

Board of Trustees
Village of Tarrytown
Regular Meeting No. 6
One Depot Plaza
Tarrytown NY 10591
February 20, 2024
6:00 p.m.

PRESENT in person: Mayor Brown presiding; Trustees: Kim; McGovern: and Mitchell. Village Administrator Slingerland; Assistant Administrator Fasman; Village Treasurer Morales; Village Attorney Zalantis and Village Clerk Gilligan.

BOARD MISCELLANEOUS AND LIAISON REPORTS

Mayor Brown reported that there was a wonderful ceremony at Village Hall today. Through the Make a Wish Foundation and the hard work of our Police Chief, Lieutenants and the entire police force, we swore in Junior Police Officer Ethan to our Police Department. Ethan is a five year old resident battling cancer and it was his wish to be a police officer. Our Police Department went full bore making a beautiful day for him. There was a police motorcade that picked him up at home, and he participated in various police officer activities in Tarrytown. He was then taken to the Westchester County Training Academy and met with cadets in the academy. It felt good to be able to fulfill his wish. Mayor Brown thanked the Tarrytown Police Department and the seventeen off duty officers who came in full uniform to be part of this day. It was an honor to swear in Officer Ethan. Please be on the lookout for his Go Fund Me page as the family is incurring many medical costs. Mayor Brown continued her report by noting that February is Black History Month and she wished to report on some Mayor Facts. It wasn't until 1984 that New York State had its first black mayor of a city which was Peekskill, and Peekskill currently has a black female Mayor who is Vivian McKenzie and two other cities in Westchester are led by black women. It's a wonderful testament on how the black community gives back to our society. In Tarrytown, it took until 2021 for us to have our first black Mayor Thomas Butler.

Trustee Mitchell reported that the Warner Library has several programs about Black History Month, and selected books are posted throughout the library. Additionally, the Foster Memorial AME Zion Church will be hosting a black entrepreneur's event on March 2nd starting at 2:00 pm. Please stop by on the 2nd to celebrate black entrepreneurs that live locally and in Tarrytown.

Deputy Mayor McGovern reported that the Recreation Department is already looking for staff for our summer camps and pool. If anyone is interested please go to the Recreation website for more information. We are starting a Men's Basketball League in June, and more information on that program can also be found on the website.

Trustee Kim reported that the Route 9 Complete Streets Project will be conducting its first public workshop on March 7, 2024 at the Tarrytown Senior Center starting at 6:00 pm. He is hopeful that many will be able to attend.

CHANGES AND/OR ADDITIONS TO THE AGENDA

There are two amended resolutions regarding the public hearing and the SEQRA process. The minutes will reflect the updated resolutions.

ADMINISTRATORS REPORT

Administrator Slingerland reported on the following items:

- Today was the quarterly meeting for the Historic Rivertowns which is a group that is working together to promote and get value out of tourism. Some grants and sponsorships were discussed. We are going to work cooperatively with them and Westchester Tourism to try and work with the MTA to have them encourage people to use mass transit during big events such as the July 4th Fireworks, and the Halloween Parade.

- A survey has gone out to the business owners on Main Street about downtown street events.
- A survey has also gone out village wide about dog parks, and we hope to have the results back for the next work session.
- We continue to work on the budget, and we plan to have it released to the Board by March 15th. The first budget hearing will be held on March 18th and on March 20th we plan on having a Budget Town Hall at the Warner Library at 6:00 pm.
- We have reached the one year anniversary on ADU's and we will be scheduling a discussion at the next work session.
- Also at the next work session will be items relating to Franklin Courts and 62 Main Street.
- The Tarrytown Street Fair will be held Saturday, June 1st.
- A film permit is being issued for a Netflix show with filming to be taking place on February 27th and 28th in various areas throughout the village.

Mayor Brown thanked the DPW, Parks, Police and Fire Departments for all of their assistance during the recent snow event.

PUBLIC HEARING ON AN UPDATE TO THE TARRYTOWN VILLAGE CODE CHAPTER 269 REGARDING THE TAX REDUCTION FOR EMERGENCY RESPONDERS

Resolution to Adopt Local Law 1-2024

On a motion made by Trustee Kim, and seconded by Trustee Mitchell with all voting aye, the public hearing was opened.

