

Board of Trustees  
Village of Tarrytown  
Regular Meeting No. 5  
January 21, 2020  
8:00 p.m.

PRESENT: Mayor Fixell presiding; Trustees: Brown, Butler, Hoyt, McGovern, Rinaldi\* and Zollo; Village Administrator Slingerland; Assistant Village Administrator Ringel; Village Attorney Kathy Zalantis and Village Clerk Booth

ABSENT: Village Treasurer Hart

\*Trustee Rinaldi arrived at 8:20 p.m.

Trustee Brown noted that the future of the YMCA property is in its beginning stages before the Planning Board. If anyone is interested in the process of this project and wants to be involved in it, the Planning Board is starting to listen to the early stage of this application.

The meeting began with the Pledge to the Flag.

## REPORTS

CHANGES AND/OR ADDITIONS TO THE AGENDA – The Mayor and Board of Trustees tabled Agenda Item No. 36, Appointment of Member of the Tarrytown Municipal Housing Authority.

## POLICE OFFICER SWEARING IN CEREMONY OF POLICE OFFICER KEVIN AGUILAR

Mayor Fixell along with Police Officer Aguilar's brother, Fernando presented him with his official Tarrytown Police Officer badge.

## POLICE OFFICER SWEARING IN CEREMONY OF POLICE OFFICER STEVEN L. PAVESE

Mayor Fixell along with Police Lieutenant Chris Cole presented him with his official Tarrytown Police Officer badge.

## CONTINUATION OF A PUBLIC HEARING – KEEPING OF CHICKENS (adopted)

### Chapter 125, Dogs and Other Animals

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Tarrytown will hold a public hearing on the 2<sup>nd</sup> day of December, 2019, at 8:00 p.m. in the Municipal Building, One Depot Plaza, Tarrytown, New York 10591, to hear and consider enacting an amendment to Chapter 125 of the Code of the Village of Tarrytown entitled Dogs and Other Animals.

A local law to amend Chapter 125 of the Code of the Village of Tarrytown entitled "Dogs and Other Animals", to amend the code provisions to allow for the keeping of chickens subject to certain restrictions.

Section 1. Be it enacted by the Board of Trustees of the Village of Tarrytown as follows (Language in **Bold and Underlined** to be added, language in ~~**Strikethrough and bold and underlined**~~ to be deleted):

**Section 2. Amending Existing Provision.** Chapter 125, Section 1. Entitled "Definitions" is hereby amended as follows:

A used in this chapter the following terms shall have the meanings indicated:

### CHICKEN

**An egg-producing mature female chicken or hen.**

### DOMESTIC ANIMAL

Any domesticated sheep, horse, cattle, swine, fowl (but not including chickens maintained in accordance with this Chapter), duck, goose, turkey, goat, hare, skunk, fox, pigeon (including homing or racing pigeons), pheasant or other bird which is raised in confinement but not normally considered a household pet.

**Section 3. New Provision.** A new Chapter 125, Section 3 shall be added as follows:

**§ 125-3. Keeping of Chickens.**

- A. **The keeping of 12 or fewer chickens is permitted as an accessory use in all single-family residential zones (the R-80, R-60, R-40, R-30, R-20, R-15, R-10, R-7.5 and R-5) subject to the following restrictions:**
- (1) All structures used for the housing and feeding of chickens and all exercise yards, pens or other areas used for their maintenance shall be located so as to comply with minimum setback requirements governing accessory buildings as set forth in Chapter 305.**
  - (2) Chickens must be confined at all times to a chicken coop and/or fenced-in enclosure and shall not be permitted to roam freely on any property in the Village of Tarrytown.**
  - (3) Any chicken coop or similar-type structure for housing or enclosing chickens shall not exceed 8 feet in height nor be greater than 25 sq. feet in building coverage and shall not be constructed or erected prior to obtaining a building permit.**
  - (4) All feed shall be housed in rodent proof containers.**
  - (5) All structures used for the housing and feeding of chickens and all exercise yards, pens or other areas used for their maintenance shall be kept clean and free of noticeable odors across property lines and any accumulation of manure. Any person maintaining chickens shall prevent runoff onto other properties to the maximum extent practicable from all structures used for the housing and feeding of chickens and all exercise yards, pens or other areas used to maintain chickens.**
  - (6) No roosters shall be permitted in any building or on any property within the Village of Tarrytown.**
  - (7) No commercial sale of chickens or their eggs shall be permitted.**
  - (8) A minimum of ten (10) sq. ft. of fenced-in outdoor space per chicken is required, and the setbacks established by zoning must be complied with.**
  - (9) The slaughter of chickens and the raising of chickens for slaughter on residential properties in the Village of Tarrytown shall be prohibited.**
  - (10) Denial of an application for a building permit for an accessory structure and/or enclosure to house chickens that is based on zoning standards for area or setbacks may be appealed to the Zoning Board of Appeals.**

