

VILLAGE OF TARRYTOWN  
BOARD OF TRUSTEES  
REGULAR MEETING 7:00 P.M.  
Monday, April 17, 2023  
Tarrytown Village Hall  
One Depot Plaza, Tarrytown, New York

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Members of the Public may attend in person or remotely. For those members of the public interested in viewing and/or participating in the meeting remotely, visit <https://www.tarrytownny.gov/home/events/42236> for instructions on how to join & participate via zoom.

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REGULAR MEETING: 7:00 P.M.

1. Board Miscellaneous and Liaison Reports
2. Changes and/or Additions to the Agenda
3. Administrator's Report
4. Opportunity for the Public to address the Board only on items listed on the agenda, other than public hearing items. Speakers shall have three (3) minutes each to address the Board of Trustees.
5. Budget Adoption Resolution

Note:

The Administrator will provide a recap of the Budget to answer some questions that were raised during the budget hearing and review. This budget is compliant with the NYS 2% Tax Cap, starting with a 2% maximum property tax cap, adjusted by an Allowable Levy Growth Factor of 1.02, a Tax Base Growth Factor of 1.0229, and a carryover allowance from last year of \$288,951. These factors could have allowed a tax increase of up to \$1,109,208, and a percentage increase to the property tax amount of 5.86%. However, the Village is adopting a tax levy increase of less than half that at \$545,172 and a 2.88% increase in the total property tax levy.

BUDGET ADOPTION RESOLUTIONS FISCAL YEAR 2023-2024

- A. Budget Adoption Resolution,
  - B. Tax Levy Rate Resolution,
  - C. Levy of Additional Taxes upon Termination of Exempt Status, and
- A. A RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR COMMENCING JUNE 1, 2023 AND ENDING MAY 31, 2024

WHEREAS, the Board of Trustees of the Village of Tarrytown held Public Hearings on the Tentative Budget 2023-2024 on March 20 and April 3, 2023, at 7 p.m. and heard all persons desiring to be heard thereon; and

WHEREAS, the Village also held a public Budget Workshop and Discussion that was held at the Warner Library on Tuesday, March 28, 2023, from 5:30 p.m. to 6:30 p.m. and

WHEREAS, during the budget process, no changes were made to the operating budgets for any of the funds including General, Water, Sewer and Library Funds.

NOW, THEREFORE, BE IT RESOLVED, that the Budget for Fiscal Year 2023-2024, as set forth below, is hereby adopted and the Village Board of Trustees authorizes the appropriation of funding for the objects and purposes specified, including the amounts set forth required for the payment of principal and interest on indebtedness, in the following amounts:

ADOPTED BUDGET

	<u>TOTAL</u>	<u>General Fund</u>	<u>Water Fund</u>	<u>Library Fund</u>	<u>Sewer Fund</u>
Appropriations	\$38,363,336	\$29,657,874	\$6,573,243	\$1,894,248	\$237,970
LESS: Estimated Revenues	\$17,786,087	\$9,180,626	\$6,573,243	\$1,794,248	\$237,970
APPROP. CASH SURPLUS	\$1,095,000	\$995,000	- 0 -	\$100,000	- 0 -
TRANSFER FROM WATER TO GEN. FUND			\$510,000 (from Water Operating)		
TOTAL NON-PROPERTY TAX REVENUES & SURPLUS	\$18,881,087	\$10,175,626	\$6,573,243	\$1,894,248	\$237,970
BALANCE OF APPROPRIATIONS TO BE RAISED BY REAL ESTATE TAX LEVY	\$19,482,248	\$19,482,248			

Total General Fund Appropriations: \$ 29,657,874  
 Total Appropriations to be raised by Real Estate Tax Levy: \$ 19,482,248  
 Taxable Assessed Value: \$ 2,446,765,375

Tax Rate per Thousand Dollars of Value (M)     \$7.9625

**B. FISCAL YEAR 2023-2024 TAX LEVY AND WARRANT**

WHEREAS, the budget for the fiscal year commencing June 1, 2023, has been duly adopted and filed with the Village Clerk, and it has been thereby determined that the sum of \$29,657,874 will be necessary to meet the obligations of the Village, and there has been duly credited against said sum estimated revenues and appropriated fund balance that total \$9,180,626 leaving \$19,482,248 to be raised by the property tax levy; and

WHEREAS, it appears from the Assessment Roll established by the Greenburgh Assessor in 2022, updated in March, 2023 for taxes for the fiscal year June 1, 2023 through May 31, 2024 that the total assessed valuation of real property in the Village is \$2,446,765,375.

