

VILLAGE OF TARRYTOWN  
BOARD OF TRUSTEES  
REGULAR MEETING 7:00 P.M.  
Monday, July 18, 2022  
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.tarrytowngov.com/home/events/37571> 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. Resolution to call for a Public Hearing to amend Chapter 119 "Community Choice Aggregation" to enable the addition of solar credits to the program, with an opt-out option

WHEREAS, the Village of Tarrytown established a Community Choice Aggregation Program in September 2015; and

WHEREAS Assistance Program Participants (low-income residents who receive support for utility payments) are not eligible to participate in the Community Choice Aggregation (CCA) program, but have been approved by the NYS Public Service Commission for enrollment in Westchester Power's Solar Credit Program because the cost savings are guaranteed; and

WHEREAS Westchester Power can enroll Assistance Program Participants, with an opt-out option basis, in the Solar Credit Program for a guaranteed savings of between 5% and 10% off of their electricity bill every month; and

WHEREAS automatic enrollment in the program (standard for the CCA) will not change how participants pay their electric bill or impact their assistance benefits in any way; and

WHEREAS participation in the program will support a local solar farm while guaranteeing savings for participants; and

WHEREAS, the Village of Tarrytown must amend Chapter 119 of its Village Code entitled "Community Choice Aggregation Program" to incorporate opt-out Community Distributed Generation pursuant to Section 10(1)(ii)(a)(12) of the New York Municipal Home Rule Law;

NOW, THEREFORE BE IT RESOLVED: that the Tarrytown Village Board of Trustees hereby calls for a Public Hearing on August 15, 2022 at 7 pm in the Board Room of Village Hall to consider Introductory Local Law No.7-2022 amending Chapter 119 of the Village Code.

6. Declaration of Surplus- Department of Public Works

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby declare the following Department of Public Works vehicle as surplus and ready for disposal by auction:

- 2013 Elgin Sweeper Vehicle ID number NP26875

7. Declaration of Surplus- Automatic Transfer Switch

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby declare the following item as surplus and ready for disposal by auction:

- 1600A 3 pole 208V Caterpillar CTG Automatic Transfer Switch with NEMA 3R enclosure, heater and exerciser package

8. Placemaking Committee – Mural for 17 Main Street

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 the owner of 17 Main Street for use of the wall on the Kaldenberg Place side of the building to apply a mural.

9. Acceptance of Donation towards Mural on Building – Placemaking Committee

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes the acceptance of a donation in the amount of \$2,500.00 by an anonymous donor to be put towards the funding for the proposed mural at the corner of Kaldenberg Place and Main Street.

10. Resolution authorizing an agreement with the artist Tim Grajek to paint a mural

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 Tim Grajek to paint a mural pursuant to a license agreement on the wall of 17 Main Street, on the Kaldenberg Place side of the building, for a fee not to exceed ten thousand dollars (\$10,000).

11. Resolution of Support for Grant Application for Development of Updated Local Waterfront Revitalization Plan

WHEREAS the Village of Tarrytown has had a working draft of a Local Waterfront Revitalization Plan in place since 2015; and

WHEREAS waterfront areas in the Village have changed significantly since the development of the most recent LWRP draft including improvements made to Losee Park, the RiverWalk shoreline and other land use changes along the Hudson; and

WHEREAS large projects such as the extension of the RiverWalk in partnership with Westchester County and Scenic Hudson portend additional improvements to waterfront areas over the course of the next decade, making this a good time to re-engage the community in developing a vision for future use and management of the Village's waterfront resources, and ensuring compliance with the State's Coastal Management Program; and

WHEREAS the New York Department of State Office of Planning, Development and Community Infrastructure offers grants for up to 75% of project costs for the development of a Local Waterfront Revitalization Plan through the Environmental Protection Fund; and

WHEREAS the Village of Tarrytown has available local matching funds to fulfill its 25% share of obligation related to this grant application should the grant funds be awarded;

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby fully support and authorize the submission of a grant application to the Department of State through the Consolidated Funding Application for a grant to update and finalize a Local Waterfront Revitalization Plan for the Village of Tarrytown.

