEARING – HISTORIC COMMONS DISTRICT

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 6, 2013, to hear and discuss and act upon a proposed amendment to the Code of the Village of Tarrytown, by adding a new Chapter to be entitled Moratorium on Development in the Historic Commons HC Zone of the Village of Tarrytown, which will provide a nine month period for the Village to adequately analyze and thoroughly research the current zoning code and adopt and/or enact laws which will reasonably and rationally complement Chapter 305-28 entitled "Historic Commons HC Zone."

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES HELD ON MARCH 19, 2013

Trustee Basher moved, seconded by Trustee Butler, that the following resolution be approved. Motion carried, all voting "aye" with the exception of Trustee McGovern who abstained. Approved: 6-0-1

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 19, 2013 as submitted by the Village Clerk

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES HELD ON MARCH 27, 2013

Trustee McGee moved, seconded by Trustee Basher, that the following resolution be approved. Motion carried, all voting "aye" with the exception of Trustee Zollo who abstained. Approved: 6-0-1

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 27, 2013 as submitted by the Village Administrator.

APPROVAL OF THE MINUTES OF THE ORGANIZATIONAL MEETING OF THE BOARD OF TRUSTEES HELD ON APRIL 1, 2013

Trustee Basher moved, seconded by Trustee McGovern, that the following resolution be approved. Motion carried, all voting "aye" with the exception of Trustee Zollo who abstained. Approved: 6-0-1

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the organizational meeting of the Board of Trustees held on April 1, 2013 as submitted by the Village Clerk.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES HELD ON APRIL 1, 2013

Trustee McGee moved, seconded by Trustee McGovern, that the following resolution be approved. Motion carried, all voting "aye" with the exception of Trustee Zollo who abstained. Approved: 6-0-1

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 1, 2013 as submitted by the Clerk.

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES HELD ON APRIL 5, 2013

Trustee McGovern moved, seconded by Trustee Zollo, that the following resolution be approved. Motion carried, all voting "aye" with the exception of Trustee Butler and Hoyt who abstained. Approved: 5-0-2

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 5, 2013 as submitted by the Village Administrator.

APPROVAL OF AUDITED VOUCHERS

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

BE IT RESOLVED the Board of Trustees hereby approves the Audited Vouchers included in Abstract No. 19 and hereby orders the Audited Vouchers to be paid in the following amounts:

General	\$ 1,439,894.21	
Water	14,981.92	
Sewer Fund		0.00
Capital	13,335.18	
Library	8,868.25	
Trust & Agency	<u>1,770.00</u>	
Total	\$ 1,478,849.56	

The Board was polled all voting "aye" with the exception of Trustee McGee who recused herself from Voucher Number 2012240513. Motion carried. 7-0

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 Basher moved, seconded by Trustee Hoyt, and unanimously carried, that the meeting be adjourned at 8:23 p.m.

Carol A. Booth
Village Clerk

