

**VILLAGE OF TARRYTOWN
BOARD OF TRUSTEES
WORK SESSION 6:00 P.M.
WEDNESDAY, MAY 1, 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 the meeting remotely visit:
<https://www.tarrytownny.gov/home/events/46776> for instructions on how to view via Zoom.

Executive Session

- A. Police Officer Interview

Action Item

Resolution – Appointment Two Summer Season Laborers for Parks Department

Open Session

1. Board of Trustees Concerns
2. Request by Fire Department to Keep Second Spare Tahoe Vehicle
3. Budget Amendment Resolution Regarding Fire Department
4. Sale of Wine and Spirits at Mothers' Day Market and Farmers Market from May 1, 2024 through December 3, 2024
5. Permanent Appointment – Junior Civil Engineer
6. V&T Change for Bus Waiting Spots - Depot Plaza and Cortlandt Street
7. Private Buses on Main Street
8. Warner Library IMA
9. Surplus Vehicles for Auction
10. Home Rule Request for School Zone by Sleepy Hollow High School and John Paulding School
11. Letter re Tarrytown Medicare Policy

Executive Session

- B. Architectural Review Board Appointment
- C. Recreation Department Staff
- D. Placemaking Committee
- E. Assistant Building Inspector

Action Item for the May 1, 2024 Work Session

Appointment Two Summer Season Laborers for Parks Department

BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby authorizes the appointment of two summer seasonal laborers for the Parks Department, at an hourly rate of \$18.50 per hour as 40-hour per week Laborers in the Parks Department. David Rivera will start on Monday May 6, 2024, and James McCoy will start on Wednesday May 22, 2024.

LIBRARY AGREEMENT FOR 2024 – 2029 BETWEEN
THE VILLAGE OF TARRYTOWN AND THE VILLAGE OF SLEEPY HOLLOW

AGREEMENT made this _____ day of _____, 2024, by and between the Village of Tarrytown, a Municipal Corporation of the State of New York, and the Village of Sleepy Hollow a Municipal Corporation of the State of New York.

WITNESSETH:

WHEREAS, the Village of Tarrytown is the owner of the building that houses the free public library located in the Village of Tarrytown, known as the Warner Library ("Library");

WHEREAS, by continuing agreements between the two Villages above named, arrangements were made for the use of the Library by residents of the Village of Sleepy Hollow, and appointment of some representatives of the Village of Sleepy Hollow to the Board of Trustees of the Library, in consideration of the payment by the Village of Sleepy Hollow of a portion of the total Library budget;

WHEREAS, the Village of Sleepy Hollow wishes to continue to assure to its residents the use, services, and privileges of the Library;

NOW, THEREFORE, the parties hereto agree as follows:

1. During the term of this agreement, the Village of Tarrytown ("Tarrytown") agrees to afford to all residents Of the Village of Sleepy Hollow ("Sleepy Hollow") the same use, services, and privileges of the Library as are afforded to residents of Tarrytown.
2. In consideration thereof, and subject to the limitations and requirements set forth below, Sleepy Hollow agrees to pay to Tarrytown during the term of this agreement Sleepy Hollow's share of all costs and expenses of operating, maintaining, and repairing the land, building, and facilities of the Library (hereinafter "Costs of the Library"), excluding any expansion of, or addition to, the Library buildings or grounds. Any expansion of or addition to the Library buildings or grounds beyond minor alterations necessary for ongoing maintenance, shall be the subject of a separate agreement.
3. The percentage share to be paid by each Village for the operation of the Library shall be based on the population numbers as established by the most recent 2020 Census (Source – US Census 2020) which are Sleepy Hollow (9,986, or 45.711%) and Tarrytown (11,860, or 54.289%), as follows:

<u>Fiscal Year</u>	<u>Sleepy Hollow Share</u>	<u>Tarrytown Share</u>
6/1/2024-5/31/2025	45.711%	54.289%
6/1/2025-5/31/2026	45.711%	54.289%
6/1/2026-5/31/2027	45.711%	54.289%
6/1/2027-5/31/2028	45.711%	54.289%
6/1/2028-5/31/2029	45.711%	54.289%

