

Board of Trustees
Village of Tarrytown
Regular Meeting No. 20
One Depot Plaza
Tarrytown NY 10591
September 19, 2022
7:00 p.m.

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

REGULAR MEETING: 7:00 P.M.

The meeting began with the Pledge to the Flag.

BOARD MISCELLANEOUS AND LIAISON REPORTS

Deputy Mayor McGovern reported that the Village has a lot of events coming up in October. All of the events are listed on the Village website. The Village wide tag sale will be held this upcoming Saturday. There are forty two registrants so far, and the map can be found on the website under the Recreation page. Scarecrow Making will be held on October 15th at Pierson Park. Please bring your own clothing for your scarecrow, and the Village will provide you with everything else. Register in advance so we know how to prepare. October 19th is Window Painting and more information and a signup sheet will be on the Village website in the upcoming weeks. Trunk or Treat will be held on October 21st also at Pierson Park. Decorate your car, and bring down the family. This year, an award will be given out for the best decorated car. Finally, the Halloween parade is back this year and being held on October 29th starting at 5:30 pm.

Trustee Rinaldi reminded everyone to go see the new mural on Kaldenberg Place right across from the Music Hall. The mural is just about complete, and in the near future there will be a ribbon cutting ceremony. Please take time to go and see it. It's a great place to take selfies.

Mayor Brown reported that the Halloween Committee is still accepting applications for floats. If your neighborhood or company wishes to make a float it's really a great way to market your company as thousands of people will be viewing the parade. You may go to tarrytownhalloweenparade.org to sign up. There will be a parade fundraiser taking place on September 29th at the Set Back Inn. Everyone should stop by, have a drink, make a donation and help our parade be the best it can be.

Trustee Phillips-Staley noted that the Board is thinking about any residents whose families have been affected by Hurricane Fiona which is battering Puerto Rico and the Dominican Republic. We hope your families are doing ok. It's also a reminder that the CDC has information on how to prepare for storms and it's something we should all think about.

Trustee Kim reported that there is a 1st Mile last Mile seminar that is taking place online tomorrow which is being sponsored by the MTA. Discussions will be had about the different types of pilot programs we might wish to do in the Village. This program addresses the gap in transportation options when traveling to and from all of the train stations along the MTA rail line.

CHANGES AND/OR ADDITIONS TO THE AGENDA

Administrator Slingerland requested that a resolution be added to the agenda to accept a donation for the mural from Joe Kotter.

ADMINISTRATOR'S REPORT

Administrator Slingerland reported that the first Car Free Day in Tarrytown will be taking place on Thursday, September 22nd. We are not asking that you give up your car completely, you can carpool, take a bus or taxi, walk or use a bicycle. We are looking to reduce the number of vehicles on the road and encourage people to look for alternate means of transportation that day.

Mayor Brown noted that there seems to be some concerns regarding Sustainable Westchester's energy pricing. There is information on sustainablewestchester.com about how their prices have compared to Con Edison's over the years. Please feel free to do some research and look into Sustainable Westchester. In addition, Mayor Brown noted that she received a press release email from Con Edison that they are expecting a large increase in the delivery cost of energy this winter. The best way to control your energy bills is to take some usage reduction measures. There are some great ideas on Con Edison's and Sustainable Westchester's websites. If you are in need of assistance with your energy bill, Westchester County does have assistance programs available for those in need.

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

George Gasparini stated that he has been a building owner for over forty four years, and last year he received a notice that there was going to be a fire inspection of his premises. The inspection was done, and he received a bill for one hundred dollars. This year after the fire inspection he received a bill for almost four hundred and seventy five dollars. Why was there an almost five hundred percent increase? Administrator Slingerland stated that he will look into the matter and follow up with him tomorrow.

RESOLUTION CALLING FOR A PUBLIC HEARING ON A REQUEST FOR A COMPATIBLE USE PERMIT FOR MERCY COLLEGE TO MAKE USE OF THE PROPERTY AT 828 SOUTH BROADWAY

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

WHEREAS, the Village has received a request from Mercy College for the Village to issue a Compatible Use Permit, which is required and is requested before the Village Planning Board grants site plan approval; and

WHEREAS, the proposed use will add 26 surface parking spaces to the existing stock of 129 spaces and stormwater management improvements on property located in the Village of Tarrytown; and

WHEREAS, Mercy College is not changing the existing use of the Site and it will continue to be used as office space and periodic faculty and staff training, and not for classroom instruction, and is therefore a permitted principal use in the OB District according to Zoning Code § 305-34(4) ("Existing Use"); and

WHEREAS, Mercy College applied for site plan approval to make parking, drainage, and accessibility improvements to the Site, including redesigning the existing parking lots and adding new landscaping, lighting, parking lot islands, pedestrian sidewalks, drainage and stormwater improvements.

