

VILLAGE OF TARRYTOWN
BOARD OF TRUSTEES
REGULAR MEETING 6:00 P.M.
Tuesday, February 6, 2024
Tarrytown Village Hall
One Depot Plaza, Tarrytown, New York

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.tarrytowngov.com/home/events/46256> for instructions on how to join & participate via zoom.

REGULAR MEETING: 6:00 P.M

Pledge of Allegiance

1. Board Miscellaneous and Liaison Reports
2. Changes and/or Additions to the Agenda
3. Administrator's Report
4. Public Hearing on an update to the Tarrytown Village Code Chapter 269 regarding the Tax Reduction for Emergency Responders

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby continues the public hearing to Tuesday, February 20, 2024, at 6 p.m. on a Draft Proposed Local Law, as amended, to amend Chapter 269 of the Village Code on Taxation, to update the Village Code regarding recent changes to the NYS RPTL Chapter 466-d to become 466-a, and updating other provisions in the Village Code.

The draft local law under consideration can be found at the end of this agenda.

5. Public Hearing on an update to the Tarrytown Village Code Chapter 269 Taxation, to update the Village Code to more closely follow tax law for taxable income

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby continues a public hearing to Tuesday, February 20, 2024, at 6 p.m. on a Draft Proposed Local Law to amend Chapter 269 of the Village Code on Taxation, Article III Senior Citizens Exemption, to update the Village Code regarding recent changes to State Law that provides for the inclusion of IRA distributions in the calculation of taxable income.

The draft local law under consideration can be found at the end of this agenda.

6. 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
7. Patriots Park Curbing and geotextile landscaping – authorization for budget amendments

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

WHEREAS, the Village of Tarrytown has been operating and maintaining Patriot’s Park in the Village for decades, and has been hosting many popular Village events there, most notably the Tarrytown and Sleepy Hollow Farmer’s Market (aka TaSH) that is operated by the Rivertowns Village Green (RVG) organization; and

WHEREAS, due to the continued success and popularity of the event, the park has been experiencing wear and tear in the form of erosion and overuse of grassy areas that has killed off the grass in certain areas that must be addressed in order to continue to provide use of the park in a high quality and enjoyable manner; and

WHEREAS, the Village Administrator’s Office and the Village Parks Department have identified an area of the park to install an additional area of geotextile membrane, cobblestone curbing and other improvements in order to restore the grass, make it usable and durable to withstand the heavy traffic in that area while protecting the roots of the nearby trees, with a total estimated cost of between \$15,000 and \$20,000, with the RVG committing to contribute half of the cost of the project, not to exceed \$10,000.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby authorizes the Village Administrator, the Village Treasurer and the Parks Foreman to proceed with the following amendments to the budget for this project:

Increase Revenues:

Account #	Account Name	Orig Budget	Amended Budget
A.2401	Interest Earnings	\$360,000	\$380,000

Increase Expenditures:

A.7141.420	Parks – Contractual	\$32,000	\$42,000
A.7141.431	Parks – Facility Improvement	\$2,000	\$12,000

8. Permitting Platform for Building and Other Departments

WHEREAS the Village of Tarrytown Building Department must update its permit management solution software as it is no longer supported; and

WHEREAS the upgrade to the Building Department software provides an opportunity to expand digital permitting software to other departments which will also enhance inter-department information sharing, and thereby realize important workflow efficiencies for everyday tasks; and

WHEREAS the Village Administration has reviewed eight software management solutions and received six proposals over a two-year period and determined that the SmartGov platform provided by Brightly Software, Inc offers the most comprehensive solution that fits the needs of multiple departments for a competitive price for the marketplace;

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the Village Administrator to enter into an agreement with Brightly

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

Software, Inc for the implementation of an online permitting, planning, inspections, code enforcement and business licensing solution for the Village of Tarrytown under Sourcewell Contract # 090320-SDI; and

BE IT FURTHER RESOLVED that the fixed price for implementation of the software solution including data migration is \$61,747.15 and the annual subscription fee in the first year is \$9,628.91 with the annual subscription fee increasing to \$19,999.93 in Year 2, \$20,599.93 in Year 3, \$21,217.93 in Year 4 and \$21,854.46 in Year 5; and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Village Administrator to take any necessary and appropriate actions to execute an agreement to the satisfaction of the Village Attorney and to implement the project.

