

Board of Trustees
Village of Tarrytown
Regular Meeting No. 8
March 2, 2020
8:00 p.m.

PRESENT: Mayor Fixell presiding; Trustees: Brown, Butler, McGovern and Zollo; Village Administrator Slingerland; Assistant Village Administrator Ringel; Village Treasurer Hart and Village Attorney Kathy Zalantis

ABSENT: Trustee Hoyt and Village Clerk Booth

The meeting began with the Pledge to the Flag.

REPORTS

Mayor Fixell noted that the Villages of Sleepy Hollow and Tarrytown are hosting the St. Patrick's Day Parade on Sunday, March 15. The parade kicks off at 1:30 pm on Main Street in Tarrytown, heads north on Broadway, and concludes around 3:00 pm on Beekman Avenue in Sleepy Hollow.

Trustee Rinaldi noted that he had just come from a very sad occasion at the High School for a young man who graduated in 2015 who tragically died. He was touched by how everyone came together to support one another which showed him what this community is all about.

Trustee McGovern noted the following:

- The County's Mobile Shredder is coming to Tarrytown this Saturday, March 7th from 10 a.m. to 1 p.m. at the Green Street parking lot.
- The 2020 Census' first mailing will be going out starting March 12th. You can either fill out the census 2020 form or go to the website 2020census.gov and fill out the census form online or by phone. A reminder will be mailed out on March 16th. If you haven't filled out the census form by March 24th, they will mail out a reminder postcard. If you don't fill out the census form by April 8th, they will mail out a reminder letter and a questionnaire to fill out. If you don't fill it out, between April 20 and April 27, they will mail out the final postcard reminder. After that, the Census Bureau will be making visits to those people who did not fill out the form. Trustee McGovern encouraged everyone to fill out the census form the first time you receive it so 1) you don't have to receive all the extra mailings and 2) it is extremely important locally that our census 2020 is accurate. Trustee McGovern noted that a good resource is the Warner Library. They have U.S. Census laptops where you can complete the form at the library.
- Pool registration is now open, so if you would like to join the pool this summer, go to the Recreation Office and sign up.

Trustee Brown noted the following:

- Be aware of the scams related to the census. The census form will never ask you for your social security number or tell you that you owe any money.
- Reminded everyone to get the "Recycle Right" app for all the Village recycling/sanitation information.
- The Tarrytown Environmental Advisory Council will be holding its next Environmental Film and Discussion series tomorrow, March 3rd at the Warner Library, on the 3rd Floor at 7 p.m., the topic is "Queen of the Sun."

ADMINISTRATOR'S REPORT

Administrator Slingerland noted the following:

- He attended the Community Solar Partnership Symposium, presented by the New York Power Authority in White Plains to learn about how to better access affordable clean solar energy. The President and Chief Executive Officer of the New York Power Authority (NYPA), Gil C. Quiniones along with County Executive George Latimer were present. One of the key things that they are looking for is for

communities to share in the benefits of solar power by collaborating with the Power Authority and participating in combined energy portfolios that will have aggregated benefits. Administrator Slingerland will be putting together a list of Village locations, such as parking lots, that may be considered.

- As people are aware, we are dealing with a warning of the Coronavirus (COVID 19). The County, State and Federal Governments and the State and County Health Departments and the Center for Disease Control are all coordinating to monitor the disease. There are roughly 100 cases nationwide, with 1 case in New York City. It is important for everyone to stay informed, do not be alarmed. Share facts, not fear. There is Coronavirus facts and information on the Center for Disease Control (CDC) website. Diseases can make anyone sick regardless of race or ethnicity. The risk of getting COVID 19 in the United States is currently very low. Someone who has completed quarantine or has been released from isolation does not pose a risk of infection to other people. You can stop COVID 19 by knowing the signs and symptoms, fever, cough, or shortness of breath. With people who already have underlying conditions, it can lead to pneumonia. Simple things to do to keep yourself healthy, wash your hands often with soap and water. They are encouraging people to reduce contact through things like shaking hands, avoid touching your eyes, nose and mouth with unwashed hands, stay home when you are sick and cover your cough or sneeze with a tissue and then throw the tissue in the trash. The Village will be issuing regular updates on this matter and post them on our website.

Trustee Rinaldi noted that in the future, we will be seeing more people testing positive because we are just beginning to test in the last couple of days, that doesn't necessarily mean there are more cases than there are right now, it's just that the testing is now available, which is a great thing.

Mayor Fixell noted that Phelps Memorial Hospital is holding a COVID 19 briefing with leaders of Law Enforcement, EMS, local governments, businesses, civic organizations, school, health facilities and organizations this Wednesday.

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

Armando, "Chick" Galella, Sleepy Hollow resident, asked if the Board would consider putting a Gold Mother Statue in Patriots Park with the Village of Sleepy Hollowing for a cost total of \$12,000; \$6,000 from each Village. He said this is something very close to his heart. He thanked the Board for their consideration. Mayor Fixell noted that the Board will take it under serious consideration.

PUBLIC HEARING – ARCHITECTURAL REVIEW BOARD REQUIREMENTS

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

There were no speakers.

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby continue the public hearing to Monday, March 16, 2020, the next regular meeting of the Board of Trustees.