NOW, THEREFORE, BE IT RESOLVED. that the Board of Trustees of the Village of Tarrytown hereby schedules a public hearing to be held at 7 p.m. on Monday, October 3, 2022, at Tarrytown Village Hall, 1 Depot Plaza, during the Regular Board Meeting, on a request for a Compatible Use Permit to be issued to Mercy College for the premises at 828 South Broadway, Tarrytown.

RESOLUTION CALLING FOR A PUBLIC HEARING ON A LOCAL LAW TO AMEND THE VILLAGE CODE CHAPTER 291-5 – VEHICLES AND TRAFFIC, TRAFFIC REGULATIONS, SPEED LIMITS, TO CHANGE THE VILLAGE-WIDE SPEED LIMIT, UNLESS OTHERWISE POSTED, FROM 30 MPH TO 25 MPH.

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

WHEREAS, since the State of New York recently adopted legislation to authorize municipalities to establish lower municipality-wide speed limits if not otherwise posted, the Village would like to update our Village Code to reflect this change.

NOW, THEREFORE, BE IT RESOLVED. that the Board of Trustees of the Village of Tarrytown hereby schedules a public hearing to be held at 7 p.m. on Monday, October 3, 2022, at Tarrytown Village Hall, 1 Depot Plaza, during the Regular Board Meeting, on a local law to amend the Village Code Chapter 291-5 – Vehicles and Traffic, Traffic Regulations, Speed Limits, to change the Village-wide speed limit, unless otherwise posted, from 30 MPH to 25 MPH.

RESOLUTION TO AMEND THE VILLAGE CODE CHAPTER 291 – VEHICLES AND TRAFFIC TO ELIMINATE A HANDICAPPED PARKING SPACE THAT IS NO LONGER NEEDED AT 23 WEST ELIZABETH STREET.

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

WHEREAS, a previously authorized handicapped parking space near 23 West Elizabeth Street is no longer needed because the resident who requested it no longer lives at that location.

NOW, THEREFORE, BE IT RESOLVED. that the Board of Trustees of the Village of Tarrytown hereby amends the Village Code Chapter 291-92, Schedule XXVII entitled “Handicapped Parking Spaces”, to delete the handicapped parking space at Elizabeth Street, West, as noted as being “42 feet west of John Street for a distance of 22 feet in a westerly direction”.

RESOLUTION TO AUTHORIZE A STORMWATER FACILITIES MAINTENANCE AND ACCESS EASEMENT AGREEMENT FOR TEMPLE BETH ABRAHAM, PURSUANT TO THEIR SITE PLAN APPROVAL, FOR THE PROPERTY LOCATED AT 25 LEROY AVENUE, TARRYTOWN

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

WHEREAS, Temple Beth Abraham applied for and received an updated site plan approval for multiple improvements to their site plan, some of which required stormwater management facilities to be added to their property pursuant to a Storm Water Pollution Prevention Plan (SWPPP) required pursuant to the regulations of the NYS DEC, allowing it to connect and discharge to the Village of Tarrytown’s storm water system.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes the Village Administrator and the Village Engineer to take the necessary and appropriate actions to implement this Stormwater Facilities Maintenance and Access Easement Agreement, and authorizes the Village Administrator to execute and file such agreement on behalf of the Village.

RESOLUTION AUTHORIZING TAX CERTIORARI – 68 LAKE STREET

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

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 Lake Street Construction, located at 68 Lake Street, Tarrytown, settling tax years 2016, 2017, 2018, 2019 and 2020, as follows:

Owner and Address	Property ID Number	Total Amount of Refund
Lake Street Construction	1.90-60-17	\$8,492.87
68 Lake Street		

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.

RESOLUTION AUTHORIZING TAX CERTIORARI – CRARYVILLE REALTY, 21 MAIN STREET

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 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 Craryville Realty, located at 21 Main Street, Tarrytown, settling tax years 2016, 2017, 2018, 2019, 2020 and 2021, as follows:

Owner and Address	Property ID Number	Total Amount of Refund
Craryville Realty	1.40-17-23	\$4,062.41
21 Main St.		

