

VILLAGE OF TARRYTOWN
BOARD OF TRUSTEES
REGULAR MEETING 8:00 P.M.
TUESDAY, August 31, 2021
Tarrytown Village Hall
One Depot Plaza, Tarrytown, New York

Pursuant to the end of the State of Emergency in New York State pertaining to COVID-19,
all meetings will now be in person.

All Regular Board of Trustee Meetings are also broadcast on YouTube Live
Meeting Live-Stream: <https://www.tarrytowngov.com/village-trustees/pages/live-from-tarrytown>

REGULAR MEETING: 8:00 P.M.

1. Board Miscellaneous and Liaison Reports
2. Changes and/or Additions to the Agenda
3. Administrator's Report
 - a. Announcement of September 11 Ceremony Saturday 9/11 at Patriot's Park
 - b. Announcement Marijuana Regulation & Taxation Presentation
 - c. Saturday Paid Parking in Commuter Lots (coming soon)
4. Public Hearing – Compatible Use Permit, Tallyrand LLC and ENT and Allergy Associates, LLP - 200 White Plains Road
 - Motion to Open a public hearing on the proposed Compatible Use Permit.
 - Motion to Close a public hearing on the proposed Compatible Use Permit.
 - Note: If the Board is satisfied to move forward after the public hearing, it may authorize the Compatible Use Permit. If the Compatible Use Permit is approved, the matter would be referred back to the Planning Board for final site plan review.

WHEREAS, on August 16, 2021, a public hearing was duly noticed and held regarding the proposed Local Law to amend the Zoning Code Chapter 305-5, regarding definitions, and on August 16, 2021 such local law was adopted by the Board as Local Law 8 of 2021, which was necessary to hear the application by ENT Associates for a Compatible Use Permit at 200 White Plains Road; and

WHEREAS, a public hearing notice was published in the Journal News on August 18, 2021 and a public hearing was held on the proposed action on August 31, 2021.

NOW, THEREFORE, BE IT RESOLVED that the action is determined to be a Type 2 Action under NY SEQRA and therefore no further environmental review is necessary and;

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the application for a Compatible Use Permit by Tallyrand LLC and ENT and Allergy Associates LLP, 200 White Plains Road to set up operations at this location, with a training component included as part of their operation and authorizes the Village

Administrator and the Village Engineer and Building Inspector to take the necessary and appropriate actions to move forward with this Compatible Use Permit.

5. 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.
6. Resolution to schedule a public hearing on a proposed amendment to Chapter 157, Filming, regarding requests to film productions

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby schedules a public hearing to be held on Monday September 20, 2021, at 7 p.m., at the Regular Tarrytown Village Board Meeting, to consider “A local law to amend Sections 157-3 & 157-4, regarding Filming on Public Property and Requests for Film Productions,” to reduce the minimum time for submitting a permit application from 21 days to 14 days; and

BE IT FURTHER RESOLVED that the Board of Trustees hereby directs the Village Clerk and the Village Administrator to take the necessary and appropriate actions to advertise, publish and circulate the required notices needed to hold this hearing.

7. Gift Acceptance-Rotary Memorial Bench

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize acceptance of a park bench at a total approximate value of \$2,000 to \$2,500 from the Rotary Club of the Tarrytowns in honor of Len Andrew a long time member of Rotary, and a key contributor to many community organizations, to be placed in the playground area of Patriot’s Park.

8. Memorial Donation - Pierson Park Riverwalk By Andre Brook

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize acceptance of \$5000.00 donation from Gloria Catinchi in honor of a family member to be used towards a memorial project that would include three white birch trees, two large boulders that people could sit on, and a bronze plaque that will be affixed to one of the boulders that will say “For Judy, Who Loved It Here” along with an image of a Blue Heron to be located in Pierson Park by Andre Brook next to the river, across from the basketball court.

9. Authorization of NYS DOT Supplemental Agreements for the H-Bridge project

BRIDGE NY RESOLUTION – SUPPLEMENTAL AGREEMENTS
(Locally Administered Project)

Authorizing the implementation, and funding in the first instance 100% of the Federal aid and State aid eligible costs, of a transportation federal-aid and/or State-aid transportation projects, and appropriating funds therefore.

WHEREAS, Projects for the Rehabilitation of Main and River Streets Bridges over Metro North Railroad – BIN 2263200 identified as PIN 8761.63 – and BIN 2263210 identified as PIN 8761.64 – in the Village of Tarrytown, Westchester County, (the Projects) are eligible for

funding under Title 23 U. §. Code as amended, that calls for the apportionment of the costs such programs to be borne at the ratio of 95% Federal funds and 5% non-federal funds; and

WHEREAS, the Village of Tarrytown will design, let and construct the Projects; and

WHEREAS, the Village of Tarrytown desires to advance the Projects by making a commitment of 100% of the non-federal share of the costs of construction and construction inspection.