9. Updates to Master Fee Schedule

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

DEPARTMENT	2022 RATES	PROPOSED 2023 RATE
<u>Building Department</u>		
Architectural Review Board	\$100 Application + \$2.25 per \$1,000/cost	\$100 Application + \$2.50 per \$1,000/cost
Sites with onsite stormwater facilities	New fee to ensure adequate review and planning for long-term maintenance of stormwater facilities on private property :	Sites with onsite stormwater facilities \$500 – Residential \$1000 - Commercial
Plumbing Permit Fees	Charge for Additional Fixtures over 4 - \$15.00/fixture	\$20.00/fixture
Certificate of Occupancy	\$150 Residential / \$300 Commercial	\$150 Residential / \$300 Commercial, Commercial is fee per unit as defined in BCNYS
Sidewalk Café	Café - \$100 plus \$4.00 / s.f.	Café - \$100 plus \$4.50/ s.f.
Steep Slopes Clearance Application	\$400	\$500
Zoning Board of Appeals	\$500 for residential (1 and 2 family)	\$600 for residential (1 and 2 family)
	\$1000 for commercial	\$1200 for commercial
<u>Clerk</u>		
Circus and Carnivals	Per event, \$250 + \$1 million insurance; Private	Per event \$500 + \$1 million insurance; Private
Circus and Carnivals	\$100 per event, not-for-profit, plus \$1 million insurance	\$200 per event, not-for-profit, plus \$1 million insurance
Peddlers & Solicitors	\$50 / day per person for special events	\$75 / day per person for special events

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

Sidewalk Musicians	\$50 annually (a maximum of 4 sidewalk musician permits issued per year)	\$100 annually (a maximum of 4 sidewalk musician permits issued per year)
<u>Police</u>		
Fingerprints - Non-Criminal	\$25	\$30
Good Conduct Letters	\$25 No charge for Government Agencies	\$30 No charge for Government Agencies
Towing Impounds	Non-Crime Resident - \$15.00	Non-Crime Resident - \$25
	Non Crime Non-Resident - \$20.00	Non Crime Non-Resident - \$25
	Crime - Resident - \$40.00	Crime - Resident - \$50
	Crime - Non-Resident - \$45.00	Crime - Non-Resident - \$50
<u>Public Works</u>		
Scaffolding Permit	\$50	\$100
<u>Treasurer</u>		
Parking Permits	Resident \$490/year; may be pro-rated for semi-annual	Resident \$500/year; may be pro-rated for semi-annual
	Non-Resident \$1,380/year; may be pro-rated for semi-annual	Non-Resident \$1,405/year; may be pro-rated for semi-annual
	Resident Business \$330/year	Resident Business \$340/year
	Downtown Resident Parking Permit - \$330 /year	Downtown Resident Parking Permit - \$340/year
	Resident Commercial - Section 291-49.A.A. Semi-Annual: \$375.00 Annual: \$620.00	Resident Commercial - Section 291-49.A.A Semi-Annual: \$385 Annual: \$635
	Non-Resident Commercial - Section 291-49.A.A. Semi-Annual: \$485.00 Annual: \$800.00	Non-Resident Commercial - Section 291-49.A.A. Semi-Annual: \$495 Annual: \$820
	Resident Commercial - (oversized vehicle) Section 291-49.A.B. Semi-Annual: \$535.00 Annual: \$900	Resident Commercial - (oversized vehicle) Section 291-49.A.B. Semi-Annual: \$545.00 Annual: \$920
	Non- Resident Commercial - (oversized vehicle) Section 291-49.A.B. Semi-Annual: \$670 Annual: \$1170	Non- Resident Commercial - (oversized vehicle) Section 291-49.A.B. Semi-Annual: \$685 Annual: \$1195
	Business Commercial Parking Permit - Cortlandt Street (metered parking spaces 4050 through 4061) \$825 per parking space annual/ may be prorated for quarterly and semi-annual)	Business Commercial Parking Permit - Cortlandt Street (metered parking spaces 4050 through 4061) \$845 per parking space annual/ may be prorated for quarterly and semi-annual)
<u>Recreation</u>		