NOW THEREFORE BE IT RESOLVED that the tax rate for the Village of Tarrytown for the fiscal year commencing June 1, 2023 is fixed at the rate of \$7.9625 on each \$1,000 of assessed valuation for properties in the Village of Tarrytown, and

BE IT FURTHER RESOLVED that the sum of \$19,482,248 shall be the taxes set for the fiscal year commencing June 1, 2023 and is hereby levied on the taxable property in the Village of Tarrytown and that the Village Treasurer is hereby 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 parcel of taxable property set forth thereon are hereby levied upon each parcel of taxable property respectively which said levy includes items shown on the budget for the fiscal year commencing June 1, 2023.

**C. 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, 2023 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.

**6. Update to the Master Fee Schedule**

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize an amendment and update to the Master Fee Schedule as follows:

<b>FEE CATEGORY</b>	<b>FY 2022-20233</b>	<b>FY 2023-2024</b>
Building Permits	\$100 + \$3.30 per sq. ft. New Residential –All Floor Areas	\$100 +\$3.30 per sq. ft. New Residential All Floor Areas including basements and attic areas under roof
	New Commercial \$100 + \$4.40 per sq. ft. All Floor Areas	New Commercial \$100 + \$4.50 per sq. ft. All Floor Areas

Plumbing Permits	\$60.00 Roughing Inspection	\$70.00 Roughing Inspection
	\$60.00 Testing	\$70.00 Testing
	\$60.00 in ground sewer or gas	\$70.00 in ground sewer or gas
	\$60.00 gas test	\$70.00 gas test
	\$60.00 final inspection fee	\$70.00 final inspection fee
Boarder Fee	Annual Fee per boarder/New Fee	\$250.00 per boarder
Birth/Death Certificate Genealogy Copy	\$10.00 per copy	\$20.00 per copy
Boat Launching	\$50.00 resident seasonal annual- expires in Dec)	\$60.00 expires in Dec.
Boat Live Aboard	\$1,100 per boat	Remove fee
Certificate of Compliance	\$110 Residential/\$250 Commercial	\$150 Residential/\$300 Commercial
Certificate of Occupancy	\$110 Residential/\$250 Commercial	\$150 Residential/\$300 Commercial
Cross Control Program	\$150 Administration Fee	\$200 Administration Fee
Curb Cut – Repair/Replacement	\$15/lineal ft. Minimum Fee \$150/Security Deposit of \$500	\$250 Permit Fee/ \$1000/Security Deposit
Dance Hall & Cabarets	\$200 per year -\$20 per day	\$250 per year/\$50 per day
Village Dump	\$20.00 per load	\$25.00 per load
Excavation or Fill	\$100 per job site, based on value of construction	\$100 per job site based on value of construction for private properties
Freshwater Wetlands Permit	\$500.00	\$1,000.00
Parking Permits	Resident \$475 per year, may be pro-rated for semi-annual	\$490 per year, may be pro- rated to semi annual
	Non-Resident \$1340/year, may be pro-rated for semi-annual	Non-Resident \$1380/year, may be pro-rated for semi- annual
	Resident Business \$320/year	Resident Business \$330/year
	Resident Carpool \$450 + \$90 each add. Car	Permit No Longer Available
	Non-Resident Carpool \$1340 + \$155 each add. Car	Permit No Longer Available

Motorcycle Permit	Resident/Non-Resident \$160/year	Resident/Non-Resident \$165/year
Parking Permits	Downtown Resident Parking Permit \$320/year	Downtown Resident Parking Permit \$330/year
	Resident Commercial-Section 291-49.A A. \$365 - \$600	\$375-\$620
	Non-Resident Commercial Section 291-49 A.A. \$470-\$780	\$485-\$800
	Resident Commercial – oversized vehicle Section 291.49 A.B \$520-\$875	\$535-\$900
	Non-Resident Commercial – oversized Section 291.49 A.B. \$650-\$1,135	\$670-\$1,170
	Business Commercial-Cortlandt Street-metered parking spaces 4050-4061 \$800 per space annual/may be pro-rated for quarterly and semi-annual	\$825 per space annual/may be pro-rated for quarterly and semi-annual
	Vacation Permit \$6/day -3 day minimum; 14 day maximum	Vacation Permit \$6/day -3 day minimum; 14 day maximum, including McKeel Parking Lot
Long Term Parking	Maximum of \$14.00/per day	Maximum of \$15.00/per day
Peddlers and Solicitors	\$40/per day special event	\$50 per day/special event
Planning Board	Recreation Fee ( 2021) = \$11,340.00/lot or per unit whichever is greater/increases annually	Recreation Fee (2023) = \$12,707.00/lot or per unit whichever is greater, increases annually
Adult Softball	Fall Men's \$1000 per team	Fall Men's \$1000 per team
Ice Skating	Non-Resident \$5.00/per day	Non-Resident \$10.00 per day
Losee Park Fields	New Fee - Residents	Resident without lights \$75/hour ( 2 hours/\$150 minimum)
	New Fee - Residents	Resident with lights \$100/hour( 2 hours/\$200 minimum)
Losee Park Fields	Without Lights \$125/hour ( 3 hour/\$375 minimum)	Non -Resident without lights \$125/hour ( 3 hour/\$375 minimum)
	With lights \$150/hour ( 3 hour/\$450 minimum)	Non-Resident with lights \$150/hour ( 3hour/\$450 minimum)
Lake Soccer Fields	New Fee	Resident \$75/hour ( 2 hours/\$150 minimum)

