

Board of Trustees
Village of Tarrytown
Regular Meeting No. 16
Via Zoom Video Conference
May 18, 2020
8:00 p.m.

PRESENT via Zoom Video Conference: Mayor Fixell presiding; Trustees: Brown, Butler, Hoyt, McGovern, Rinaldi and Zollo; Village Administrator Slingerland; Assistant Village Administrator Ringel; Village Attorney Kathy Zalantis; Village Treasurer Hart and Village Clerk Booth

The meeting began with the Pledge to the Flag.

Members of the Public interested in viewing the meeting should visit <https://www.tarrytowngov.com/home/events/28874> for instructions on how to join & participate.

REPORTS

Mayor Fixell reminded everyone to wear face coverings and to practice social distancing. He turned the meeting over to Administrator Slingerland.

Trustee Brown proposed that the Board hold two (2) June Work Sessions instead of one (1) due to the changes that are pending regarding the possibility of addressing the reopening of the Village.

CHANGES AND/OR ADDITIONS TO THE AGENDA – The Mayor and Board of Trustees added a resolution to schedule a special Work Session on Thursday, May 28, 2020 at 6:00 p.m. via online Zoom Video Conference.

ADMINISTRATOR'S REPORT

- Resume alternate side parking as of June 1, 2020
- Resume enforcement of parking meters as of June 1, 2020 for downtown on-street parking meters, short term parking only for a maximum of ½ hour time mainly for drop off and curb-side pickup, which is the only business model allowed in Phase I in the New York Pause Program.
- Parking lots remain free for at least another two weeks.
- Provide a week grace period before giving tickets.
- Announced and reminded the public that based on health, safety and welfare that the 2020 Summer Camp in Tarrytown is cancelled. It was a tough decision and the Village realizes that there will be a lot families affected by this for both campers and employees. There were so many variables and risks for both the campers and employees and their families.
- The pool opening is uncertain at this time. The Village received information from the County that the earliest date the County is possibly opening Playland is July 20. The Village is waiting for the Health Department at both the County and State level to provide guidance on whether pools can open this summer or not.
- The Village is working on a policy to possibly open the Tennis Courts. There are two concepts, 1) to regulate use of tennis courts with attendants with scheduled appointments and a small user fee, or 2) just open the tennis courts without attendants and leave it up to the people to follow the rules and regulations. The following is a summary of rules that the Village is drafting up is 1) courts to be restricted to singles play only, 2) no congregation, no benches, chairs etc. on the courts, 3) all bathrooms will remain closed, 4) masks should be worn until play begins, 5) open courts Monday through Friday 9 a.m. to 3 p.m., with attendants with no charge to Tarrytown residents and there would be a fee to non-residents. From 3 p.m. to 7 p.m. Monday through Friday and weekends, the Village fee would be \$5/player per hour or \$10 per court per hour. Trustee Hoyt asked if the tennis courts at Lagana Field were locked. Administrator Slingerland noted that he will

follow up on that. Trustee Butler asked if the Basketball Courts were locked. Administrator Slingerland responded yes, they are remaining locked, because they are not allowed by New York State at this time. Administrator Slingerland noted that he will finalize the new tennis court rules and regulations and send them to the Board for review.

- The TaSH Farmers Market has a 2020 Shopper survey for TaSH Drive-Thru Market and the Village would like anyone interested to complete the survey. The TaSH Farmers Market has been very active and successful. They are looking to transition from their current setup, which is drive-thru only to a setup which they would allow people with limited funds and/or needs to use nutrition assistance or supplemental programs to help pay for farmer markets goods. Trustee McGovern asked if TaSH will be transitioning back to Patriots Park or staying in Commuter Parking Lot F. Administrator Slingerland noted that right now, they plan to stay in the commuter lot. Trustee Brown noted that she would like to see it move from cars only to people participating by foot. Mayor Fixell noted that maybe they can provide a hybrid plan or split the time up allowing a drive-through from 9 a.m. to 12 noon and then provide a time for walk up. Trustee McGovern noted that maybe the farmers market can move to the east side of the train station to Lot A, where you will get more walkers. Administrator Slingerland noted that he will provide the results from the TaSh survey to the Board.
- Westchester County is part of the Mid-Hudson Region, which is not opened yet. We have met 4 of the 7 metrics that the state requires to reopen. We still have to meet the three-day rolling average of daily new hospital deaths not exceed 5, fewer than 2 new hospitalizations per 100,000 residents, we are at 2.02 at the present time, so we are improving. The other metrics is to have contact tracing capacity. We hope that Westchester County can reach those thresholds in one more week.
- The Village Recreation Department will be presenting a virtual concert series via online Zoom, beginning this Friday at 8 p.m. It may not be every Friday, but the Village will post the information as they are scheduled. We plan to promote the concert on the Village's Recreation Page, Facebook and the band will be doing some promoting as well. Trustee Hoyt asked if there is a maximum number of people who can join on Zoom. Assistant Administrator Ringel noted that the maximum number of people is 500. We are also trying to have the concert go out on Facebook live where there is no limit.
- Reminded everyone to fill out their Census 2020 form. Tarrytown is up at about 65% of households reporting. Trustee McGovern noted that the Village is presently at 67.4% of households who have reported. Administrator Slingerland noted that it is extremely important to fill out the Census 2020 form and encouraged everyone to do so.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD ONLY ON AGENDA ITEMS. SPEAKERS SHALL HAVE THREE (3) MINUTES EACH TO ADDRESS THE BOARD OF TRUSTEES

There were no speakers.