**Section 4. Amending Existing Provision.** Chapter 125, Section 2. Entitled “Restrictions” is hereby amended as follows:

H. No person owning or possessing any household pet or chicken shall suffer or allow it to disturb the comfort, peace or repose of persons in the vicinity by long, continued, frequent or repetitive noise.

**Section 5. Renumbering.**

The current Chapter 125, Section 3 entitled “Penalties for offenses” shall be renumbered as Chapter 125, Section 4.

**Section 6: Severability**

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this local law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

**Section 7: Effective Date**

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Trustee Zollo moved, seconded by Trustee McGovern and unanimously carried, that the hearing be opened.

There were no speakers.

Trustee McGovern moved, seconded by Trustee Brown, and unanimously carried, to close the public hearing: Approved: 7-0

Trustee McGovern moved, seconded by Trustee Zollo, that the following resolution be approved: Motion carried, all voting “aye” with the exception of Trustee Butler who abstained. Approved: 6-0-1

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve an amendment to the Village Code of the Village of Tarrytown, Chapter 125, entitled “Dogs and Other Animals,” to amend the code provisions to allow for the keeping of chickens subject to certain restrictions.

WHEREAS, a public hearing was held for the proposed action on December 2, 2019, December 16, 2019, January 6, 2020 and January 21, 2020; and

WHEREAS, a notice of public hearing was published in the Journal News on November 22, 2019 and January 10, 2020; and

WHEREAS, the Board of Trustees of the Village of Tarrytown is the only agency which has approval authority over the Proposed Action and is therefore the Lead Agency for the Proposed Action.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

In accordance with Article 8 of the State Environmental Conservation Law and 6NYCRR Part 617, including without limitations the criteria set forth in 6 NYCRR Part 617.7(c) and based upon review of the Proposed Action, the Village Board of Trustees hereby determines that the Proposed Action will not have a significant adverse impact on the environment, and hereby adopts a Negative Declaration.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby adopt Local Law No. 2 of 2020.

CONTINUATION OF A PUBLIC HEARING – ARCHITECTURAL REVIEW  
BOARD REQUIREMENTS – (continued)

Trustee Zollo moved, seconded by Trustee McGovern and unanimously carried, that the hearing be opened.

There were no speakers.

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 continue the public hearing to Monday, February 3, 2020, the next regular meeting of the Board of Trustees.

CONTINUATION OF A PUBLIC HEARING - CHAPTER 305 ZONING – NEW  
ARTICLE FOR THE STATION AREA OVERLAY (continued)

Trustee McGovern moved, seconded by Trustee Butler and unanimously carried, that the hearing be opened.