12. Authorization for additional work related to the Tri-Village Water System Pump Operation Consolidation Study

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown authorizes the Village to continue to cooperate with the Villages of Briarcliff and Sleepy Hollow on the study of the Tri-Village Water System Pump Operations Consolidation, performing additional updating work with Woodard and Curran Consulting Engineers, for a total approximate cost of \$23,300, with the Village's proportionate share allocated at approximately 34%.

Note – this results in no increase in the overall project budget, since it re-allocates and reduces future phase work from \$89,900 to \$66,600.

13. Amendment of Probationary Period for Newly Hired Police Officers

BE IT RESOLVED that the Board of Trustees does hereby amend the probationary period for Police Academy Recruits Peter Del Monaco, Steven Amaro, James Nardelli and Police Officer Nadyne Dimmie that were hired on July 15<sup>th</sup>, 2022 to a probationary period of not less than twelve weeks and not more than seventy eight weeks as mandated by Civil Services Rules and Regulations.

14. Resolution Authorizing Tax Certiorari – second half

BE IT HEREBY RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve payment of the second half of the settlement of the following tax certiorari case as outlined in the Village Tax Certiorari Attorney's recommendation, as follows:

Address	Property ID Number	Amount of Refund
GEJ Tarrytown LLC 120 White Plains Road	Section 1.140 Block 94 Lot 5.2	\$196,958.55

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.

#### 15. Changes to Insurance Premium for Liability Insurance

WHEREAS on June 6, 2022 the Board of Trustees of the Village of Tarrytown authorized the renewal of the Village's insurance through the execution of a one-year binder with Brown and Brown Insurance Company, a/k/a The Spain Agency, with coverage through NYMIR, covering General Liability, Public Officials' Liability, Property Coverage, Automobile, Law Enforcement, Excess Liability, etc; and

WHEREAS the increase in the premium for the contract renewal was higher than anticipated, approaching approximately ten percent (10%).

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the Village Administrator to revise the contract provisions to reflect the following changes:

- An increase in the deductible for property damage from \$1,000 to \$5,000 resulting in a reduction in the cost of the premium by \$9,138.80
- An increase in the deductible for liability from 0 to \$5,000 resulting in a reduction of the cost of the premium by \$22,683.10.

Resulting in a combined cost savings of \$31,821.90, to reduce the overall annual insurance premium from \$660,115.24 to the new total of \$628,293.34 for the Village.

#### 16. Fire Department Membership Changes

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 June 21, 2022 Board of Fire Wardens meeting. Members: Mauricio S. Rivera Perez has been elected to Out of Town Active Membership of Consolidated Engine Co; and Kallen Myles Fairely has been elected to Active Membership of Hope Hose Co. Drivers: The following driver has been approved: Nicholas Morabito for Engine 76.

#### 17. Appointment of a Junior Civil Engineer

BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown does hereby authorize the appointment of Mariana Reis of Yonkers, NY, as Junior Civil Engineer for the Village of Tarrytown at a starting annual salary of \$85,000, with an appointment date of July 18, 2022, and a start date of August 1, 2022, subject to the applicable rules and regulations of Civil Service including a probationary period of no less than twelve weeks and no more than 52 weeks.

## 18. Appointment of Superintendent of Recreation

BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown does hereby authorize the appointment of Dan Walczewski of White Plains, NY, as Superintendent of Recreation for the Village of Tarrytown at a starting annual salary of \$120,000, with an effective date of appointment of June 27, 2022, and a start date of July 27, 2022, subject to the applicable rules and regulations of Civil Service including a probationary period of no less than twelve weeks and no more than 52 weeks.

## 19. Approval of the Minutes of the Board of Trustees Meeting of June 21st, 2022

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the Board of Trustees Meeting held on Monday, June 21st, 2022 as submitted by the Village Clerk.

## 20. Approval of the Minutes of the Board of Trustees Special Meeting of July 13, 2022

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the Special Board of Trustees Meeting held on Wednesday, July 13th, 2022 as submitted by the Village Clerk.

## 21. Approval of Audited Vouchers

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 02 of Audited Vouchers in the total amount of \$735,560.93 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 491,268.24
Water	\$ 158,669.24
Sewer Fund	\$ 2,197.77
Capital	\$ 0.00
Library	\$ 69,833.25
Trust & Agency	\$ <u>13,592.43</u>
Total	\$ 735,560.93

22. 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

## 23. Adjournment