4. For each fiscal year (June 1 -May 31), Sleepy Hollow shall pay to Tarrytown Sleepy Hollow's share of the costs of the Library for that year in twelve equal installments. Each such payment shall be made no later than the first day of the month.
5. Not later than January 30 of each year, Tarrytown and Sleepy Hollow shall simultaneously be provided with a copy of the proposed Library budget for the following fiscal year (June 1 -May 31).
6. There shall be created a Warner Library Budget Board (WLBB), which shall be comprised of three members of the Board of Trustees from Tarrytown and three members of the Board of Trustees from Sleepy Hollow. The WLBB shall meet with the representatives from the Warner Library (Board of Directors and/or library staff) to review and approve a budget for the Warner Library, which budget shall be included in the Village of Tarrytown budget for the upcoming fiscal year. There shall be at least one meeting between the WLBB and the budget representatives from the Warner Library. Each member of the WLBB shall have one vote when approving the budget for the Warner Library. The vote of the WLBB shall be final in the case of the library budget and in no case shall either Village provide additional funds for the operation of the library beyond that which is approved by the WLBB. Should the vote on the budget end in a tie, then the budget to be included in the Village of Tarrytown budget for the upcoming fiscal year shall be the budget approved in the current fiscal year, increased as follows:
 - For the full-time staff -the percentage salary increase included in the CSEA agreement for that fiscal year. Should there be no successor agreement, then the increase for full-time staff shall be the tax levy cap percentage established by the New York State Comptroller's Office for the Village of Tarrytown or the Village Of Sleepy Hollow, whichever is lower, for the fiscal year for which the library budget is being developed.
 - For all other budget lines – the tax levy cap percentage established by the New York State Comptroller's Office for the Village of Tarrytown or the Village of Sleepy Hollow, whichever is lower, for the fiscal year for which the library budget is being developed.
7. If, through any Act of God, emergency, or unforeseen event beyond the control of the Library Trustees, a deficit is incurred in the costs of operating the Library, the Village of Sleepy Hollow shall have the right of prior approval to pay its pro rata share of such deficit, as specified in Paragraph 3 above for the fiscal year in which such Act of God, emergency, or unforeseen event occurs.
8. The parties to this agreement further agree that it is their mutual responsibility to their respective constituents to minimize any such deficits. Therefore, it is mutually agreed by and between the parties that Tarrytown and Sleepy Hollow shall simultaneously be provided with the monthly financial reports of the Library. Within thirty (30) days after receipt of any such report in which, as a result of any such Act of God, emergency, or unforeseen event, a deficit is projected, the parties hereto are authorized to invoke such

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extraordinary measures as will be necessary to provide for the balanced financial operation of the Library.

9. The Village of Sleepy Hollow shall have the right to review and audit the books of the Warner Library. Any cost associated with such a review and audit shall be the responsibility of the Village of Sleepy Hollow. The Village of Sleepy Hollow shall provide to the Village of Tarrytown all copies of reports and/or work papers developed as part of the review and audit of the books of the Warner Library.
10. The Village Administrator for the Village of Tarrytown shall provide the Village Administrator for the Village of Sleepy Hollow a copy of the demands submitted by the C.S.E.A., which is the union that represents the full-time non-management employees. The Village Administrator for Sleepy Hollow shall provide, in writing, within one (1) week of receipt of the demands, recommendations concerning the demands that impact upon costs incurred by the Warner Library.
11. At all times during the term of this agreement, three of the members of the Board of Trustees of the Library shall be selected by the Board of Trustees of Sleepy Hollow and four of the members of the Board of Trustees of the Library shall be selected by the Board Of Trustees of Tarrytown. Each appointment to the Library Board of Trustees shall be for a term of five (5) years, in accordance with the provisions of the Education Law.
12. During the term of this agreement, the Board of Trustees of the Warner Library shall maintain on-going fundraising efforts. The funds generated from such efforts shall be used for the benefit of the patrons of the Warner Library, as determined by the Board of Trustees of the Warner Library.
13. Should a problem arise in which Sleepy Hollow and Tarrytown cannot reach a mutually satisfactory resolution with regards to the provisions of this agreement or the renewal of this agreement, third party arbitration will be exercised through the American Arbitration Association. The costs for such Arbitration will be a split 50/50 between Sleepy Hollow and Tarrytown.
14. One year prior to the expiration of this agreement, representatives for each Village shall convene for the purpose of establishing the terms and conditions for renewal of the Agreement. Should agreement be reached on a renewal Agreement, it will be subject to authorization from both Village Boards.
15. The term of this agreement shall be from June 1, 2024 and shall remain in effect up to and including May 31, 2029.
16. Assets and dissolution - The Village of Tarrytown owns the building and the land. The contents of the building are shared in ownership by the two Villages. Should the Library ever dissolve or discontinue its existence and the property of the library is to be disposed of, the proceeds from the sale of any contents of the building, except for any materials or items that may have been specifically bequeathed to Tarrytown, shall be shared based on