Administrator Slingerland noted that the Board of Trustees held a special work session on Wednesday, January 15, 2020, where they discussed public comments that they received to date on the new proposed Station Area Overlay Zone. The outcome of that meeting, the Village Board has expressed interest to go in the direction as follows:

1. Based on their discussions, the Board would like to re-draft the SAO Law so that it does not apply to properties west of the Metro North Railroad tracks.
2. The Village should clarify the language in the proposed law such that if an applicant applies to request an SAO designation for a property, that designation is both property and project specific. A SAO designation cannot be used by an applicant for one project, and then switch to an entirely different project after the SAO designation has been granted. It will be both project & site specific.
3. The maximum building height allowed will be amended to sixty feet (60'), including all mechanicals and other protrusions, HVAC, or even potted plants.
4. Relative to bonus points: There will be a maximum allowed of 25 bonus points, which has been the same as before, but in order to be eligible for bonus points, a project must have scored at least a 75. 85 points are still required for any project to pass.
5. The law will be amended to make it clear that should a project score a Zero in any one category, the entire project fails (this is already recognized in the formula in the excel sheet but should be written into the law); this would mean that an applicant would have to make changes to their project and come back before a project could be considered, or reconsidered.
6. Relative to public viewsheds: the Village Board wants to identify additional public viewsheds for consideration and re-discuss (board wants photographs). A public viewshed the board would like to protect, and define better, is the public viewshed along Main Street, from Broadway down to Depot Plaza.

Dolf Beil, 108 Main Street, noted that he had concerns with the scoring system, the possible outcome and the process. In the scoring system, there are eight (8) categories that are all equally weighted. There is no financial impact included in the 8 categories, he suggests to include financial impacts as a 9<sup>th</sup> category. Under one of the 8 categories, Sustainability, Graywater Retention accounts for 2.1% and the View Sheds under the Category Neighborhood Character also accounts for 2.1%, Mr. Beil doesn't happen to feel that view sheds and graywater are of equal importance. More than what he thinks, he believes the community should be involved in what's important to all the residents. He also doesn't think that Adverse Use under the Category Land Use is twice important to either graywater or view sheds. He used the hotel development as an example scorecard. He gave the project a (zero) 0 for Neighborhood Character (view sheds). Mayor Fixell noted that the Board's plan is to amend the proposed zoning that if a project fails in any category, the project automatically fails. Mr. Beil noted that he believes that Architectural Legacy is a clerical mistake, the least a project can get for Architectural Legacy is a one (1), which is noted "no special design features related to Tarrytown's Architectural Legacy." He doesn't believe that the hotel project that he used for an example of this scorecard does not have Architectural Legacy, then if that is true, the project gets a one (1) instead of a zero (0). Every category has a capability of getting a zero (0), except for 3 and this is one of them. He backed into the bonus points, which he gave it a 6.2%, which is a value of contribution of project cost. This is the weighted value of the contribution. If a project negatively impacts municipal finances, he gave it a zero (0), but there was no impact to the scorecard, the project still passes. He believes this to be a clerical mistake, financial impact should have been a 9<sup>th</sup> category and if it has a negative impact, the project gets a zero (0) and the project fails. Mayor Fixell noted that there is a reason that financial impact was not counted as a category because you would then exclude not-for-profit uses, therefore if a project doesn't generate tax revenue, it cannot be an automatic fail. Attorney Zalantis noted that this is why it is in the bonus points because it would exclude not-for-profits as well as religious institutions. This is not a clerical error. Attorney Zalantis also noted that as far as Architectural Legacy, it was designed to give a project no lower than 1, but if it is not to the Village's architectural legacy, the project won't

necessarily fail, it won't get as many points for that category. This was intentional and it was not a clerical error. Mr. Beil's major concern is that when this becomes the law of the land, we all have to live with it. Mayor Fixell noted that under the current zoning, Architectural Legacy cannot stop a project. Mr. Beil noted his score concerns: arbitrary values, no public consultation on values, not validated with other municipalities, financial impact is missing, viewshed sites and zoning lacks standard protections, consider incentive as in WGBD and should have broader work sessions, if one criteria fails, the project should fail, which the Board has already indicated. The SAO's theoretical maximum units' area, he is glad that the area has been cut down to only allow a possible 679 units. He noted new zoning approach speaks to historical precedent (planning is Village responsibility, specify "wanted" and allow it, level playing field, stable, everyone knows "rules", new system, subject to learning curve, unable to retract, legal liability, major change to Village character, developer motivation is money, easily trapped (e.g. 75 for bonus) and Alternative: Consultant, he believes a Consultant should be working with the Village. Concept of Bleeding Edge, when he looks at the proposed SAO zoning, he doesn't see anywhere in New York State that this is allowed. He quoted Alexander Pope, 1711, "Be not the first by whom the new are tried, nor yet the last to lay the old aside."