Pool & Fitness Center Card Replacement Fee	New Fee	\$5.00 for replacement pool or fitness center membership card
Sidewalk Opening Permit	\$3.00/sq.ft. – Minimum Fee \$200 + Security Deposit of \$1000	Flat rate fee \$250 + Security Deposit \$1000
Signs	Floodlighting-\$30 per floodlight	Remove Fee
	Single faced less than 25 sq ft. or more \$100	Plus \$50.00 per face –Max 25 sq. ft. -\$150
	Single face 25 sq. ft. or more-\$150	Plus \$50 per face Per face 25 aq. ft. or more -\$200
	Illumination on sign-\$50.00	Illumination on sign-\$100
Steep Slopes Clearance Application	\$300	\$400
Street Opening Permit	Utility Applicants: \$3.50 square foot-Minimum fee: \$200.00	\$250.00 Flat rate Fee
Zoning Board of Appeals	\$75.00 renewal fee	Fee Removed
	Zoning Code=\$35 ( includes map) map only-\$5.00	Fee Removed

AND BE IT FURTHER RESOLVED that the fee changes noted above shall go into effect on June 1, 2023 and shall remain in effect unless further amended or revised by action of the Board of Trustees.

7. RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH THE TARRYTOWN MARINA LLC FOR TWO (2) PILLARS

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes the Village to enter into a license agreement with the Tarrytown Marina LLC, for the purpose of allowing pillars to remain on Village property, at the front of the property, provided that the licensee pays the requisite fee for this license, maintains liability insurance and names the Village of Tarrytown as held harmless and additional insured; and

BE IT FURTHER RESOLVED, that the Village Administrator is authorized to execute this license agreement to the satisfaction of the Village Attorney and work with the involved Village officials to take the necessary and appropriate actions to complete and file this license.

8. MEMORANDUM OF UNDERSTANDING WITH THE US DEPT. OF VETERAN'S AFFAIRS FOR POLICE COVERAGE BY THE TARRYTOWN POLICE

WHEREAS the U.S. Dept. of Veteran’s Affairs is opening an office in the Village of Tarrytown and has requested that the Village of Tarrytown Police Department provide police services, which is normal and customary for other premises in the Village of Tarrytown, and requests a Memorandum of Understanding (MOU) be established in order to make the jurisdictional responsibility clear that the Tarrytown Police will provide primary initial response to any and all incidents or emergencies at their location, since the Veteran’s Affairs offices are a federal agency.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown authorize the Village Administrator and the Police Chief to execute a Memorandum of Agreement (MOU) with the U.S. Department of Veteran’s Affairs for the Tarrytown Police to provide primary initial response to any and all incidents or emergencies at their location.

9. PROFESSIONAL ENGINEERING SERVICES – EASTVIEW DAM

WHEREAS, the Village of Tarrytown is the owner and operator of the Eastview Dam, an earthen dam that was built over 100 years ago, in order to facilitate the improvement of the Tarrytown Lakes as a public water supply; and

WHEREAS, the Tarrytown Lakes ceased to be used as a public water supply approximately fifty years ago, when the Village switched our public water supply sources to the NYC Catskill/Delaware system, in order to remain compliant with the EPA’s clean drinking water standards, and kept the Eastview Dam in operation in order to maintain the existence and use of the Tarrytown Lakes as a public resource for recreation and aesthetic purposes; and

WHEREAS, upon completion of its recent inspection of the Eastview Dam, the NYS DEC Dam Inspection Unit has notified the Village that we must proceed with efforts to perform an investigation and analysis to begin the process to make improvements that will ensure the safety and stability of the Eastview Dam, and

WHEREAS, the Village Engineer has obtained proposals from three engineering firms and has determined that the proposal from Tectonic Engineers of Newburgh, NY, provides the most responsive work plan and fee for these services.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby authorize the Village Administrator to execute an agreement with Tectonic Engineering of Newburgh, NY, for these services and to work with the Village Engineer to proceed with an agreement for these services, which shall be funded either through the General Fund, or through the appropriation or surplus, or through the future issuance of debt, as may be necessary.

10. Resolution to Authorize Agreement for Outdoor Dining Event Planning and Coordination

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 with Jenifer Ross of Tarrytown, New York, for the event planning and coordination of five outdoor dining events in 2023.