Assistant Administrator Fasman presented a chart that showed what the exemption is currently, and what it would be should the local law be passed.

There were no public speakers on the proposed local law.

On a motion made by Deputy Mayor McGovern, and seconded by Trustee Mitchell with all voting aye, the public hearing was closed.

On a motion made by Deputy Mayor McGovern, and seconded by Trustee Kim with all voting aye, the following resolution was approved. Approved: 4-0

WHEREAS in 2007 the Board of Trustees of the Village of Tarrytown adopted Local Law 13-2007 allowing for real property tax exemption for volunteer members of the Fire Department and the Ambulance Corps pursuant to Real Property Tax Law § 466-d; and

WHEREAS, pursuant to Chapter 670 of the Laws of 2022 effective December 9, 2022, the state Real Property Tax Law was amended by adding a new §466-a authorizing local governments to enact by resolution a ten (10%) percent partial real property tax exemption of the assessed value of the primary residence owned by a qualified enrolled member of an incorporated volunteer fire company, fire department or incorporated volunteer ambulance service, including expanded criteria to qualify for the tax exemption; and

WHEREAS, the Board of Trustees of the Village of Tarrytown has determined that the voluntary firefighters and members of the Volunteer Ambulance Corps who provide invaluable service to the Village of Tarrytown are entitled to the expanded ten-percent real property exemption pursuant to Real Property Tax Law .466-a; and

WHEREAS, notice of public hearing was published in the Journal News on January 22, 2024 and on February 9, 2024; and

WHEREAS, public hearings were held on the proposed action on February 6, 2024 and on February 20, 2024; and

WHEREAS, the Board of Trustees hereby determines that the action is not subject to the State Environmental Quality Review Act as it will not affect the environment.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby adopts Local Law 1-2024 which expands the ten-percent real property exemption pursuant to Real Property Tax Law § 466-a granting such exemption to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service that meets the requirements of Real Property Tax Law 466-a(2) provided the enrolled member has served for a minimum of two years; and

BE IT FURTHER RESOLVED, The Village of Tarrytown hereby adopts the exemption under Real Property Tax Law § 466-a(3) for any enrolled member that meets the requirements of Real Property Tax Law § 466-a(3), allowing any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty years of active service, and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, to be granted the ten percent (10%) exemption authorized by this Resolution for the remainder of his or her life as long as his or her primary residence is located within the Village; and

BE IT FURTHER RESOLVED, that the property tax exemption authorized by this Resolution and granted to an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service shall, upon application, be continued to such deceased enrolled member's un-remarried spouse if such member is killed in the line of duty, as long as they meet the requirements of Real Property Tax Law § 466-a (4); and

BE IT FURTHER RESOLVED, that the property tax exemption authorized by this Resolution and granted to an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service shall, upon application, be continued to such deceased enrolled member's un-remarried spouse, provided that they meet the requirements of Real Property Tax Law § 466-a (5) and the deceased volunteer had been an enrolled member for at least twenty (20) years; and

BE IT FURTHER RESOLVED that the Board of Trustees authorizes the Village Administrator and the Village Treasurer to implement any necessary procedures to ensure certification of service for volunteer members wishing to benefit from the property tax exemption.

PUBLIC HEARING ON AN UPDATE TO THE TARRYTOWN VILLAGE CODE CHAPTER 269 ARTICLE III ENTITLED SENIOR CITIZENS EXEMPTION" TO AMEND 269-7 ENTITLED "CRITERIA FOR GRANT OF EXEMPTION," SUB-SECTION B

Resolution to Adopt Local Law 2-2024

On a motion made by Trustee Kim, and seconded by Trustee Mitchell with all voting aye, the public hearing was opened.

There were no public speakers on the proposed local law.

On a motion made by Deputy Mayor McGovern, and seconded by Trustee Kim with all voting aye, the public hearing was closed.