Howard Jaffey, Main Street, noted that he appreciated the Village Board's efforts on working on the proposed SAO zoning. His basic concern is the quality of life in Tarrytown. He has seen unintended consequences, which he is not sure the Village Board has considered. By adding too much density by the train station, he is concerned if there is a fire and our fire trucks can't reach the top of the building or emergency vehicles are impeded by traffic and congestion. He thinks these considerations should be put into the zoning so the Village doesn't have to fight them in the court. Mayor Fixell noted that these are all considered when reviewing a project. There is the underlying zoning and the proposed SAO, which will always address traffic impacts and fire access. Mr. Jaffey noted that adding to the density of the Village will have an impact on Village services that would lead to hiring more employees that will impact the Village taxes. Density can also impact the Village's water and sewer system and flood plain. Trustee Rinaldi noted that density is addressed by setting heights and setback requirements. Trustee Brown noted that if Mr. Jaffey is concerned about the scrutiny of a project, then he should love the SAO. The SAO zoning requires more detail, creative and sustainable ways than perhaps going for regular zoning approvals. The SAO application will take a closer look at your concerns and it will be more difficult for a project to be approved than through regular zoning.

Mary McBride, 35 Windle Park, asked if Tarrytown has an evacuation plan on record for areas adjacent to the river especially on the west side of the train tracks and has this plan been updated. The Village is situated on a tidal river, under a bridge, at the center of a multi-state highway. Tarrytown is also north of Manhattan next to a commuter and freight railroad line, south of a nuclear plant and above or alongside an earthquake fault. From the river side, the only evacuation route is via the H-Bridge, which she understands is in dire need of repair. When the development at the YMCA is complete, in two or three years, the population of lower Main Street to the river will increase by hundreds of people and their vehicles. There is the same situation with Sleepy Hollow's riverfront development of rental properties coming on line between 18 – 24 months with more condos as they come onto the market. On a summer night in Tarrytown, with a packed crowd at the Boat Club, baseball games, concert in the park and a full house at the River Market, add in the current residents and the businesses down by the river; do we have any idea how many people and cars would be impacted if there was an alert. Ms. McBride urges the Board to consider these possibilities before making any further permitting decisions. Trustee Hoyt noted that the Village, Fire and Ambulance do have an updated evacuation plan. Mayor Fixell noted that there is a 2<sup>nd</sup> means of egress located in the Village of Sleepy Hollow. The SAO will not be applied on the west side of the tracks.

Barbara Goodman Barnett, 104 Main Street, as a TEAC member, she noted that she is extremely sensitive to green practices. She believes that we should encourage less cars coming to Tarrytown. We should have more initiatives for alternate transportation for walking, biking and carpooling. By building a 60 ft. building with two floors of parking and 3 floors of retail/housing, it's very counterproductive; it will only encourage more cars and not help the current residents. In the Comprehensive Plan, there were a lot of good suggestions, one of them was a two-story building with a garden roof which would

encompass parking. She thought that was great because it would provide additional parking in Tarrytown and would add character and help people who currently live here. Another idea that the Comprehensive Plan had was an idea of a trolley service taking people from the train station up into town that would also eliminate cars coming into Tarrytown. She asked what happened with the trolley idea. Mayor Fixell noted that it is still under consideration in conjunction with the Village of Sleepy Hollow train station.

Rebecca Mills, 108 Main Street, fashion designer noted that Tarrytown is a unique town with beauty, beautiful sunsets and viewsheds, and she is concerned that a contractor can score low in one area and still pass with the score card system. If a project fails, the contractor can keep coming back, but as a designer, she understands the cost and frustration to keep redesigning a project. She believes the Village Board should be strict with the proposed SAO zoning so not to run into a project having to be redesigned many times. She thinks if the Village has strict guidelines, the Village will get better designers and projects. She supports the trolley service system. They have a trolley service where she is from in Connecticut and works really well.