RESOLUTION TO SCHEDULE A PUBLIC HEARING ON A PROPOSED LOCAL LAW TO AMEND VILLAGE CODE CHAPTER 97 ON BUILDING CONSTRUCTION

Trustee Brown moved, seconded by Trustee McGovern, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby schedules a public hearing to be held on Monday, June 15, 2020, at 8 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, with regard to a proposed local law entitled, "A LOCAL LAW to amend the Code of the Village of Tarrytown, Chapter 97 entitled Building Construction, Section 6.1, entitled, Demolition Permits, to require the demolition of buildings to be dependent on having a site plan approved prior to the issuance of a demolition permit.

SCHEDULE A SPECIAL WORK SESSION OF THE BOARD OF TRUSTEES

Trustee Brown moved, seconded by Trustee McGovern, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby schedule a special Work Session of the Board of Trustees on Thursday, May 28, 2020 at 6:00 p.m. via online Zoom Video Conference.

APPOINTMENT OF POLICE SURGEON

Trustee Butler moved, seconded by Trustee McGovern, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the appointment of Dr. Barry Geller, Director of Emergency Room Services from Phelps Memorial Hospital, as the second Police Surgeon for the Tarrytown Police Department for a term to expire in December of 2020.

APPOINTMENT OF (2) TEMPORARY LABORERS IN THE PARKS DEPARTMENT

Trustee Hoyt moved, seconded by Trustee Butler, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Brian Puff as temporary laborer in the Parks Department at an hourly rate of \$18.00 per hour effective May 19, 2020 through November 30, 2020; and

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Thomas Farrell as temporary laborer in the Parks Department at an hourly rate of \$18.00 per hour effective May 19, 2020 through November 30, 2020.

PETITION FOR ZONING TEXT AMENDMENT – 99 WHITE PLAINS ROAD

Trustee Brown noted that the Board had discussed concern with the number of units at this property. Village Attorney Zalantis noted that it will be discussed with the Planning Board and Zoning Board as part of the process. Mayor Fixell noted that it may be helpful to note that the building was formally known as the Goebel Building.

Trustee Butler moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby refer the application by Sunrise Development Inc. for the property located at 99 White Plains Road for a petition to re-zone the property, as well as to enact amendments to the zoning text that would facilitate the proposed development of a total of approximately 85 units – 53 units for assisted living and 32 units for memory care, to the Planning Board for their review, report and recommendation on these changes, as well as their review under the NYS Environmental Quality Review Act (SEQRA).

DECLARATION OF SURPLUS – POLICE DEPARTMENT VEHICLES

Trustee Hoyt moved, seconded by Trustee Butler, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby declare the following Police Department vehicles as surplus and ready for disposal by auction:

- 2008 Ford Explorer VIN: 4312
- 2009 Ford Crown Victoria VIN: 4126
- 2010 Ford Crown Victoria VIN: 4005

EXTENSION OF DEADLINE FOR ALL TAXI PERMIT AND LICENSE APPLICATIONS

Trustee Zollo moved, seconded by Trustee Rinaldi, and unanimously carried, that the following resolution be approved: Approved: 7-0

WHEREAS, in the Village of Tarrytown all taxi permits/licenses expire May 31, and according to the Village Code these businesses were supposed to file their applications forty five (45) days before the expiration, but due to the impacts of the COVID-19 pandemic they were given an extension to file by May 15, 2020.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes a sixty (60) day extension for Taxi permit/license applications with all permits expiring on July 31, with the latest application date being July 1, noting that there will be no further extensions for this application, barring any additional problems or further social distancing that may be mandated by the State of New York, depending on whether there is any future impact or resurgence or outbreak of the COVID-19 coronavirus.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES HELD ON MAY 4, 2020

Trustee McGovern moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

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 May 4, 2020 as submitted by the Village Clerk.

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES HELD ON MAY 8, 2020

Trustee McGovern moved, seconded by Trustee Zollo, that the following resolution be approved: Motion carried, all voting "aye" with the exception of Trustee Hoyt who recused himself. Approved: 6-0-1

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the minutes of the Special Meeting of the Board of Trustees, confirmation of the Fire Chief's Convention, held on May 8, 2020 as submitted by the Village Administrator.

APPROVAL OF AUDITED VOUCHERS

Trustee Zollo moved, seconded by Trustee Butler, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No. 21 of Audited Vouchers in the total amount of \$ 149,948.87 to be paid in the following amounts:

General	\$ 123,042.49
Water	\$ 15,649.68
Sewer Fund	\$ 0.00
Capital	\$ 3,850.00
Library	\$ 1,915.41
Trust & Agency	\$ <u>5,491.29</u>
Total	\$ 149,948.87

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD ON ITEMS NOT INCLUDED ON THE AGENDA. SPEAKERS HAVE FIVE (5) MINUTES BEFORE YIELDING TO THE NEXT SPEAKER; THEN THREE (3) MINUTES FOR ADDITIONAL COMMENTS

There were no speakers.

ADJOURNMENT TO EXECUTIVE SESSION

On the motion of Trustee Zollo, seconded by Trustee Hoyt, meeting was adjourned to Executive Session to discuss ongoing contract negotiations and advice from council on a legal matter at approximately 8:47 p.m. by vote of seven in favor, none opposed.

ADJOURNMENT

On the motion of Trustee Zollo, seconded by Trustee Hoyt, the meeting was adjourned at approximately 9:20 p.m. by vote of seven in favor, none opposed.

Carol A. Booth
Village Clerk