On a motion made by Deputy Mayor McGovern, and seconded by Trustee Mitchell with all voting aye, the following resolution was approved. Approved: 4-0

WHEREAS, pursuant to § 467 of the Real Property Tax Law, the Village of Tarrytown allows any real property located in the Village of Tarrytown to be exempt from taxation by the Village to the extent of 50% of the assessed valuation thereof as long as the owners of said real property are 65 years of age or over or, where the owners are husband and wife, either the husband or the wife must be 65 years of age or over and meet certain income criteria; and

WHEREAS pursuant to amendments to State Law in 2023 relating to Real Property Tax Law §467 which simplified the application and administration of the exemptions by bringing the calculation of income in conformity with the Federal Adjusted Gross Income to include IRA distributions in the definition of income the Board of Trustees seeks to bring Chapter 269 of village code into conformity with these amendments; and

WHEREAS, notice of public hearing was published in the Journal News on January 22, 2024 and on February 9, 2024; and

WHEREAS, public hearings were held on the proposed action on February 6, 2024 and on February 20, 2024; and

WHEREAS, the Board of Trustees of the Village of Tarrytown hereby determines that the action is not subject to the State Environmental Quality Review Act as it will not affect the environment.

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby adopt Local Law 2-2024 to amend Chapter 269 of the Tarrytown Code, entitled "Taxation," Article III entitled Senior Citizens Exemption" to amend 269-7 entitled "Criteria for grant of exemption," Sub-section B.

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

There were no public speakers on agenda items.

COMPLETE STREETS STUDY

On a motion made by Trustee Mitchell, and seconded by Deputy Mayor McGovern, the following resolution was approved. Approved: 4-0

WHEREAS, the Village of Tarrytown, with funding assistance from the State of New York, with support from the NYS DOT and the NYS Thruway Authority, and working with the Town of Greenburgh and the Village of Elmsford, has reviewed and analyzed the feasibility of creating a new bicycle friendly series of lanes or pathways along the roadway of White Plains Road, also known as Route 119, which traverses the three municipalities; and

WHEREAS, the Town of Greenburgh has been researching possible grant funding streams to pursue jointly in order to fund the design work necessary to continue making progress towards the goal of creating these dedicated bicycle lanes or pathways; and

WHEREAS, the Town has identified the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant in the amount of \$1.6 million that can be pursued jointly by the Town of Greenburgh and the Villages of Elmsford and Tarrytown; and

WHEREAS, the Town has further identified the Westchester County Complete Streets funding stream for the assistance towards this project that would constitute the local match of \$400,000; and

WHEREAS, this work to perform a boundary and topographical survey, a Local Federal Aid Design Report (engineering report) and Construction Drawings is estimated to cost approximately \$2 million and would cover this proposed phase of the project that prioritizes the stretch of roadway and dedicated bicycle lanes from Broadway/Route 9 in Tarrytown, which is also approximately one tenth of a mile from the Old Croton Aqueduct, a frequently used pedestrian and bicycle way; and approximately a quarter of a mile from the Shared Use Path (SUP) that runs along the new Governor Mario M. Cuomo Bridge across the Hudson River, across White Plains Road/Route 119 to the Empire State Trail, aka the North County Trailway, which runs from New York City through Westchester and into Putnam County and to other points north.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorize the Village of Tarrytown to join with the Town of Greenburgh and

the Village of Elmsford to apply jointly for the RAISE Grant program, with a commitment for a local match of up to \$133,000.00, and also urges the Town of Greenburgh to apply to the Westchester County Complete Streets Program for additional funds to cover the local match for this design project, since White Plains Road/Route 119 is a State road; and

BE IT FURTHER RESOLVED, that the Board of Trustees authorizes the Village Clerk to issue a certified copy of this resolution to be included with the grant application by the Town of Greenburgh, and further authorizes the Village Administrator to execute any documents that may be necessary to be signed on behalf of the Village of Tarrytown for inclusion with this joint grant application with Greenburgh and the Village of Elmsford.

RESOLUTION TO AUTHORIZE THE PURCHASE OF A PARKING ENFORCEMENT VEHICLE

On a motion made by Trustee Kim, and seconded by Deputy Mayor McGovern, the following resolution was approved. Approved: 4-0

WHEREAS, the Village of Tarrytown maintains a fleet of vehicles to serve the needs of the Tarrytown Police Department to perform public safety operations including parking enforcement; and

WHEREAS, as part of its vehicle management plan the Village has always purchased two new vehicles each year to rotate through the fleet and allow us to replace old vehicles with new front-line vehicles; and

WHEREAS, in order to comply with the requirements of NYS General Municipal Law about public bidding requirements, the Village published a legal notice for a new Nissan Leaf S model year 2023 or 2024 on Monday January 29, 2024, and after the date of publication the Village contacted four (4) Nissan dealerships, to see if they would have interest in the bid, and a copy of the bid document was sent out to them; and

WHEREAS, on Monday, February 12, 2024, at 11 a.m., the Village received and opened one (1) bid from Nissan of Norwich, CT, for a total approximate bid price for this vehicle, delivered, in the amount of twenty nine thousand two hundred and three dollars and zero cents (\$29,203.00).