Trustee Butler noted that he welcomes everybody's comments and that this planning process started back in 2014. The Village has reached out to many neighborhoods and residents for input. The Village Board knows that this Village is going to grow, but the Village Board also knows that the Village has to control the growth in the right way. Trustee Butler feels that we should move cars off of the west side of the tracks away from the river so everyone can enjoy the river. When Hudson Harbor was being built, there were people that didn't want to see that change. It takes time to make things better and that's what this process is about.

Trustee Brown noted that there was a comment made that the Village should hire consultants, a lot of money was spent on very talented consultants to get to this point. The Village Board has been involved along the way, but we did not write it. It was put together by very talented and knowledgeable professionals with a lot of scrutiny.

Debra Portnoy, 18 North Broadway, asked why the Village needs a hotel on the water. Administrator Slingerland noted that the Village Board is withdrawing the SAO zoning west of the tracks. Mayor Fixell noted that the Village Board was not proposing a hotel, it was a private developer that had no agreement with the Village. She noted at the last meeting it was noted that there would be no development on green space. Mayor Fixell noted that if it is designated parkland, it cannot be developed.

David Barnett, 104 Main Street, presented a picture of his house, a two-story building before the station area overlay showing the view to the river and the palisades from Music Hall. Mayor Fixell noted that the Village Board is proposing to completely protect that view whether SAO designation or not.

Peter Bartolacci, 67 Miller Avenue, asked which view sheds the Board is proposing to protect. Mayor Fixell noted that he doesn't have the list, but it will be in the proposed SAO zoning.

Lauren Johnson, Rivercliffe Condominiums, asked for an update on the 29 S. Depot Plaza project. Administrator Slingerland noted that the application is before the Planning Board. Village Attorney Zalis noted that the Applicant has requested an extension on their existing application that has been approved for self-storage only. She suggested if Ms. Johnson would like more information on this project, to come to the Planning Board meeting next Monday, January 27<sup>th</sup>.

Harvey Dembert, 85 Main Street, noted that he appreciates the meeting tonight which has been a lot of dialogue and clarification since the first public hearing meeting when we were discussing 10 story buildings. At the last meeting it was noted that the two large buildings that were built in the 1970's contribute to the holistic approach for future development. That was alarming for him to hear for fear that the Village can make another mistake on top of an old mistake.

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 continue the public hearing to Monday, February 3, 2020, the next regular meeting of the Board of Trustees.

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

Peter Bartolacci, 67 Miller Avenue, asked how the process works when the Board appoints members to the Planning Board. He thinks that the Board should listen to people's situations that have been before the Planning Board and shouldn't rubber stamp Board appointments. He speaks from experience and would love to speak to the Mayor and/or Village Trustees about his experience before the Planning Board. He thinks the Village Board would be shocked. He would love to speak right now, but he can't because he is still before the Planning Board and it's too much risk for him. He asked for a confidential feedback loop, so if anyone wants to say something about a Village employee, they can do it in a way that won't impact them negatively down the line. Village Attorney noted that it could be in violation of state law. Mr. Bartolacci asked if the Village Board can look into this for him.

RE-APPOINTMENT OF CHAIRPERSON OF THE PLANNING BOARD

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 re-appoint Dr. Stanley Friedlander as Chairperson of the Planning Board for a term to expire in December of 2020.

RE-APPOINTMENT OF MEMBER OF THE PLANNING BOARD

(Note adjusted term to restore the Planning Board expiration dates to staggered terms)

Trustee Zollo 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 re-appoint Paul Birgy as a member of the Planning Board for a term to expire in December of 2021.

RE-APPOINTMENT OF MEMBER OF THE PLANNING BOARD

Trustee Zollo 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 re-appoint Joan Raiselis as a member of the Planning Board for a term to expire in December of 2024.

RE-APPOINTMENT OF CHAIRPERSON OF THE ZONING BOARD OF APPEALS

Trustee Brown 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 re-appoint Sally Lawrence as Chairperson of the Zoning Board of Appeals for a term to expire in December of 2020.