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

Adult Basketball	New fee for new program:	Summer - \$250/ team (3 on 3 League) - Outdoors
Fitness Center	Adult (18+) - 1 Year \$340.00	Adult (18+) - 1 Year \$345
	Family Plan - 1 Year \$680.00	Family Plan - 1 Year \$690
	Senior Citizen (60+) 1 Year \$200.00	Senior Citizen (60+) 1 Year \$205
	Full Time College Student (Must provide valid college I.D. - 1 Year \$165.00	Full Time College Student (Must provide valid college I.D. - 1 Year \$175
Kayak Storage	Season Rental of Kayak Storage Rack - \$180 per space	Season Rental of Kayak Storage Rack -\$190 per space
Performance Pavilion	Use of Performance Pavilion for casual use - Resident Fee - \$50/hour up to a 3 hr. maximum	Use of Performance Pavilion for casual use - Resident Fee - \$50/hour up to a 4 hr. maximum
Swimming Pool Fees - Residents Only	Family Rate (2 Adults and no limit on number of children up to 21 years of age) - \$485.00	Family Rate (2 Adults and no limit on number of children up to 21 years of age) - \$500
	Individual (21 years of age or over) - \$240.00	Individual (21 years of age or over) - \$260
	Senior Citizen (60 and older) - \$120.00	Senior Citizen (60 and older) - \$130
	Nanny Au pair - \$240.00	Nanny Au pair - \$260
	Early Morning Lap Swim - Monday - Thursday, 5:30 a.m. - 8:30 a.m. and Sunday, 8:00 a.m. - 9:45 a.m. Pool Members - \$60 /season - Non-Pool Members - \$100 /season	Early Morning Lap Swim - Monday - Thursday, 5:30 a.m. - 8:30 a.m. and Sunday, 8:00 a.m. - 9:45 a.m. Pool Members - \$65/season - Non-Pool Members - \$110/season
Summer Day Camp	Fee- Per 1-week Session Paid By: April 30 Scholarship: \$138	Fee- Per 3-week Session Paid By: April 30 Scholarship: \$435
	Fee- Per 1-week Session Paid By: June 30 Scholarship \$163	Paid By: June 30 Scholarship \$514
	Fee- Per 1-week Session Paid By: April 30 Resident \$187	Paid By: April 30 Resident \$589
	Fee- Per 1-week Session Paid By June 30 Resident \$211	Paid By June 30 Resident \$665
	Paid By: April 30 Non-Resident: \$211	Paid By: April 30 Non-Resident: \$665
	Paid By: June 30 Non-Resident \$235	Paid By: June 30 Non-Resident \$740
Summer Day Camp Early Arrival	\$25 per child per week	\$75 per child per 3-week session, \$140 per 6-week session

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

Summer Day Camp Extended Day	\$50 per child per week	\$150 per child per week per 3- week session, \$285 per child per 6-week session
Tot Camp -	Tot Camp and Day Camp will be combined, and so separate fees will not apply.	

10. Resolution to Accept The New York OPRHP Environmental Protection Fund Grant Award for the Rehabilitation of Lagana Park

WHEREAS the Village of Tarrytown applied for financial assistance from the New York State Office of Parks, Recreation and Historic Preservation (“OPRHP”) under the Environmental Protection Fund grant program for the purpose of funding the rehabilitation of Lagana Park; and

WHEREAS the Village was notified of the grant award on December 27, 2023;

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown is authorized and directed to accept these grant funds in an amount not to exceed \$500,000 for the project described in the grant application; and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown is authorized and directed to agree to the terms and conditions of the State of New York Contract for Grants ("Contract") with OPRHP for the rehabilitation of Lagana Park; and

BE IT FURTHER RESOLVED, that the Board of Trustees of the Village of Tarrytown delegates signing authority to execute the Contract and any amendments thereto, and any other certifications to the Village Administrator.