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the proportions in the Intermunicipal Agreement between the two municipalities. Any items on loan to the Library that are in the possession of the Library or the Village at the time of dissolution, if ever, shall be returned to their original owner(s).

Village of Tarrytown

Karen G. Brown, Mayor

Village of Sleepy Hollow

Martin Rutyna, Mayor

Kathy Deufemia

From: Richard Slingerland
Sent: Wednesday, April 24, 2024 6:05 AM
To: Kathy Deufemia
Cc: Alissa Fasman
Subject: Fwd: Board-Approved Resolutions from the Public Schools of the Tarrytowns

Sent from my iPhone

Begin forwarded message:

From: Brian Fried <bfried@tufsd.org>
Date: April 23, 2024 at 9:09:29 PM EDT
To: david.parker@dot.ny.gov
Cc: BOE <boe@tufsd.org>, Ray Sanchez <rsanchez@tufsd.org>, Nelly Valentin <nvalentin@tufsd.org>, Karen Brown <kBrown@tarrytowngov.com>, Richard Slingerland <rslingerland@tarrytowngov.com>, Martin Rutyna <mrutyna@sleepyhollowny.org>, Anthony Giaccio <agiaccio@sleepyhollowny.org>
Subject: Board-Approved Resolutions from the Public Schools of the Tarrytowns

[EXTERNAL] This email is from outside the Village of Tarrytown - Please use caution when opening links and attachments!

Dear David,

I'm pleased to inform you that at our last Board of Education meeting on April 16, 2024, our Board passed the following two resolutions in support of enhanced road safety measures in our community:

RESOLUTION #1

WHEREAS, on August 12, 2022, Governor Kathy Hochul signed into law legislation designed to enhance street safety and prevent traffic-related fatalities; and
WHEREAS, this legislation amended Section 1643 of the New York State Vehicle and Traffic Law to allow municipalities, including villages, to reduce municipality-wide speed limits to 25 miles per hour; and
WHEREAS, on April 1, 2024, the Village of Tarrytown passed the resolution that follows:

WHEREAS, the Sleepy Hollow High School, Sleepy Hollow Middle School and the John Paulding School serving pre-school and kindergarten students are three schools who provide educational services to the residents of the Village of Tarrytown located on Broadway/Rt.9, a state highway managed by the New York State Department of Transportation; and
WHEREAS, a robust population of students from Tarrytown walk to school and cross Broadway/Rt. 9 on a daily basis; and
WHEREAS there is currently only one school zone on Broadway in Tarrytown where the speed limit is 20 MPH for 300 ft in front of the Washington Irving School; and
WHEREAS, Section 212.4 of New York Code, Rules and Regulations (NYCRR) 178 states that a school speed limit may be established on a highway at a "school with one or more grades under grade 12 and where some of the students walk or bicycle to or from school; or the school and related facilities (e.g. classrooms, cafeteria, gymnasium, playground, athletic fields, parking lots, etc.) are separated by a highway and require the students to cross the highway on foot to access the facilities;" and

WHEREAS, while the speed limit on Broadway from Leroy Avenue to the border with Sleepy Hollow was reduced from 30 MPH to 25 MPH in June 2023, the Board of Trustees nevertheless finds it advisable to request that the Department of Transportation set a school zone limit of 20 MPH from Cobb Lane to the Tarrytown border with Sleepy Hollow and as much further along Broadway as the NYS DOT may allow because highway safety research demonstrates that lower speed limits reduce injury and death in the case of traffic accidents, which is especially important to protect the lives and safety of our children and the families who walk them to and from school along and across Broadway. NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown requests that the New York State Department of Transportation take the necessary steps to establish a school zone speed limit of 20 MPH along Broadway/Rt. 9 from Cobb Lane to the Tarrytown border with Sleepy Hollow or as much further along Broadway that the State will allow in order to protect the safety of children, families, and residents using school facilities at Sleepy Hollow High School, Sleepy Hollow Middle School and the John Paulding School.