APPOINTMENT OF MEMBER OF THE ZONING BOARD OF APPEALS

Trustee Zollo moved, seconded by Trustee Brown, 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 Mary Sgammato as a member of the Zoning Board of Appeals for a term to expire in December of 2024.

APPOINTMENT OF 2<sup>ND</sup> ALTERNATE MEMBER OF THE ZONING BOARD OF APPEALS

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 appoint Alan Braun as 2<sup>nd</sup> Alternate Member of the Zoning Board of Appeals for a term to expire in December of 2022.

RE-APPOINTMENT OF CHAIRPERSON OF THE ARCHITECTURAL REVIEW BOARD

Trustee Brown 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 re-appoint Jane Greenwood as Chairperson of the Architectural Review Board for a term to expire in December of 2020.

RE-APPOINTMENT OF MEMBER OF ARCHITECTURAL REVIEW BOARD

Trustee Zollo moved, seconded by Trustee Brown, 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 re-appoint Valerie Kopelman as a member of the Architectural Review Board for a term to expire in December of 2022.

RE-APPOINTMENT OF MEMBER OF ARCHITECTURAL REVIEW BOARD

Trustee Zollo moved, seconded by Trustee Brown, 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 re-appoint Stephen Mignogna as a member of the Architectural Review Board for a term to expire in December of 2022.

RE-APPOINTMENT OF ALTERNATE MEMBER OF ARCHITECTURAL REVIEW BOARD

Trustee Zollo moved, seconded by Trustee Brown, 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 re-appoint Brian McDonough as alternate member of the Architectural Review Board for a term to expire in December of 2022.

RE-APPOINTMENT OF CHAIRPERSON OF THE PARKS AND RECREATION ADVISORY COUNCIL

Trustee McGovern 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 re-appoint Jim Desimone as Chairperson of the Parks and Recreation Advisory Council for a term to expire in December of 2020.

RE-APPOINTMENT OF MEMBER OF THE PARKS AND RECREATION ADVISORY COUNCIL

Trustee McGovern 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 re-appoint Lisa Engelson as a member of the Parks and Recreation Advisory Council for a term to expire in December of 2024.

RE-APPOINTMENT OF MEMBER OF THE PARKS AND RECREATION ADVISORY COUNCIL

Trustee McGovern 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 re-appoint Mary Kohrherr as a member of the Parks and Recreation Advisory Council for a term to expire in December of 2024.

RE-APPOINTMENT OF CHAIRPERSON OF THE ETHICS BOARD

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 re-appoint Frederic M. Mauhs as Chairperson of the Ethics Board for a term to expire in December of 2020.

RE-APPOINTMENT OF MEMBER OF THE ETHICS BOARD

Trustee Hoyt moved, seconded by Trustee Rinaldi, 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 re-appoint Mary McGee as a member of the Ethics Board for a term to expire in December of 2022.

RE-APPOINTMENT OF CO-CHAIRPERSONS OF THE ENVIRONMENTAL ADVISORY COUNCIL

Trustee Hoyt 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 re-appoint Rachel Tieger and Dean Gallea as Co-Chairpersons of the Environmental Advisory Council for a term to expire in December of 2020.

RE-APPOINTMENT OF MEMBER OF THE TREE COMMISSION

Trustee Hoyt 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 re-appoint Martin Hauser as a member of the Tree Commission for a term to expire in December of 2022.

APPOINTMENT OF CO-CHAIRPERSONS OF THE TREE COMMISSION

Trustee Hoyt 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 appoint Anne O'Brien and Martin Hauser as Co-Chairpersons of the Tree Commission for a term to expire in December of 2020.

RE-APPOINTMENT OF MEMBERS OF THE COMPREHENSIVE PLAN MANAGEMENT COMMITTEE

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 re-appoint David Aukland, Joan Raiselis and David Kim as members of the Comprehensive Plan Management Committee for a term to expire in December of 2021.

RE-APPOINTMENT OF CO-CHAIRPERSONS OF THE COMPREHENSIVE PLAN MANAGEMENT COMMITTEE

Trustee Rinaldi 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 re-appoint David Aukland and Joan Raiselis as Co-Chairpersons of the Comprehensive Plan Management Committee for a term to expire in December of 2020.