11. Resolution in Support of the Scenic Hudson RiverWalk

WHEREAS, Scenic Hudson has been leading an effort with the Village of Tarrytown and Westchester County as project partners to create the Westchester RiverWalk Connection, a riverside trail extending the Westchester RiverWalk south from Losee Park under the Governor Mario M Cuomo Bridge, over the Hudson Line of the Metro North Railroad to connect with an existing segment of the Westchester RiverWalk near the western terminus of Van Wart Avenue; and

WHEREAS, in 2022, Senator Charles Schumer arranged to provide funding to Scenic Hudson for the RiverWalk in the amount of \$2.797 million through Congressionally Directed Spending to support the construction of an element of this project--the RiverWalk-Route 9 Transit Connector, a ADA-compliant trail segment between Westchester RiverWalk and Route 9 across property owned by Montefiore Medical Center in the Village of Tarrytown, with such funds being conveyed through the Federal Transit Administration; and

WHEREAS, In September 2023, Metro-North Railroad staff recommended that the project be redesigned to remove the crossing under the Governor Mario M. Cuomo Bridge and stairway to the Westchester Landing and to improve bicycle/pedestrian facilities along Green Street near Tarrytown Station; and

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

WHEREAS, in light of Metro-North's recommendation, Scenic Hudson has asked the Federal Transit Administration to rescope the grant and reallocate some of the project funding to improve bicycle/pedestrian connections along Green Street to Tarrytown Station; and

WHEREAS, The Village of Tarrytown Board of Trustees recognizes the public benefit of making ADA-compliant pedestrian improvements, along with bicycle facilities, along Green Street between the northern terminus of the proposed Westchester RiverWalk Connection and the Tarrytown Metro North Railroad Station, as well as improvements north of the station as anticipated in the Sleepy Hollow-Tarrytown Multimodal Transportation Study (2021); and

WHEREAS, the exact location, geographic scope and design of these bicycle/pedestrian improvements, is subject to the project budget, a public involvement process, and Village approval, and the entity responsible for constructing the bicycle/pedestrian facilities will be identified at a later date.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes a letter to be sent from Mayor Brown to the Federal Transit Administration (FTA) expressing the Village of Tarrytown's support for this concept plan, including the rescoping and reallocation of some of the \$2.797 million in project funds to support pedestrian improvements along Green Street to the Tarrytown Metro North Station and potentially northward to the Village border and into the Village of Sleepy Hollow if the Village of Sleepy Hollow further agrees to these pedestrian and bicycle improvements.

12. Authorization to Appropriate Fund Balance-TVAC Invoices

WHEREAS, the Village of Tarrytown and the Tarrytown Volunteer Ambulance Corps (TVAC) had a contract in effect for the period of June 1, 2022 through May 31, 2023, but due to unforeseen circumstances TVAC did not submit invoices for the period of January, 2023 through May, 2023, and since the fiscal year has closed, the Village Board must appropriate these funds from the General Fund Fund Balance; and

WHEREAS, moving forward, the Village will be asking the TVAC to submit invoices on a more timely basis, and will be asking for language in the contract between the Village and TVAC to require them to submit invoices within approximately ninety (90) days of the end of the fiscal year, meaning on or about August 31 of each year.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes the Village Administrator and the Village Treasurer to appropriate fifty thousand dollars (\$50,000) from the General Fund Fund Balance, in order to pay outstanding invoices to TVAC for the prior fiscal year, for the months of January, February, March, April and May of 2023, with the proviso that the renewal contract between TVAC and the Village include language to require TVAC to bill the Village on a timely basis, not later than approximately ninety (90) days of the end of the fiscal year, meaning on or about August 31 of each year

