

VILLAGE OF TARRYTOWN
BOARD OF TRUSTEES
REGULAR MEETING 7:00 P.M.
MONDAY, FEBRUARY 1, 2021
VIA ONLINE ZOOM VIDEO CONFERENCE
Tarrytown Village Hall
One Depot Plaza, Tarrytown, New York

Members of the Public interested in viewing the meeting should visit

<https://www.tarrytowngov.com/home/events/33046> for instructions on how to join & participate.

Members of the public who wish to have an item “screen shared” (i.e. displayed during the meeting) during their public comment period, must submit their document(s) to

Administrator@tarrytowngov.com no later than 12PM the day of the Board of Trustees Meeting.

REGULAR MEETING: 7:00 P.M.

1. Board Miscellaneous and Liaison Reports

2. Changes and/or Additions to the Agenda

3. Administrator’s Report

- Police Reform and Reinvention Meeting Reminder – Tuesday, February 9, 2021 7 p.m.

4. Public Hearing on Zoning Text Changes to amend A/D Floating/Overlay Zone and Site Plan for 99 White Plains Road

WHEREAS, the Planning Board of the Village of Tarrytown declared itself lead agency on July 27, 2020;

WHEREAS, the Planning Board, as Lead Agency, issued a negative declaration under SEQRA on December 28, 2020;

WHEREAS, the Planning Board on December 29, 2020 recommended that the Board of Trustees grant the proposed rezoning to amend the Zoning Code to allow for Service Assisted Enhanced Assisted Living Housing (SEAL) in the A/D Floating/Overlay Zone in connection with Sunrise’s proposed action for 85 Units of Assisted Living and Memory Care Housing at 99 White Plains Road;

WHEREAS, a notice of public hearing on the proposed text change amendment to the zoning code was published in the Journal News on January 23, 2021; and

WHEREAS, a public hearing was held on the proposed action on February 1, 2021; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the proposed amendment to the Zoning Code of the Village of Tarrytown for zoning text changes to the A/D Floating/Overlay Zone to allow for SEAL in the A/D Floating Overlay Zone; and

BE IT FURTHER RESOLVED, that the Village of Tarrytown does hereby adopt these changes as Local Law No. 2 of 2021.

5. Continuation of a Public Hearing – Chapter 305 Zoning – New Article for the Station Area Overlay (SAO) Zone

Note: The Board of Trustees has advised the public comment period for this public hearing will be limited to one hour. The hearing will open after the Board discusses some further changes that are under consideration.

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby continue the public hearing on the draft proposed Station Area Overlay (SAO) Zone law to the Tuesday, February 16, 2021, Regular Meeting of the Board of Trustees at 7:00 p.m. for ongoing consideration and public discussion to be held either via in-person meeting, or Zoom Video Conference, depending on the State's directives about gatherings under NY on Pause.

6. Continuation of a Public Hearing on a Proposed Local Law to amend the Village Code relating to Protests, Demonstrations and Rallies and related Permit Applications.

Note: Since the draft local law is under review and is being amended, the new draft of the law is not available for this board meeting. Therefore, the Board will not hear public comment on this hearing tonight and instead continue the hearing to the regular Board of Trustees meeting on March 1, 2021.

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby continue the public hearing to Monday, March 1, 2021, at 7:00 p.m., at the Regular Tarrytown Village Board Meeting to be held either via in-person meeting, or Zoom Video Conference, depending on the State's directives about gatherings under NY on Pause, to add a Section to the Code of the Village of Tarrytown relating to Protests, Demonstrations and Rallies and Permit Application.

7. Continuation of a Public Hearing on a Proposed Zoning Text Amendment to add provisions for Transit Oriented Development mixed uses in the "ID" Zoning District

Note: After the presentation, the Board of Trustees has advised the public comment period for this public hearing will be limited to one hour.