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Tarrytown hereby authorizes the Village to order, payable from fiscal year of 2023-2024, one (1) new, gray 2023 Nissan Leaf from Nissan of Norwich for an amount not to exceed \$29,203.00.

BE IT FURTHER RESOLVED that the Village Administrator is authorized to execute the order for this vehicle and coordinate with the Police Chief and Village Treasurer to fund the purchase through General Fund Balance or the Capital Fund during the Fiscal Year 6/1/2023 to 5/31/2024.

RESOLUTION TO RENEW THE LICENSE AGREEMENT FOR THE GREENBURGH DRUG AND ALCOHOL TASK FORCE

On a motion made by Trustee Mitchell, and seconded by Deputy Mayor McGovern, the following resolution was approved. Approved: 4-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute a one-year license agreement renewal with the Greenburgh Drug and Alcohol Task Force for the rental of a portion of the former Police Headquarters building, effective March 1, 2024, subject to conditions included in the agreement.

AGREEMENT WITH WESTCHESTER COUNTY-ENHANCED 911 SERVICES

On a motion made by Trustee Mitchell, and seconded by Trustee Kim, the following resolution was approved. Approved: 4-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute a renewal Inter-Municipal Agreement between Westchester County and the Village of Tarrytown for the continuation of the Enhanced 911 Service agreement for a new five (5) year term; and

BE IT FURTHER RESOLVED that pursuant to the agreement, the term shall commence on October 1, 2022, and expire on September 30, 2027, unless further extended by mutual agreement of the parties.

APPOINTMENT OF PART TIME EMPLOYEE-COURT

On a motion made by Mayor Brown, and seconded by Trustee Kim, the following resolution was approved. Approved: 4-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes the appointment of Jeanmary Cancro as a part time available Intermediate Clerk for the Court Clerk's Office effective February 21, 2024 at an hourly wage of \$26.01 per hour.

APPROVAL OF THE MINUTES OF THE BOARD OF TRUSTEES MEETING OF FEBRUARY 6, 2024

On a motion made by Deputy Mayor McGovern, and seconded by Trustee Mitchell the following resolution was approved. Approved: 4-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby approves the minutes of the Board of Trustees Meeting held on Tuesday, February 6th, 2024 as submitted by the Village Clerk.

APPROVAL OF THE ACTION ITEM MINUTES OF THE FEBRUARY 14, 2024 BOARD OF TRUSTEES WORK SESSION

On a motion made by Mayor Brown, and seconded by Trustee Mitchell the following resolution was approved. Approved: 4-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby approves the action item minutes of the Board of Trustees Work Session held on Wednesday, February 14, 2024 as submitted by the Village Administrator and the Village Clerk.

APPROVAL OF AUDITED VOUCHERS

On a motion made by Trustee Kim and, seconded by Trustee Mitchell the following resolution was approved. Approved: 4-0

Roll call: Trustee Kim; Yes, Trustee Mitchell; Yes, Deputy Mayor McGovern; Yes, Mayor Brown; Yes

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No.16 of Audited Vouchers in the total amount of \$1,238,105.92 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 1,049,403.09
Water	\$ 150,058.32
Sewer Fund	\$ 1,209.62
Capital	\$ 0.00
Library	\$ 33,581.07
Trust & Agency	\$ 3,853.82

CM (Special Funds)	\$ <u>0.00</u>
Total	\$ 1,238,105.92

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD ON NOT INCLUDED ON THE AGENDA. SPEAKERS SHALL HAVE THREE (3) MINUTES EACH TO ADDRESS THE BOARD OF TRUSTEES

There were no public speakers on non-agenda items. .

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 6:40 pm on a motion by Trustee Kim, and seconded by Deputy Mayor McGovern with all voting aye.
Approved: 4-0

Kristine Gilligan
Village Clerk