13. Resolutions to authorize Gracemere Easements pursuant to the Site Plan

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

WHEREAS, the Village of Tarrytown has been requested to enter into: (1) Declaration of Drainage Easement; (2) Water and Sewer Main Maintenance and Access Easement Agreement; and (3) Pedestrian Trailway Easement Agreement with Gracemere 2021 HOA, Inc. and Gracemere Partners, LLC in accordance with the Resolution of the Village of Tarrytown Planning Board Amending/Modifying Conditions of the Conditional Final Subdivision Plan for Jardim East Subdivision and Setting Forth Satisfied Condition adopted on September 26, 2023 and filed in the Village Clerk's office; and

WHEREAS, the Jardim Estates East Subdivision is a 45-acre site in the R-60 zone subdivided into 9 single family lots which included the creation of 28 acres for preserved open space adjacent to Taxter Ridge Park (the "Project").

NOW, THEREFORE, BE IT RESOLVED that in furtherance of the development of the Project, the Board of Trustees of the Village of Tarrytown does hereby authorize the Village Administrator to enter into the (1) Declaration of Drainage Easement; (2) Water and Sewer Main Maintenance and Access Easement Agreement; and (3) Pedestrian Trailway Easement Agreement with Gracemere 2021 HOA, Inc. and Gracemere Partners, LLC; and

BE IT FURTHER RESOLVED, that the Village Administrator is hereby authorized to execute any and all recording documents and other documents to effectuate the filing of the easement agreements in the land records with the Westchester County Clerk and consistent with this resolution.

14. Resolution to Authorize the Order for a Police SUV Hybrid Vehicle

WHEREAS, the Village of Tarrytown maintains a fleet of vehicles to serve the needs of the Tarrytown Police Department to perform public safety operations including patrol, traffic protection, response to emergency calls and regular day-to-day police business; and

WHEREAS, as part of its vehicle management plan the Village has always purchased two new vehicles each year to rotate through the fleet and allow us to replace old vehicles with new front-line vehicles; and

WHEREAS, as part of the schedule for the normal build out and shipping of vehicles after order, the Village plans for a delivery timeframe of three to four months, which has been delayed significantly due to logistical supply chain issues during the COVID pandemic, causing delivery times to be prolonged and extended by as much as a year.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby authorizes the Village to order, payable from the future fiscal year of 2024-2025, one (1) 2024 Ford Explorer Hybrid patrol vehicle for an amount not to exceed \$69,500

BE IT FURTHER RESOLVED that the Village Administrator is authorized to execute the order for these vehicles and coordinate with the Police Chief and Village Treasurer to fund the purchase through operating funds, in the Fiscal Year 6/1/2024 to 5/31/2025.

15. Authorization to Purchase a 2024 Chevrolet Silverado-Parks Department

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

WHEREAS, the Village of Tarrytown has provided in the Capital Budget 5-Year Plan for FY 2023-2024 for the Parks Department the purchase of a new Chevrolet Silverado Pickup Truck to be utilized by the Parks Department for maintenance and repair work throughout the village.

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes the purchase of a 2024 Chevrolet Silverado 3500 with a 9' Dump Body with 13" sides and a 19" tailgate from DeNooyer Chevrolet in Albany NY for a total price of \$68,569.16; and

BE IT FURTHER RESOLVED that the Village Administrator is authorized to execute the necessary documents to effect this purchase, and the Village anticipates that the funds for the purchase will either be from the water fund, the capital fund or future issuance of debt.

16. Tarrytown/Sleepy Hollow St. Patrick's Day Parade

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby grant permission to hold the Tarrytown/Sleepy Hollow St. Patrick's Day Parade on Sunday, March 10th, 2024, beginning at 1:30 pm and allows the earlier related closure of the following streets; Main Street, South Washington Street and Broadway.