11. Authorization of Agreement with UnitedHealthcare Insurance to provide for the Medicare Advantage Program

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the Village Administrator to execute a contract with UnitedHealthcare Insurance to provide a Medicare Advantage with Prescription Drug Benefit Plan to enrolled Retirees and eligible dependents; and

BE IT FURTHER RESOLVED that the agreement is retroactive to April 1, 2023.

12. RESOLUTION ESTABLISHING A CLIMATE SMART COMMUNITIES TASK FORCE

WHEREAS, The Village of Tarrytown formally adopted a "Climate Smart Communities" Pledge on June 15, 2009, recognizing the threat of climate change to our Village operations, residents and the planet, and outlining initial steps that should be taken to mitigate this threat, increase energy efficiency and build resilience and sustainability in our Village, and

WHEREAS the Village has already undertaken numerous actions that qualify for Climate Smart Communities program recognition, and

WHEREAS the Tarrytown Environmental Advisory Council (TEAC) has and will continue to make recommendations to the Board of Trustees regarding "Climate Smart" actions for the Village, but the establishment of a dedicated Climate Smart Communities Task Force will concentrate on engagement with the Climate Smart Communities program framework.

NOW THEREFORE BE IT RESOLVED, the Board of Trustees of the Village of Tarrytown hereby creates a task force which shall be known as the "Climate Smart Communities Task Force" hereinafter called the "CSC Task Force," and

BE IT FURTHER RESOLVED, that the CSC Task Force shall consist of at least one member of TEAC, at least one Village staff member, at least one community volunteer and one Trustee Liaison; and

BE IT FURTHER RESOLVED that the Chair of the Task Force shall also be the appointed Climate Smart Communities Coordinator.

13. RESOLUTION TO APPOINT CLIMATE SMART COMMUNITIES COORDINATOR AND CHAIR OF THE CLIMATE SMART COMMUNITIES TASK FORCE

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Dean Gallea as Chair of the Climate Smart Communities Task Force and Climate Smart Communities Coordinator for the Village of Tarrytown for the term of one year, and

BE IT FURTHER RESOLVED that the responsibility of the Climate Smart Communities (CSC) Coordinator is to organize the activities of the CSC Task Force; updating the Board of Trustees and other Village officials on the progress of the CSC Task Force ; Collect and organize documentation needed for CSC certification; and serve as liaison between the TEAC and the CSC Task Force.

14. APPOINTMENT OF NEW PART TIME COURT CLERICAL STAFF

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorize the appointment of Andrea Alvarez of Sleepy Hollow, NY, to the position of Intermediate Clerk, Part Time, at an hourly wage of twenty five dollars (\$25) per hour, subject to the provisions of Civil Service, with a probationary period of not less than twelve weeks and a maximum probation of fifty two weeks, effective on or after April 18, 2023.

15. Arbor Day Resolution

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, April 2023 is the 151<sup>st</sup> Anniversary of Arbor Day and the 51st Anniversary of the founding of the Arbor Day Foundation, 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 40 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 28th, 2023 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.

BE IT FURTHER RESOLVED that the Board of Trustees urges all citizens in the Village to plant trees to improve the community and to promote the well-being of present and future generations.

16. Resolution to authorize the street closures for the Annual Memorial Day Parade

BE IT RESOLVED that permission is hereby granted to the Central Veteran Committee of the Tarrytowns to hold their annual Memorial Day Parade and services on Monday, May 29, 2022 beginning at 9 a.m.

BE IT FURTHER RESOLVED that the Village Administrator together with the Police Chief may take necessary actions to close sections of Main Street and Broadway from Main

Street to Patriots Park for a period prior to and during the parade to ensure safe proceedings.

17. Approval of the Minutes of the Board of Trustees Meeting of March 20, 2023

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby approves the minutes of the Board of Trustees Meeting held on Monday, March 20th, 2023 as submitted by the Village Clerk.

18. Approval of the Minutes of the Board of Trustees Meeting of April 3, 2023

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby approves the minutes of the Board of Trustees Meeting held on Monday, April 3, 2023 as submitted by the Village Clerk.

19. Approval of the Minutes of the Special Board of Trustees Meeting of April 6, 2023

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby approves the minutes of the Special Board of Trustees Meeting held on Thursday, April 6, 2023 as submitted by the Village Clerk

20. Approval of Audited Vouchers

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No.19 of Audited Vouchers in the total amount of \$308,937.36 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 216,991.75
Water	\$ 78,787.46
Sewer Fund	\$ 1,040.00
Capital	\$ 0.00
Library	\$ 6,246.60
Trust & Agency	\$ 0.00
CM (Special Funds)	\$ <u>5,871.55</u>
Total	\$ 308,937.36

21. Opportunity for the Public to Address the Board on items not included on the agenda. Speakers have three (3) minutes before yielding to the next speaker.

22. Adjournment