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby continue the public hearing to Tuesday, February 16, 2021, at 7:00 p.m., at the Regular Tarrytown Village Board Meeting to be held either via in-person meeting, or Zoom Video Conference, depending on the State's directives about gatherings under NY on Pause to hear and consider a proposed amendment to the Code of the Village of Tarrytown, Chapter 305 Zoning, to add provisions for Transit Oriented Development in the "ID" Zoning District.

8. 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.
9. Re-Appointment of Member of the Ethics Board

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby re-appoint Trustee Paul J. Rinaldi as member of the Ethics Board for a term to expire in December of 2022.

10. Appointment of Member of the Ethics Board

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Mark Davies as member of the Ethics Board for a term to expire in December of 2024.

11. Appointment of Member of the Ethics Board

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Andrea Taber as member of the Ethics Board for a term to expire in December of 2023.

12. License Agreement Extension with the Washington Irving Boat Club

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute an extension license agreement between the Village of Tarrytown and the Washington Irving Boat Club for a term to expire on June 30, 2021.

13. Agreement for Architectural Services to develop bid-ready plans for Repairs to the Riverside Hose Firehouse

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute an agreement with Cronin Engineering of Cortlandt Manor, New York, for architectural services to prepare plans for work to address the items outlined in the report entitled "Limited Structural Assessment of the Kitchen Addition at the Riverside Hose Company" for the total fee of \$8,750 per their proposal.

14. Vehicle and Traffic Law Amendment – Off-Street Metered Parking Lots – Renaming downtown parking lots by Lot numbers

WHEREAS, currently the downtown off-street metered parking lots are identified in the Village Code by lot names, i.e. Neperan Rd Lot. The commuter off-street lots are identified by letters, i.e. Lot A; and

WHEREAS, the Parking Task Force is requesting that the parking process be simplified, by changing the downtown metered parking lot locations to add numbers in addition to the location names.

NOW BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following Vehicle and Traffic Law amendment to format change to simplify identification of Off-Street Metered Parking Lots as follows: All new material is set forth in **bold** letters and deletions are set forth as ~~strike-out~~.

§ 291-91 Schedule XXVI: Off-Street Metered Parking Lots.

The areas described below shall constitute off-street metered parking lots. A full description of such lots is available in the office of the Village Clerk, where it may be examined during regular office hours.

Name of Lot	Lot Location
Lot 1	31 South Broadway
Lot 2	Neperan Road
Lot 3	South Washington Street (East Side)
Lot 4	South Washington Street (West Side)
Lot 5	McKeel Avenue
Lot A	Depot Plaza
Lot B	South Depot Plaza
Lot C	Green Street (North)
Lot D	West Main Street
Lot F	Green Street (South)
Lot G	Losee Park South and Green Street along
	Losee Park fence line
	West Elizabeth Street

15. Vehicle and Traffic Law Amendment – Resident Parking Permits

WHEREAS, the Parking Task Force has recommended the creation of a downtown resident parking permit for the business district lots. This recommendation would help accommodate those residing within the business district who do not have dedicated off-street parking but available to all residents of Tarrytown and these permits would be priced the same as a “business permit.”

NOW BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following Vehicle and Traffic Law amendment to Chapter 291-46. Resident parking permits to add a new section of the Village code named, Downtown resident parking, as follows: All new material is set forth in **bold** letters.

§ 291-46.2 Downtown resident parking permits.