17. Agreement between the Tarrytown Police Benevolent Association, Inc. and the Village of Tarrytown

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the five-year memorandum of agreement and collective bargaining contract between the Village of Tarrytown and the Tarrytown Police Benevolent Association, Inc. (PBA) effective from June 1, 2024 through May 31, 2029. The authorized salary increases are 2.85%, 2.75%, 2.85%, 2.75% and 2.85% respectively each year of this five-year collective bargaining agreement, along with other negotiated changes to the agreement, and authorizes Village Administrator Richard Slingerland to execute the stipulation of settlement and collective bargaining agreement on behalf of the Village of Tarrytown.

18. Agreement between the Tarrytown Lieutenant's Association and the Village of Tarrytown

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the five-year memorandum of agreement and collective bargaining contract between the Village of Tarrytown and the Tarrytown Lieutenant's Association, (TLA) effective from June 1, 2024 through May 31, 2029. The authorized salary increases are 2.85%, 2.75%, 2.85%, 2.75% and 2.85% respectively each year of this five-year collective bargaining agreement, along with other negotiated changes to the agreement, and authorizes Village Administrator Richard Slingerland to execute the stipulation of settlement and collective bargaining agreement on behalf of the Village of Tarrytown.

18. Resolution Authorizing Tax Certiorari – 303 South Broadway LLC

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

BE IT HEREBY RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve payment of the settlement of the following tax certiorari case as outlined in the Village Tax Certiorari Attorney’s recommendation, related to 303 South Broadway LLC located at 303 South Broadway, Tarrytown, settling tax years 2017, 2018, 2019, 2020, 2021, 2022 and 2023, as follows:

Owner and Address	Property ID Number	Total Amount of Refund
303 South Broadway LLC 303 South Broadway	S. 1.100, Bl. 65, Lot 2	\$86,654.21

AND BE IT FURTHER RESOLVED that the Village Administrator, Village Treasurer and the Village’s Tax Attorney and other involved staff are authorized to take the necessary and appropriate actions to execute, file, process and make payment of, including through encumbered funds from this fiscal year, the aforementioned tax certiorari settlement.

19. Resolution Authorizing Tax Certiorari – The HH Lighthouse Condominium

BE IT HEREBY RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve payment of the settlement of the following tax certiorari case as outlined in the Village Tax Certiorari Attorney’s recommendation, related to The HH Lighthouse Condominium located at 45 Hudson View Way, Tarrytown, settling tax years 2019, 2020, 2021, 2020, 2021, and 2022 as follows:

Owner and Address	Property ID Number	Total Amount of Refund
HH Lighthouse Condo 45 Hudson View Way	S. 1.40, Bl. 4, Lots 18..H101 to 18..H409	\$178,960.24

AND BE IT FURTHER RESOLVED that the Village Administrator, Village Treasurer and the Village’s Tax Attorney and other involved staff are authorized to take the necessary and appropriate actions to execute, file, process and make payment of, including through encumbered funds from this fiscal year, the aforementioned tax certiorari settlement.

20. Resolution Authorizing Tax Certiorari – K. Ahmed LLC

BE IT HEREBY RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve payment of the settlement of the following tax certiorari case as outlined in the Village Tax Certiorari Attorney’s recommendation, related to K. Ahmed LLC located at 10 Grove Street, Tarrytown, settling tax years 2020, 2021, 2022, and 2023 as follows:

Owner and Address	Property ID Number	Total Amount of Refund
K. Ahmed LLC 303 South Broadway	S. 1.80, Bl. 48, Lot 5.2	\$3,054.84

AND BE IT FURTHER RESOLVED that the Village Administrator, Village Treasurer and the Village’s Tax Attorney and other involved staff are authorized to take the necessary and appropriate actions to execute, file, process and make payment of, including through encumbered funds from this fiscal year, the aforementioned tax certiorari settlement.