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.

RESOLUTION AUTHORIZING TAX CERTIORARI – KAUFMAN TARRYTOWN CO., 57-59 NO. BROADWAY

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

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 Kaufman Tarrytown Co., located at 57-59 No. Broadway, Tarrytown, settling tax years 2016, 2017, 2018, 2019 and 2020, as follows:

Owner and Address	Property ID Number	Total Amount of Refund
Kaufman Tarrytown Co.	1.40-14-4, 5	\$20,027.87
57-59 No. Broadway		

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.

RESOLUTION AUTHORIZING TAX CERTIORARI – MORABITO, FRANK, 23 AND 29 CHURCH STREET

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

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 Morabito, Frank, located at 23 Church Street and 29 Church Street, Tarrytown, both of which are settling tax years 2016, 2017, 2018, 2019, 2020 and 2021, as follows:

Owner and Address	Property ID Number	Total Amount of Refund
Morabito, Frank	1.100-67-25	\$3,908.89
23 Church Street		
Morabito, Frank	1.100-67-24	\$612.33
29 Church Street		

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 settlements.

RESOLUTION AUTHORIZING A NEW ELECTRICAL INSPECTION COMPANY IN TARRYTOWN

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 of Tarrytown was approached by a company requesting authorization to do business in the Village of Tarrytown for the purpose of performing electrical inspections for electrical permits issued by the Village of Tarrytown; and

WHEREAS, having performed the requisite background and reference check, the Village recommends authorizing the company Better Homes Electrical Inspection Services Inc. and James DeRaffele to perform electrical inspections in the Village of Tarrytown.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown, pursuant to Chapter 139-2 of the Tarrytown Village Code, entitled "Electrician Standards", hereby authorize Better Homes Electrical Inspection Service Inc. and James DeRaffele to perform electrical inspections in the Village of Tarrytown, and authorizes the appropriate Village officials to take the necessary and appropriate actions to effect the authorization granted by the Board of Trustees.

ACCEPTANCE OF DONATIONS TOWARDS MURAL ON BUILDING – PLACEMAKING COMMITTEE

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 authorizes the acceptance of a donation totaling \$1,000.00 by Joe Kotter to be put towards the funding for the mural at the corner of Kaldenberg Place and Main Street.

AUTHORIZING AN INCREASE IN WAGES FOR THE PART TIME COURT STAFF

On a motion made by Deputy Mayor McGovern, seconded by Trustee Hoyt, 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 authorizes an increase in the hourly rate of the Part Time Clerical Staff in the Tarrytown Village Court, as follows

Title	Hourly Rate
Intermediate Clerks, Part Time	\$25

APPROVAL OF THE MINUTES OF THE BOARD OF TRUSTEES MEETING OF September 6th, 2022

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the Board of Trustees Meeting, plus the extracts of minutes for the bond resolutions, held on Tuesday, September 6th, 2022 as submitted by the Village Clerk.

APPROVAL OF AUDITED VOUCHERS

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

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 05 of Audited Vouchers in the total amount of \$667,016.36 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 561,767.68
Water	\$ 40,715.81
Sewer Fund	\$ 7,084.65
Capital	\$ 0.00
Library	\$ 35,115.42
Trust & Agency	<u>\$ 2,332.80</u>
Total	\$ 667,016.36

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

Robert Wingate from North Broadway would be interested in hearing a report or update at a future meeting on how things are going with the implementation of the mental health diversion project involving the police department. Mr. Wingate would be interested in knowing that if there is a behavioral health crisis and people call 911, will they get diverted to a mental health organization for a crisis responder, or rather than an actual police officer? He believes that there is training for this at the police department desk. Mr. Wingate continued by stating that if someone calls in a behavioral health crisis they will get referred over to a mental health agency and he thinks the project has gotten underway on a countywide basis. Mr. Wingate feels it would be interesting to hear what kinds of effects the police department has seen and how those referrals are working. In addition, Mr. Wingate would like an update or report on the project the police department entered into to support people with substance abuse disorders which he thinks was called Hope, not Handcuffs. At one point they were recruiting volunteers to help with that project. He thinks it might be of interest, and asked if the Board would consider working with the police department on this at a future meeting. Mayor Brown replied that the Board will check in with the police department and ask Chief Barbelet for an update on those important programs.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 7:36 pm on a motion made by Trustee Hoyt, and seconded by Trustee Rinaldi with all voting aye: 6-0

Kristine Gilligan
Village Clerk