Upon submitting to the Village Treasurer a properly completed, signed application and upon payment of a fee as set by resolution of the Board of Trustees, the Village Treasurer shall issue to any owner of a passenger or suburban vehicle who is a resident of the Village of Tarrytown a downtown resident parking permit consisting of a numbered permit. Such permit shall be valid for a period of no more than one year and shall expire, in any event, on May 31 of each year. Regardless of the number of license plates listed on the permit, the permit shall only be valid on one vehicle at a time. Downtown resident parking permits are valid in the following municipal parking lots, subject to specific restrictions where applicable:

- A. Lot 1 (31 South Broadway)
- B. Lot 2 (Neperan Road)
- C. Lot 3 (South Washington Street, East Side)
- D. Lot 4 (South Washington Street, West Side)
- E. Lot 5 (McKeel Avenue)

16. Amendment to the Master Fee Schedule

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby add the following new fee:

- Downtown Resident Parking Permit Fee - \$320.00 (annual)

BE IT FURTHER RESOLVED that these fees shall be updated and published by the appropriate departments and Village staff, as part of the Village's Master Fee Schedule.

17. Vehicle and Traffic Law Amendment – Business Parking Permits

WHEREAS, the Village Code currently does not allow business permits to be utilized in the South Washington Street Lot. The Parking Task Force is requesting that the South Washington Street lot be added to the list of locations where business permits may be utilized.

WHEREAS, the Parking Task Force believes that allowing business permit parking in the lot will help free up premium on-street parking spaces along Main Street that may have been otherwise occupied by business owners or employees.

NOW BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following Vehicle and Traffic Law amendment to include the South Washington Street Lot to be added to the list of locations where business permits may be utilized and include Parking Lot names: All new material is set forth in **bold** letters and material to be deleted is set forth as ~~strike out~~.

291-48. Business permit. [Amended 9-19-2011 by L.L. No. 8-2011; 12-3-2012]

Upon submitting to the Village Treasurer a properly completed signed application and payment of a fee as set by resolution of the Board of Trustees, the Village Treasurer shall consider said application as valid and complete for the issuance of a business permit, subject to applicable parking limitations. Such permit shall only be issued to the owner of a passenger or suburban vehicle who is not a resident of the Village of Tarrytown, but who is a merchant, store employee, office worker, business or professional person or other person gainfully employed within the Village of Tarrytown. One permit may be issued for up to four vehicles per parking permit, but in no case may the permit be used on more than one vehicle at a time and shall not be considered a valid permit for the parking of more than one vehicle at a time. Such permit shall be valid for a period of not more than one year and shall expire, in any event, on May 31 of each year. Business permits are valid in the following municipal parking lots, subject to specific restrictions where applicable:

- ~~A. McKeel Avenue Parking Lot.~~
- ~~B. South Broadway Parking Lot.~~
- ~~C. West Elizabeth Street Parking Lot (metered parking spaces).~~
[Amended 3-21-2016]
- ~~D. Cortlandt Street (metered parking spaces 4050 through 4061).~~
[Added 12-3-2018]

~~E. Neperan Road Parking Lot (formerly known as the "Citibank Parking Lot") (Village parking spaces). [Added 9-3-2019]~~

A. Lot 1 (31 South Broadway)

B. Lot 2 (Neperan Road)

C. Lot 3 (South Washington Street, East Side)

D. Lot 4 (South Washington Street, West Side)

E. Lot 5 (McKeel Avenue)

F. Cortlandt Street (metered parking spaces 4050 through 4061).

18. Vehicle and Traffic Law Amendment – Maximum Parking Time Limit; exceptions

WHEREAS, a review of the Village Code has revealed that not all of the current 15 minute metered spaces are indicated specifically in the code, but instead are covered by spaces so designated by yellow colored parking meters; and

WHEREAS, it is the recommendation of the police department that specific locations of 15 minute meters should be removed from the Code.

NOW BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following Vehicle and Traffic Law amendment to remove the list of the 15 minute metered spaces from the Village Code as follows: All material to be deleted is set forth as ~~strike out~~.