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

21. Resolution Authorizing Tax Certiorari – Realty@460SB

BE IT HEREBY RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve payment of the settlement of the following tax certiorari case as outlined in the Village Tax Certiorari Attorney’s recommendation, related to Realty@460SB located at 460 South Broadway, Tarrytown, settling tax years 2017, 2018, 2019, 2020, and 2021 as follows:

Owner and Address	Property ID Number	Total Amount of Refund
Realty@460SB 460 South Broadway	S. 1.100, Bl. 71, Lot 29	\$3,295.66

AND BE IT FURTHER RESOLVED that the Village Administrator, Village Treasurer and the Village’s Tax Attorney and other involved staff are authorized to take the necessary and appropriate actions to execute, file, process and make payment of, including through encumbered funds from this fiscal year, the aforementioned tax certiorari settlement.

22. Resolution Authorizing Tax Certiorari – Michelle Joy Coppola Trust

BE IT HEREBY RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve payment of the settlement of the following tax certiorari case as outlined in the Village Tax Certiorari Attorney’s recommendation, related to Michelle Joy Coppola Trust located at 10 and 11 Carriage Trail, Tarrytown, settling tax years 2021, 2022, and 2023 as follows:

Owner and Address	Property ID Number	Total Amount of Refund
Michelle Joy Coppola Trust 10 and 11 Carriage Trail	S. 1.271, Bl. 138, Lot 1.231 and 1.234	\$277.41

AND BE IT FURTHER RESOLVED that the Village Administrator, Village Treasurer and the Village’s Tax Attorney and other involved staff are authorized to take the necessary and appropriate actions to execute, file, process and make payment of, including through encumbered funds from this fiscal year, the aforementioned tax certiorari settlement.

23. Appointment of a Part Time Water and Sewer Maintenance Worker Grade 1

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Joseph DeFeo as a part-time Water and Sewer Maintenance Worker Grade 1 for a monthly stipend of \$2000.00 per month to maintain his Class 1-B Water Operator License and provide coverage in the absence of the Chief Water Plant Operator for up to 40 hours, and

BE IT FURTHER RESOLVED that Joseph DeFeo will be paid \$90.00 per hour for any on site water distribution work that is performed above the 40 hours covered by the monthly

24. Appointment of a Member of the Tarrytown Municipal Housing Authority

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown does hereby appoint Eric Orner to the advisory Tarrytown Municipal Housing Authority, for a term that expires in December, 2029

25. One Day Marriage Officer Appointment

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Benjamin McCoy of Tarrytown New York as a Marriage Officer of the Village of Tarrytown for one day on Monday, February 12, 2024.

26. Fire Department Membership Changes

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby approves the following membership changes recommended at the January 16, 2024 Board of Fire Wardens Meeting.

Membership: Washington Engine has approved the transfer of Jacob Nierman for Active Membership from Consolidated Engine. Hope Hose has approved Adam Konwerski for Mutual Aid Membership.

27. Approval of the Minutes of the Board of Trustees Meeting of January 16, 2024

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 Tuesday, January 16, 2024 as submitted by the Village Clerk.

28. Approval of Audited Vouchers

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No.15 of Audited Vouchers in the total amount of \$575,856.79 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$	289,353.32
Water	\$	173,383.36
Sewer Fund	\$	6,492.79
Capital	\$	90,613.52
Library	\$	11,430.80
Trust & Agency	\$	4,565.00
CM (Special Fund)	\$	0.00
Total	\$	575,856.79

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

29. 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.

30. Adjournment

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

LOCAL LAW __ - 2024

A local law to amend Chapter 269 of the Tarrytown Code, entitled “Taxation”, Article III entitled “Senior Citizens Exemption” to amend 269-7 entitled “Criteria for grant of exception”, Sub-section B.

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

Section 1. Amending Chapter 269-7 entitled Criteria for grant of exemption, with language as further noted below (language in **Bold and Underlined** to be added, language in **Strikethrough and bold and underlined** to be deleted):

Section 2. Amending the current language in Section 269-7, B. as follows:

§ 269-7 Criteria for grant of exemption.