NOW, THEREFORE, the Board of Trustees of the Village Tarrytown duly convened does hereby

RESOLVE, that the Board of Trustees of the Village Tarrytown hereby approves the above-subject projects; and

BE IT FURTHER RESOLVED that the Tarrytown Board of Trustees hereby authorizes the Village of Tarrytown to pay in the first instance 100% of the federal and non-federal share of the cost of construction and construction inspection work for the Projects or portions thereof; and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village Tarrytown hereby agrees that the Village of Tarrytown shall be responsible for all costs of the projects which exceed the amount of the NY Bridge Funding awarded to the Village of Tarrytown; and

BE IT FURTHER RESOLVED that the sum of \$357,740.00 is hereby appropriated for PIN 8761.63 from the Tarrytown Village Capital Fund and made available to cover the-cost of participation in the above phase of the Project; and

BE IT FURTHER RESOLVED that the sum of \$121,694.00 is hereby appropriated for PIN 8761.64 from the Tarrytown Village Capital Fund and made available to cover the-cost of participation in the above phase of the Project; and

BE IT FURTHER RESOLVED that in the event the full federal and non-federal share costs of the projects exceed the amount appropriated above, the Board of Trustees of the Village Tarrytown shall convene as soon as possible to appropriate said excess amount immediately upon notification by the Village Administrator thereof, and

BE IT FURTHER RESOLVED that the Village of Tarrytown hereby agrees that construction of the Projects – PIN 8761.63 and PIN 8761.64 shall begin no later than eighteen (18) months after award and that the projects shall be completed within three (3) years of the commencement of construction; and

BE IT FURTHER RESOLVED that the Tarrytown Village Administrator be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or State-Aid on behalf of the Village of Tarrytown with the New York State Department of Transportation in connection with the advancement or approval of the Projects and providing for the administration of the Projects and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and

BE IT FURTHER RESOLVED that in addition to the Village Administrator, the following municipal titles: Assistant Village Administrator, Village Engineer, Village Treasurer and Superintendent of Public Works are also hereby authorized to execute any necessary agreements or certifications on behalf of the Village of Tarrytown with the NYS DOT in connection with the advancement or approval of the projects identified in the State/Local Agreement; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreements in connection with the Projects PIN 8761.63 and PIN 8761.64; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon approval by the Board of Trustees of the Village of Tarrytown.

10. Main Street Dining- Additional Dates

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes the following additional dates for Main Street Outdoor Dining; September 18th, September 25th, and October 2nd, 2021, and

BE IT FURTHER RESOLVED that the Village Administrator is authorized and directed to work with involved Village Departments to make this schedule of street closures happen.

11. Sewer /Jet Vacuum Truck – Authorization to sign grant agreement and set Funding Source

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize an appropriation of funds from the Sewer Fund for payment towards a new Sewer Jet/Vacuum truck estimated at \$150,000, as a match for a grant in the amount of \$250,000, sponsored for the Village of Tarrytown by Assemblyman Thomas Abinanti through the New York State Dormitory Authority (DASNY) and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown authorizes the Village Administrator execute and submit the grant agreement, and for the Village to take any other necessary and appropriate actions to move this grant agreement and project forward in coordination with Assemblyman Thomas Abinanti and/or the Dormitory Authority of the State of New York (DASNY).

12. Resolution authorizing the award of a professional services agreement for SCADA and Water System Security Project with Woodard & Curran

WHEREAS, with the rising frequency of cyber-security threats, and in turn the Village of Tarrytown's desire to improve the security and protection of the operations of our public water system against such threats, the Village requested Woodard & Curran to provide an estimate of costs for equipment and labor/consultant work to upgrade certain systems and security of the Tarrytown Public Water Supply and Systems, specifically to upgrade the SCADA Computer, increase remote access and access security, implement rules and procedures to improve and enhance system security and protections, and Woodard & Curran supplied a proposal in the total approximate amount of \$9,040 for hardware, software and licensing, and

\$21,150 for programming, startup and staff training, for a gross total approximate amount of \$30,190.

NOW, THEREFORE, BE IT RESOLVED, that the Village Administrator is authorized to execute an agreement with Woodard and Curran for this equipment, software and staff support, education and training, and

BE IT FURTHER RESOLVED that the Village Administrator, Village Treasurer, Village Engineer and Superintendent of Public Works are authorized to take the necessary and appropriate actions to implement this project and related improvements.

13. Zoning Board Appointment

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint _____ as member of the Zoning Board to replace _____ for the unexpired portion of a term that will expire in December of 2022.

Appointment of 1st Alternate Member of the Zoning Board

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint _____ as 1st Alternate Member of the Zoning Board to replace _____ for the unexpired portion of a term that will expire in December of 2021.

14. Approval of Minutes of the August 16, 2021 Regular Board Meeting

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the regular meeting of the Board of Trustees held on Monday, August 16, 2021, as submitted by the Village Clerk.

15. Approval of Audited Vouchers

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 3 Audited Vouchers dated August 18, 2021 in the total amount of \$1,230,151.27 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 182,972.99
Water	\$ 15,641.54
Sewer Fund	\$ 2,611.75
Capital	\$ 12,065.01
Library	\$ 10,818.26
Trust & Agency	\$ <u>7,766.08</u>
Total	\$ 231,875.63

16. Opportunity for the Public to address the Board on items not included on the agenda. Speakers will have three (3) minutes before yielding to the next speaker.

17. Adjournment.