

Board of Trustees
Village of Tarrytown
Regular Meeting No. 2
One Depot Plaza
Tarrytown NY 10591
December 18, 2023
7:00 p.m.

PRESENT in person: Mayor Brown presiding; Trustees: Kim; McGovern; Mitchell, Rinaldi and Phillips-Staley. Village Administrator Slingerland; Assistant Administrator Fasman; Village Attorney Zalantis; Village Treasurer Morales; and Village Clerk Gilligan

The meeting began with the Pledge to the Flag.

BOARD MISCELLANEOUS AND LIAISON REPORTS

Trustee Phillips-Staley wished everyone happy holidays and a wonderful new year.

Trustee Kim reported that there was a Transportation Partnering Committee meeting that took place on this past Thursday. This was the first meeting for the consultant led effort relative to Route 9. The next meeting will be held in January, and the first public meeting will be held in either February or March.

Deputy Mayor McGovern reported that some of the continuing or new recreation programs in the new year will be Pilates, Yoga, Fencing, Zumba and Basketball Clinics. Information on these programs are listed on the recreation website.

Trustee Rinaldi thanked the Recreation, Parks and Public Works Department for all of their hard work over the past few months with all of the events that took place in Tarrytown. It's easy to forget the finite number of people who are not only doing their jobs, but all of the extra events as well. Thank you. Trustee Rinaldi also thanked the Tarrytown Seniors for inviting him to their wonderful holiday party, and also the addition of the new senior van. Thank you again to our seniors.

Trustee Mitchell also wished to thank the Recreation Department as they have done a great job organizing a lot of events over the past several weeks. Trustee Mitchell also wished to remind people that the Bee Line buses are free until January 1st, so try and take advantage of the free rides.

CHANGES AND/OR ADDITIONS TO THE AGENDA

There were no changes to the agenda.

ADMINISTRATOR'S REPORT

Administrator Slingerland reported that the county owned main on 119 burst again and should be back in service tomorrow. The break was caused by the rain storm as the amount of liquids flowing through the pipe overwhelmed the system, and the pipe burst. The burst pipe affects thousands of people as far away as Yonkers and all points north of here. Tarrytown and Westchester County are working with the DEC to advise them that we might not be able to prevent the sewage from flowing into the storm drains. He believes that Westchester County will be looking into a more permanent bypass or relief valve so that this problem does not keep continuing as it has broken in the same spot at least three or four times this year.

Administrator Slingerland continued his report by noting that one of the key issues we would have to accomplish to apply for the H-Bridge grant is to hire an engineering firm to evaluate repair the bridge. The caveat is that particular engineering firm would not be allowed to work on the actual project is we were awarded the grant. This can dissuade a lot of firms seeking to do the job. We will now have to take a more methodical approach to this which will take about a year and a half to two years. The bridge is not in imminent risk and we have done repairs. We also received the grant of five hundred thousand from Assemblyman Heastie and Assemblywoman Maryjane Shimsky so we have the funds to fix the problems we have now, and over the next two years we

can come up with a plan looking at the larger more comprehensive complete rehabilitation of the bridge.

Concluding his report, Administrator Slingerland noted that the Tarrytown Police Department got accredited. In his thirty eight years in local government he was never in a municipality that went through the process to get accredited. Kudos to Chief Barbelet Lieutenants Budnar, Cole and Barosa and the entire department for working together to get this done. Following is the announcement that Chief Barbelet put out regarding the accreditation.

On December 7, 2023 the Village of Tarrytown Police Department received Accreditation status from the New York State Department of Criminal Justice. This is the first time the Department has been accredited. The process took a good part of three years with countless hours invested by numerous employees across the Department. What does this mean;

The New York State Law Enforcement Agency Accreditation Program provides law enforcement agencies with a mechanism with which to evaluate and improve the overall effectiveness of their agency and the performance of their staff; and gives formal recognition to agencies that meet or exceed general expectations of quality in the law enforcement field. The program is run by the NYS Department of Criminal Justice. In order to be considered for accreditation, chiefs of police and other agency program staff must be able to clearly demonstrate that they have developed, implemented, and adhered to a variety of sound policies that comply with the standards set by the council in the areas of administration, training, and operations. Currently there are 111 standards adopted by the council. To date roughly 28% of the 514 Departments in the State have received accreditation status.