RE-APPOINTMENT OF MEMBERS OF THE HOUSING AFFORDABILITY TASK FORCE

Trustee Zollo 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 re-appoint Sadie McKeown, Rose Noonan, Alec Roberts, Peter Feroe and Craig Singer as members of the Housing Affordability Task Force for terms that will expire in December 2021.

RE-APPOINTMENT OF CHAIRPERSON OF THE HOUSING AFFORDABILITY TASK FORCE

Trustee McGovern moved, seconded by Trustee Brown, 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 re-appoint Sadie McKeown as Chairperson of the Housing Affordability Task Force for a term to expire in December of 2020.

RE-APPOINTMENT OF MEMBERS OF THE PARKING TASK FORCE COMMITTEE

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 re-appoint David Kim, Tom Coughlin, Heather Reid and Tim Thayer as members of the Parking Task Force Committee for terms that will expire in December of 2021.

RE-APPOINTMENT OF CHAIRPERSON OF THE PARKING TASK FORCE COMMITTEE

Trustee Rinaldi 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 re-appoint David Kim as Chairperson of the Parking Task Force Committee for a term to expire in December of 2020.

#### APPOINTMENT OF CO-CHAIRPERSONS OF THE TRANSPORTATION COUNCIL

Trustee Hoyt 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 re-appoint Tom Coughlin and Mitchel Chalsen as Co-Chairpersons of the Transportation Council for a term to expire in December of 2020.

#### RE-APPOINTMENT OF DAVID AUKLAND AS LIAISON TO THE GREENBURGH PLANNING BOARD

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 re-appoint David Aukland as liaison to the Greenburgh Planning Board for a term to expire in December of 2020.

#### APPOINTMENT OF MEMBER OF THE LIBRARY BOARD

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 appoint Mary Drake as a member of the Warner Library Board for a term to expire in December of 2024.

#### APPOINTMENT OF ROAD MAINTENANCE FOREMAN

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 appoint Maximiliano Lopez to the position of Road Maintenance Foreman, Step 1, in the Department of Public Works at a starting annual salary of \$83,381.00 effective January 22, 2020 and shall be subject to a probationary period and to all applicable civil service rules and regulations.

#### APPOINTMENT OF MOTOR EQUIPMENT OPERATOR (MEO)

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 appoint William H. Avery III to the position of Motor Equipment Operator (MEO), Step 3, in the Department of Public Works at a starting annual salary of \$72,691.00, effective January 22, 2020 and shall be subject to a probationary period and to all applicable civil service rules and regulations.

#### EMPIRE STATE PURCHASING GROUP (BID NET INFO)

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 authorize and direct the Village Administrator to execute an agreement and process all the necessary and appropriate paperwork to join the Empire State Purchasing Group (Bid Net Info), which is a free bid distribution network with New York State local governments to cast a wider access to RFPs, sealed bids and awards on the bid system.

AGREEMENT WITH WESTCHESTER COUNTY – EMPLOYEE ASSISTANCE PROGRAM 2020-2024

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 authorize and direct the Village Administrator to execute a renewal agreement with Westchester County for the Employee Assistance Program from 2020-2024.

ZONING PETITION BY WILDER BALTER PARTNERS RELATIVE TO YMCA PROPERTY

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 refer the zoning petition from Wilder Balter Partners relative to the YMCA property to the Planning Board for review and recommendation for the purpose of reviewing a zoning petition and request in the form of a proposed overlay that would apply to the M-1.5 zoning district.

VEHICLE AND TRAFFIC AMENDMENT - HANDICAPPED PARKING SPACE

Trustee Hoyt 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 authorize the designation of a parking space to be reserved for handicapped persons in the Village-owned portion of the Neperan Road Parking Lot.

All new material is set forth in **bold** letters. Material to be deleted is set forth in [parentheses and crossed out].

Section 291-92. Schedule XXVII: Handicapped Parking Spaces.