AND BE IT FURTHER RESOLVED that the Village Clerk is directed to send a certified copy of this resolution to representatives with the Governor Kathy Hochul, Senate Majority Leader Andrea Stewart Cousins, Assemblywoman Mary Jane Shimsky, representatives from the NYS DOT, County Executive George Latimer, the Village of Sleepy Hollow and the UFSD of the Tarrytowns;

and,

WHEREAS, after reviewing all of the information available, the Board of Education of the Tarrytowns Union Free School District (the "Board") would like to join the Village of Tarrytown in its request to the New York State Department of Transportation, as the Board believes that it is in the best interests of the public health, safety and welfare; and,

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby votes to join the Village of Tarrytown in requesting that the New York State Department of Transportation take the necessary steps to establish a school zone speed limit of 20 MPH along Broadway/Rt. 9 from Cobb Lane to the Tarrytown border with Sleepy Hollow or as much further along Broadway that the State will allow in order to protect the safety of children, families, and residents using school facilities at Sleepy Hollow High School, Sleepy Hollow Middle School and the John Paulding School.

RESOLUTION #2

WHEREAS, on August 12, 2022, Governor Kathy Hochul signed into law legislation designed to enhance street safety and prevent traffic-related fatalities; and

WHEREAS, this legislation amended Section 1643 of the New York State Vehicle and Traffic Law to allow municipalities, including villages, to reduce municipality-wide speed limits to 25 miles per hour; and,

WHEREAS, on March 26, 2024, the Village of Sleepy Hollow passed the resolution that follows:

WHEREAS, The Village Board is desirous of lowering the speed limit in certain areas on Route 9 and Route 448 and creating two School Speed Zones to improve the safety of pedestrians traversing the corridor, and

WHEREAS, Route 9 and Route 448 are State Roads and under the jurisdiction of the New York State Department of Transportation, and

WHEREAS, The New York State Department of Transportation would have to approve any speed limit reduction and establishing School Speed Zones on Route 9 and Route 448, and

Now, therefore, be it resolved that the Sleepy Hollow Board of Trustees authorizes the Mayor to send a letter to the New York State Department of Transportation to request that the speed limits on certain areas of Route 9 and Route 448 be reduced and two School Speed Zones be established as follows,

Speed Reduction:

- 1) On Route 9 from the Tarrytown/Sleepy Hollow Border to College Avenue -25 mph
- 2) On Route 9 from Route 448 to Devries Avenue - 25 mph

School Speed Zones:

- 1) On Route 9 from College Avenue to Route 448 - 20 mph
- 2) On Route 448 from Route 9 to Webber Avenue - 20 mph; and,

WHEREAS, after reviewing all of the information available, the Board of Education of the Tarrytowns Union Free School District (the "Board") would like to join the Village Of Sleepy Hollow in its request to the New York State Department of Transportation, as the Board believes that it is in the best interests of the public health, safety and welfare; and,

NOW, THEREFORE, BE IT RESOLVED, that, in order to further protect the safety of children, families, and residents using school facilities at Sleepy Hollow High School, Sleepy Hollow Middle School and the John Paulding School, the Board hereby votes to join the Village of Sleepy Hollow in requesting that the speed limits on certain areas of Route 9 and Route 448 be reduced and two School Speed Zones be established as follows:

Speed Reduction:

- 1) On Route 9 from the Tarrytown/Sleepy Hollow Border to College Avenue -25 mph
- 2) On Route 9 from Route 448 to Devries Avenue - 25 mph

School Speed Zones:

- 1) On Route 9 from College Avenue to Route 448 - 20 mph
- 2) On Route 448 from Route 9 to Webber Avenue - 20 mph

Thank you for noting the support for these measures. If there is anything else required from the District in support of these measures to enhance DOT consideration, please be in touch with me. In any case, kindly allow us to understand the DOT's final determination in these matters once those decisions are made. On behalf of our Board of Education and Superintendent of Schools, thank you for your consideration,
 -Brian

Brian S. Fried
Assistant Superintendent for Business
Public Schools of the Tarrytowns
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Kids first, kids always.

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