- B. As of the taxable status date, May 1, 2023, the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making the application for exemption does not exceed the sum of \$50,000. Where title to the property is vested in either the husband or wife, their combined income may not exceed such sum. Such income shall include social security and retirement benefits, interest dividends, rental income, salary or earnings, **IRA distributions** and income from self-employment but shall not include gifts or inheritances. In connection with any application for exemption, the applicant shall furnish the Board of Assessors such evidence of the income or combined income as the Board of Assessors may require.

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 judgment 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.

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

LOCAL LAW __ - 2024

A local law, as amended, to amend Chapter 269-37 through 39, to amend the language regarding the recently updated NYS RPTL 466-d which becomes 466-a, changes the minimum years of service from 5 years to 2 years, and allows for the continuation of the benefit by an unremarried spouse upon death of the volunteer service member.

Section 1. Amending Chapter 269 37 through 39 entitled Article VII Volunteer Firefighters and Ambulance Corps Exemption with language as further noted below (language in **Bold and Underlined** to be added, language in **Strikethrough and bold and underlined** to be deleted):

Section 2. Amending the current language in Section 269-37 entitled *Findings of Fact*, and changing the reference in the law from RPTL § 466-d to § 466-a:

The Board of Trustees of the Village of Tarrytown has determined that the voluntary firemen and members of the Volunteer Ambulance Corps who provide invaluable service to the Village of Tarrytown are entitled to the expanded ten-percent real property exemption pursuant to Real Property Tax Law ~~§ 466-d~~ **§ 466-a**.

Section 3. Replacing the current language in Section 269-38 entitled *Legislative Intent*, and adding a sentence to allow for the switch from RPTL § 466-d to become RPTL § 466-a:

The intent of this amendment is to adopt the expanded ten-percent real property exemption pursuant to Real Property Tax Law § 466-d, **which was amended by the NYS Legislature to be Real Property Tax Law § 466-a**.

Section 4. Replacing the current language in Section 269-39 entitled *Exemption Adopted*, and adding a sentence to allow for the switch from RPTL § 466-d to become RPTL § 466-a:

The Village of Tarrytown hereby adopts the expanded ten-percent real property exemption pursuant to Real Property Tax Law ~~§ 466-d~~ **§ 466-a**, as follows.

- a. The Board of Trustees hereby adopts a provision to allow the minimum volunteer service requirement for participation in this program to be two (2) years.
- b. **This provision shall apply to real property in the Village of Tarrytown and shall only reduce Village taxes, to a maximum of ten percent (10%). Other taxing jurisdictions such as the Town or Schools have to adopt their own exemption provision(s).**
- c. ~~However,~~ Real property owned by an enrolled **and active** member and/or spouse of an incorporated volunteer fire company member and/or an incorporated ambulance service member shall be limited to a total of 10% property tax exemption under this article.
- d. **This shall only apply to the principal residence of the volunteer.**
- e. **The Board of Trustees hereby allows the continuation of the benefit pursuant to Section 466-A*2 of the Real Property Tax Law, relative to unremarried spouses, as follows:**
 1. **Pursuant to the provisions of 466-A 2, active volunteer firefighters or ambulance workers with twenty (20) years or more of service shall continue to receive this property tax reduction for life on their primary residence, so long as they live and own property as their primary residence in the Village of Tarrytown**

Board of Trustees – Tuesday, February 6, 2024 Regular Meeting Agenda

- 2. Pursuant to the provisions of 466-A 2, Section 4, the un-remarried spouse of a volunteer firefighter or volunteer ambulance worker may continue to receive the property tax exemption upon the line of duty death of the volunteer member, provided such volunteer service worker has at least five (5) years of active service, subject to the further provisions of 466-A*2 of the Real Property Tax Law; and**
- 3. Pursuant to the provisions of 466-A 2, Section 4, the un-remarried spouse of a volunteer firefighter or volunteer ambulance worker may continue to receive the property tax exemption upon the non line of duty death of the volunteer member, provided they have served at least twenty (20) years as a volunteer member, subject to the further provisions of 466-A*2 of the Real Property Tax Law.**

Section 5: 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 judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

Section 6: 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.