In accordance with the provisions of 291-62, the following described streets, driveways, parking lots and auto parks or parts of streets, driveways, parking lots and auto parks are hereby designated as handicapped parking spaces and are designated for use by persons with handicapped parking permits:

<u>Name of Street</u>	<u>Side</u>	<u>Number of Spaces; Location</u>
<b>Neperan Road Lot</b>	<b>South</b>	<b>1; At parking meter space 653</b>

VEHICLE AND TRAFFIC AMENDMENT – §291-52. AREAS RESERVED FOR PARKING PERMIT HOLDERS

Trustee Zollo moved, seconded by Trustee McGovern, and unanimously carried, that the following resolution be approved as amended: Approved: 6-0

Note: It is important to note that upon the creation of a handicapped space in this lot, during the day anyone may park in the handicapped space, but overnight parking in the

handicapped space in this lot shall require both a handicapped permit and a local area resident parking permit that is valid in the Neperan Parking Lot.

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby create a parking space in Neperan Road Parking Lot, handicapped space 653 only, for the following off-street parking area. During over-night parking hours, said space shall be reserved exclusively for holders of parking permits issued under §291-45 through 291-51 of this article when combined with a valid handicapped parking permit.

The following off-street parking areas shall be reserved for holders of parking permits issued under §291-45 through §291-51 of this article. It shall be unlawful for any person to park any vehicle in such areas unless such person is either the holder of a valid parking permit for such vehicle or such person makes payment at the meter or pay station.

- A. Resident parking permits: Lot A, McKeel Avenue Parking Lot, South Broadway Parking Lot, South Washington Street Parking Lot, South Washington Street Parking Lot West, ~~[West Elizabeth Parking Lot]~~ Lot C, Lot D, Lot F, Lot G **and Neperan Road Parking Lot (handicapped space 653 only, combined with valid handicapped permit).**

#### A BIG MILESTONE FOR KIDS' CLUB

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

WHEREAS, the Kids' Club organization successfully serves the children and families residing in Tarrytown and Sleepy Hollow; and

WHEREAS, the Kids' Club organization is celebrating its 10<sup>th</sup> year anniversary of valuable and beneficial services to our community; and

WHEREAS, the Board of Trustees of the Village of Tarrytown would like to recognize and celebrate the big milestone that the Kids' Club has surpassed \$1 million in donations to children from low and moderate income families; and

WHEREAS, the Board of Trustees of the Village of Tarrytown does hereby acknowledge and support the Kids' Club organization, which has enriched our community through all of their great work and generous donations.

NOW THEREFORE BE IT RESOLVED, that Mayor Drew Fixell and the Board of Trustees of the Village of Tarrytown, by virtue of the authority vested in them as public officials of the Village of Tarrytown, do hereby congratulate the Kids' Club and wish the organization continued success and do hereby declare March 19, 2020, Kids' Club Day in the Village of Tarrytown, New York.

#### APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES HELD ON DECEMBER 16, 2019

Trustee Zollo 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 minutes of the regular meeting of the Board of Trustees held on December 16, 2019 as submitted by the Village Clerk.

#### APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES HELD ON JANUARY 6, 2020

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

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 January 6, 2020 as submitted by the Village Clerk.

APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES HELD ON JANUARY 13, 2020

Trustee Zollo moved, seconded by Trustee Rinaldi, 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 special meeting of the Board of Trustees held on January 13, 2020 as submitted by the Village Clerk.

APPROVAL OF AUDITED VOUCHERS

Trustee McGovern moved, seconded by Trustee Hoyt, 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. 13 of Audited Vouchers in the total amount of \$519,091.45 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 407,242.15
Water	\$ 52,895.74
Sewer Fund	\$ 0.00
Capital	\$ 4,718.00
Library	\$ 21,793.14
Trust & Agency	\$ 32,442.42
Total	\$ 519,091.45

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

On the motion of Trustee Hoyt, seconded by Trustee Rinaldi, the meeting was adjourned at 9:30 p.m. by vote of seven in favor, none opposed.

Carol A. Booth  
Village Clerk