§291-41 Maximum parking time limit; exceptions

(4) The maximum time limit at the following meter spaces so designated by signs and or markings on Main Street, North Broadway and South Broadway shall be 15 minutes:

- a) Spaces so designated by yellow colored parking meters
- ~~b) One space on North Broadway, west side, 50 feet south of Central Avenue~~
- ~~c) One space on South Broadway, west side, 50 feet south of Main Street~~
- ~~d) One space on Main Street, south side, 10 feet east of John Street~~
- ~~e) One space on Main Street, north side, 50 feet west of North Washington Street~~

19. Declaration of Surplus – Department Of Public Works

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby declare the following Department of Public Works vehicle as surplus. In lieu of having the vehicle taken away, the Village will retain the vehicle for the purpose of recovering any usable parts and will dispose of the remnant part of the vehicle for salvage value. This vehicle is therefore deemed as salvage equipment and removed from insurance coverage.

- 2009 Chevrolet Dump Truck, VIN: 8369, (truck was destroyed due to fire)

20. Schedule a Special Meeting of the Board of Trustees and the Police Reform Committees regarding Police Reform and Reinvention

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby schedule a Special Meeting with the Police Reform and Reinvention Committees to discuss and review the Police Reform and Reinvention report to determine recommendations on Wednesday,

February 17, 2021 from 6 p.m. – 8 p.m. to be held either via in-person meeting, or Zoom Video Conference, depending on the State’s directives about gatherings under NY on Pause.

21. Schedule a Public Hearing – Apply Zoning Changes to 99 White Plains Road

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby schedule a Public Hearing for the regular meeting of Tuesday, February 16, 2021, at 7:00 p.m., to be held either via in-person meeting, or Zoom Video Conference, depending on the State’s directives about gatherings under NY on Pause to hear and consider a proposed amendment to apply the A/D and SEAL Floating/Overlay Zone to 99 White Plains Road (Section 1.140, Block 89, Lot 2) for 85 Units of Assisted Living and Memory Care Housing.

22. Schedule a Public Hearing – Budget Hearing for Fiscal Year 2021 – 2022

WHEREAS, the Village Administrator will be submitting his tentative budget for fiscal year 2021 – 2022 to the Village Clerk for release to the public on Monday, March 15, 2021; and

WHEREAS, in accordance with law certain timetables must be followed in order to fully consider said budget; and

WHEREAS, it is the desire of the Board of Trustees of the Village of Tarrytown to proceed in this process;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown will hold a Budget Hearing at the regular meeting of the Board of Trustees on Monday, March 15, 2021 at 7:00 p.m. Meeting to be held either via in-person meeting, or Zoom Video Conference, depending on the State’s directives about gatherings under NY on Pause to hear and consider the presentation of the Tentative Budget for Fiscal Year 2021 – 2022 to be submitted by the Village Administrator to the Board of Trustees; and

BE IT FURTHER RESOLVED, that the Board of Trustees will hold a work session on March 31, 2021 at 6:00 p.m. at which time it will review the Tentative Budget for Fiscal Year 2021 – 2022; and

BE IT FURTHER RESOLVED that a Public Hearing to consider the adoption of the budget for the Village of Tarrytown shall be conducted by this Board at its regular meeting scheduled for Monday, March 15, 2021 at 7:00 p.m., via in-person meeting, or Zoom Video Conference, depending on the State’s directives about gatherings under NY on Pause. At said Public Hearing the citizens shall also be heard with respect to whether or not additional funds shall be allocated that may exceed the New York State 2% Property Tax Cap; and

BE IT FURTHER RESOLVED that the Village Clerk be and hereby is authorized and directed to advertise and publish all appropriate public notices as required by law.

23. Approval of the Minutes of the Board of Trustees Regular Meeting of January 19, 2021

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 Tuesday, January 19, 2021 as submitted by the Village Clerk.

24. Approval of Audited Vouchers

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 14 of Audited Vouchers in the total amount of \$695,259.49 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 422,881.55
Water	\$ 40,127.45
Sewer Fund	\$ 1,300.20
Capital	\$ 196,624.23
Library	\$ 26,593.88
Trust & Agency	<u>\$ 7,732.18</u>
Total	\$ 695,259.49

25. 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.

26. Adjournment