

VILLAGE OF TARRYTOWN
BOARD OF TRUSTEES
REGULAR MEETING 7:00 P.M.
Tuesday, September 19, 2022
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/37466> for instructions on how to join & participate via zoom.

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 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

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.

6. 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.

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.

7. 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.

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”.

8. 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

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.

9. Resolution Authorizing Tax Certiorari – 68 Lake Street

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 68 Lake Street	1.90-60-17	\$8,492.87

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.

10. Resolution Authorizing Tax Certiorari – Craryville Realty, 21 Main Street

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 21 Main St.	1.40-17-23	\$4,062.41

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.

11. Resolution Authorizing Tax Certiorari – Kaufman Tarrytown Co., 57-59 No. Broadway

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. 57-59 No. Broadway	1.40-14-4, 5	\$20,027.87

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.

12. Resolution Authorizing Tax Certiorari – Morabito, Frank, 23 and 29 Church Street

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 23 Church Street	1.100-67-25	\$3,908.89
Morabito, Frank 29 Church Street	1.100-67-24	\$612.33

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.

13. Resolution Authorizing a new Electrical Inspection Company in Tarrytown

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 Services

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.

14. Authorizing an increase in wages for the Part Time Court Staff

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

15. Approval of the Minutes of the Board of Trustees Meeting of September 6, 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, plus the extracts of minutes for the bond resolutions, held on Tuesday, September 6, 2022 as submitted by the Village Clerk.

16. Approval of Audited Vouchers

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 5 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	\$ 581,767.68
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

17. 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

18. Adjournment