PROGRAM GOALS: The New York State Law Enforcement Agency Accreditation Program provides a formal mechanism by which the activities of law enforcement agencies can be systematically updated, measured, and evaluated. The program has four principal goals:

- To increase the effectiveness and efficiency of law enforcement agencies utilizing existing personnel, equipment, and facilities to the extent possible.
- To promote increased cooperation and coordination among law enforcement agencies and other agencies of the criminal justice system.
- To ensure the appropriate training of law enforcement personnel; and
- To promote public confidence in law enforcement.

BENEFITS OF ACCREDITATION: The New York State Law Enforcement Agency Accreditation Program enables administrators to strengthen existing procedures while simultaneously creating a solid foundation for the agency's future. Just some of the benefits of accreditation include:

- The knowledge that agency policies comply with professional standards.
- Assurance of regular review of the agency's written directives.
- Diminished vulnerability to civil lawsuits and costly settlements.
- Enhanced understanding of agency policies and procedures among all personnel.
- Greater administrative and operational effectiveness, and;
- Greater public confidence in the agency

Mayor Brown thanked the Tarrytown Police Department for reaching one of its goals stated in our comprehensive plan. Having an accredited police department show how important we think social justice is, and that all of our residents and visitors are treated correctly and our police department is well trained.

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

There were no public speakers.

RESOLUTION TO AMEND VILLAGE CODE SECTION 291-67 SCHEDULE II: SPEED LIMITS

Administrator Slingerland noted new signage will be put in place to reflect the change. Trustee Kim noted this is a good first step in how we can ratchet down the culture as our streets become more people centered. Speed limits have a limited effect on how people behave, and a lot more will have to be done over time. Mayor Brown noted that she had an exchange with Chief Barbelet and about forty tickets have been given out recently for crosswalks alone in this area. Hopefully this will deter others from doing the same.

On a motion made by Trustee Mitchell seconded by Trustee Kim and unanimously carried, the following resolution was approved. Approved: 6-0

WHEREAS, the Village updated the Village-Wide Speed Limit from 30 miles per hour to 25 miles per hour except in School Zones on October 3 2022; and

WHEREAS, exceptions were made for White Plains Road and Broadway, however the New York State Department of Transportation has now authorized the speed limit on Broadway from Leroy Avenue to the Village of Tarrytown border with Sleepy Hollow; and

WHEREAS, in accordance with Article 8 of the State Environmental Conservation Law and 6NYCRR Part 617 and based upon review of the Proposed Action, the Village Board of Trustees hereby determines that the Proposed Action is a Type 2 action and therefore no further review is required under SEQRA.

NOW, THEREFORE, BE IT RESOLVED. that the Board of Trustees of the Village of Tarrytown hereby amends Village Code Chapter 291-67, Schedule II – Vehicles and Traffic, Traffic Regulations, Speed Limits, to change the language specifying the speed limit on Broadway/Rt. 9 as 30 MPH to extend only from the Village of Irvington to Leroy Avenue instead of the entire length from Irvington to Sleepy Hollow, except in school zones which would remain at 20 miles per hour.

RESOLUTION TO AUTHORIZE PLACEMENT OF WATER ARREARS ON 2023-2024 TAX LEVY

The Board and Village Administrator had a brief discussion as to when the water arrears get relieved to a tax bill, and when tax payments are due.

On a motion made by Trustee Kim, seconded by Trustee Rinaldi and unanimously carried, the following resolution was approved. Approved: 6-0

WHEREAS, the Treasurer of the Village of Tarrytown has included water arrears due for unpaid amounts receivable as part of the tax levy on various properties in the Village of Tarrytown; and

WHEREAS, the Village's auditors have advised the Village that this should be authorized annually by the Board as part of the adoption of the budget and the annual levy of taxes in order to include such amounts in the annual tax levy and as part of the tax bills upon the owners of the real property who are in default;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorize the Village's actions to levy, assess and collect the amount of sixty eight thousand six hundred ninety eight dollars and twenty cents (\$68,698.20) against the real property, retroactive to the Village tax bills issued for fiscal year 2023-2024 as hereinafter specified the amounts set opposite such real property as certified on the schedule annexed hereto; and

BE IT FURTHER RESOLVED, that the warrant for the collection of such arrears so levied shall be maintained by the Treasurer and collected by her in the same manner and at the same time as other Village taxes.

APPROVAL OF CONTRACT FOR SINGLE PROJECT AUDIT – H-BRIDGE REHABILITATION

On a motion made by Deputy Mayor McGovern, seconded by Trustee Kim and unanimously carried, the following resolution was approved. Approved: 6-0

WHEREAS the Village has completed a rehabilitation project on the H-Bridge for minor repairs with the assistance of Bridge NY grant funding; and

WHEREAS the US Department of Transportation requires a single project audit of agreed upon procedures as part of its close-out documentation;

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the Village Administrator to enter into a contract with PKF O'Connor Davies to conduct a single project audit for the purposes of Bridge NY grant close-out documentation; and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Village Administrator and the Village Treasurer to take any necessary and appropriate actions to implement the contract.

RESOLUTION TO AUTHORIZE THE ORDER OF A POLICE VEHICLE

On a motion made by Trustee Mitchell, seconded by Trustee Kim and unanimously carried, the following resolution was approved. Approved: 6-0

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: and

WHEREAS, due to supply chain issues and heavy demand, the Village of Tarrytown is unable to obtain the hybrid police vehicle it ordered until the fall of 2024.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby authorizes the Village to order, payable from fiscal year of 2023-2024, one (1) 2023 Ford Explorer patrol vehicle for an amount not to exceed \$69,500 while still keeping the purchase order open for the 2024 Ford hybrid police vehicle for the 2024-2025 fiscal year.

AUTHORIZATION FOR A LICENSE AGREEMENT WITH WI BOAT CLUB AND KNICKERDOCKERS LLC

On a motion made by Deputy Mayor McGovern, seconded by Trustee Mitchell and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute a license agreement between the Village of Tarrytown and the Washington Irving Boat Club and Knickerdockers LLC to begin on January 1, 2024, for a three-year term to expire on December 31, 2026, with the licensee's option to extend the license for another two-year term ending December 31, 2028, unless further extended by future authorization of the Board of Trustees.

RESOLUTION TO AUTHORIZE CONTRACT WITH THE STATE OF NEW YORK AND THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE

On a motion made by Trustee Kim, seconded by Deputy Mayor McGovern and unanimously carried, the following resolution was approved. Approved: 6-0

WHEREAS the Village of Tarrytown Police Department was awarded \$12,650 in grant funds to by the New York State Governor's Traffic Safety Committee to impact motorist behavior, reduce motor vehicle crashes and improve traffic safety through supplemental traffic enforcement details;

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby accept the grant award contract number T007176 and authorizes the execution of the contract with New York State and the New York State Governor's Traffic Safety Committee for the Police Traffic Services grant award; and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Village Administrator and the Chief of Police to take any necessary and appropriate actions to implement the contract.

RESOLUTION TO AUTHORIZE THE HACKLEY STORMWATER VIOLATION SETTLEMENT AGREEMENT

On a motion made by Deputy Mayor McGovern, seconded by Trustee Kim and unanimously carried, the following resolution was approved. Approved: 6-0

WHEREAS, The Hackley School was recently in violation of the stormwater management codes and regulations pursuant to the requirements of the MS4 regulations required by the NYS DEC and promulgated by the Village of Tarrytown, and in order to address the violation(s) identified, the Village of Tarrytown through the Building Department and our prosecuting attorney have been able to reach an agreement to settle this matter.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown authorizes the Village to enter into an agreement with the Hackley School in order to settle and resolve stormwater management violations, and authorizes the Village Administrator to sign the stipulation and agreement, and authorizes the Village Administrator and the Village Engineer to take the necessary and appropriate actions to effect the terms of this agreement and ensure the implementation of the remedies identified by the violation as included in this agreement, to the satisfaction of the Village Attorney and the Tarrytown Justice Court.

RESOLUTION TO AUTHORIZE SETTLEMENT AGREEMENT AND RELEASE

On a motion made by Trustee Rinaldi, seconded by Trustee Mitchell and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the Village Administrator to execute the Settlement Agreement and Release with Capital Markets Advisors, LLC, in a form and language that is to the satisfaction of the Village Attorney.

APPOINTMENT OF ASSISTANT VILLAGE ADMINISTRATOR

On a motion made by Deputy Mayor McGovern, seconded by Trustee Phillips-Staley and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Alissa Fasman to the position of Assistant Village Administrator effective December 18th, 2023 subject to all Civil Service rules and regulations

RECREATION LEADER PROBATION

On a motion made by Deputy Mayor McGovern, seconded by Trustee Kim and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown does hereby proclaim that Alexandra Cirrincione has successfully completed her six (6) month probationary period as Recreation Leader for the Village of Tarrytown effective December 19th, 2023.

APPOINTMENT OF MEMBER OF THE TARRYTOWN TRANSPORTATION AND MOBILITY COUNCIL

On a motion made by Trustee Kim, seconded by Mayor Brown and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Natalie Serock as a member of the Tarrytown Transportation and Mobility Council for a two-year term that will expire in December of 2025.

APPOINTMENT OF MEMBER OF THE TARRYTOWN FIRE SPRINKLER APPEALS BOARD

On a motion made by Deputy Mayor McGovern, seconded by Trustee Mitchell and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Rick Tucci as member of the Tarrytown Fire Sprinkler Appeals Board for a one-year term that will expire in December of 2024.

APPOINTMENT OF MEMBER OF THE PLACEMAKING COMMITTEE

On a motion made by Trustee Mitchell, seconded by Trustee Rinaldi and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Debra Portnoy as a member of the Tarrytown Placemaking Committee for a one-year term that will expire in December of 2024

RE-APPOINTMENT OF MEMBER OF THE PLACEMAKING COMMITTEE

On a motion made by Trustee Kim, seconded by Trustee Phillips-Staley and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby re-appoint Patricia Pinckney as a member of the Tarrytown Placemaking Committee for a one-year term that will expire in December of 2024

APPROVAL OF THE MINUTES OF THE BOARD OF TRUSTEES MEETING OF DECEMBER 4, 2023

On a motion made by Deputy Mayor McGovern, seconded by Trustee Rinaldi and unanimously carried, the following resolution was approved. Approved: 6-0

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, December 4, 2023 as submitted by the Village Clerk.

APPROVAL OF THE ACTION ITEM MINUTES OF THE BOARD MEETING OF DECEMBER 13, 2023

On a motion made by Trustee Kim, seconded by Trustee Rinaldi and unanimously carried, the following resolution was approved. Approved: 6-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby approves the Action Item minutes of the Board of Trustees Work Session Meeting held on Wednesday, December 13, 2023 as submitted by the Village Administrator and the Village Clerk.

APPROVAL OF AUDITED VOUCHERS

On a motion made by Trustee Rinaldi, seconded by Deputy Mayor McGovern and unanimously carried, the following resolution was approved. Approved: 6-0

Roll Call: Trustee Kim; Yes, Trustee Mitchell; Yes, Trustee Rinaldi; Yes, Trustee Phillips-Staley; Yes, Deputy Mayor McGovern; Yes, Mayor Brown; Yes

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No.12 of Audited Vouchers in the total amount of \$788,350.91 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$	589,083.82
Water	\$	80,436.37
Sewer Fund	\$	0.00
Capital	\$	92,118.19
Library	\$	9,656.56
Trust & Agency	\$	17,055.97
CM (Special Funds)	\$	<u>0.00</u>
Total	\$	788,350.91

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.

There were no public speakers.

ADJOURNMENT

Mayor Brown wished everyone a very Merry Christmas, and lets pray for peace on earth.

Happy New Year and wishing good things for 2024.

There being no further business to come before the Board, the meeting was adjourned at 7:40 pm on a motion by Deputy Mayor McGovern, and seconded by Trustee Phillips-Staley with all voting aye. 6-0