PUBLIC HEARING – LOCAL LANDMARK DESIGNATION (adopted)

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Tarrytown will hold a public hearing on the 18th day of February, 2020, at 8:00 p.m. in the Municipal Building,

One Depot Plaza, Tarrytown, New York 10591, to hear and consider enacting a local law to create a historic landmark under the Code of the Village of Tarrytown, Chapter 191, entitled “Historic Districts and Landmarks” for the purpose of designating the property known as 17 N. Washington Street (Section 1.40, Block 16, Lot 5) located in the Village of Tarrytown whose record owner is 17 Washington Hill, LLC, an historic landmark, and direct the Village Administrator and/or the Village Clerk to take the necessary and appropriate actions to circulate the Code-required notices with regard to this proposed designation.

PLEASE TAKE FURTHER NOTICE that the complete text of the legislation is as follows:

A LOCAL LAW to amend the Code of the Village of Tarrytown, Chapter 191 entitled “Historic Districts and Landmarks”.

SECTION 1. PURPOSE.

Based upon an investigation of properties within the Village of Tarrytown, the Village Board has determined that the property known as 17 N. Washington Street meets the criteria of Chapter 191 of the Code of the Village of Tarrytown for designation as a Historic Landmark.

SECTION 2: AMENDMENT OF Chapter 191.

A. Sections 191-9 and 191-10 are hereby renumbered as 191-10 and 191-11 respectively.

B. A new Section 191-8 entitled “17 N. Washington Street designated landmark” shall read as follows:

The Board of Trustees designates the front brick façade of the structure at 17 N. Washington Street, including the “1907” emblem, the existing configuration of the window openings, the signage-type and/or mural painting on the brick and the metal decorative feature above the existing large wooden doors, as an historic landmark. The Board of Trustees finds and declares that the front façade is illustrative of the historic growth and development of the Village and embodies distinctive characteristics and historical value to the Village. In making this designation, the Board of Trustees acknowledges that: (1) the doors, including the existing large wooden carriage house style doors; (2) the windows within the existing openings; and (3) the cornice, will need to be replaced or restored as part of the structure’s historical restoration and reuse. Nonetheless, all efforts will be made for the renovated/restored cornice to conform to the architectural style of the existing cornice, and for the renovation/restoration to incorporate the replacement of the large existing wooden doors with an exterior façade that will incorporate the current carriage house style. Nothing herein precludes the restoration of the signage and/or mural painting on the brick with new historic bricks or bricks that match, if needed and/or new painting, if needed provided the signage and mural is preserved and/or restored and the vintage-style or historic look of same is maintained.

C. A new Section 191-9 shall read:

Reserved.

SECTION 3. EFFECTIVE DATE

This local law shall take effect immediately, as provided by law.

All interested parties are invited to attend and be heard. Access to the meeting room is available to the elderly and the handicapped. Signing is available for the hearing-impaired; a request must be made to the Village Clerk at least five days in advance of the meeting.

**BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF TARRYTOWN**

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

Steven Wrabel with McCullough, Goldberger & Staudt, LLP, noted that he represents the owner of 17 Washington Street LLC, which is the owner of 17 North Washington Street and they are seeking historic landmark designation for the masonry façade structure at 17 North Washington Street. He noted that if the Board has any questions, he would be happy to answer them. Mayor Fixell noted that the Board didn't have any questions, but he would open it to the public for any questions. No one from the public spoke.

Trustee Butler moved, seconded by Trustee Zollo, and unanimously carried, to close the public hearing: Approved: 6-0

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

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 191, entitled "Historic Landmark Designations" for the purpose of designating certain elements of the brick warehouse building at 17 North Washington Street, as a local landmark designation; and

WHEREAS, a public hearing was held for the proposed action on February 18, 2020 and March 2, 2020; and

WHEREAS, a notice of public hearing was published in the Journal News on February 6, 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 is a Type II Action and no further review is required under SEQRA.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby adopt Local Law No. 3 of 2020.

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.

CORRECTION OF DATE OF THE BUDGET WORK SESSION

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby correct the date of the 2020 – 2021 Tentative Budget Work Session Date from March 26, 2020 to April 1, 2020 at 6:15 p.m.

CHANGE OF DATE FOR PUBLIC HEARING STATION AREA OVERLAY ZONING

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby further adjourn the Public Hearing on the proposed Local Law for the Station Area Overlay

Zone from April 6, 2020 to May 18, 2020 to allow the consultant and staff time to redraft the law.

APPOINTMENT OF VILLAGE OF TARRYTOWN 150TH ANNIVERSARY COMMITTEE MEMBER

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Jonathan Marshall as an additional member of the Tarrytown 150th Anniversary Committee for a term to expire in December of 2021.

APPOINTMENT OF MEMBER OF THE TARRYTOWN MUNICIPAL HOUSING AUTHORITY BOARD

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Sadie McKeown as member of the Tarrytown Municipal Housing Authority for a term to expire in December of 2024.

FIRE DEPARTMENT MEMBERSHIP CHANGES

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following Fire Department membership changes recommended at the February 18, 2020 Board of Fire Wardens meeting: Members: John Stiloski has been approved for out of town active membership at Phenix Hose. Steve Mustacchi has resigned active membership from Consolidated Engine.

BUILDING DEPARTMENT/ENGINEERING INTERN – EXTENSION OF WORK AGREEMENT

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize extension of the work agreement with Mariana Reis as Building Department/Engineering Intern at an hourly rate of \$25.00 per hour with hours not to exceed 17.5 per week, through May 1, 2020.

APPOINTMENT OF PART TIME COURT ATTENDANT

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Martin V. Finneran III to the position of part-time Court Attendant, on a substitute basis, effective March 3, 2020 at a salary of \$25.00 per hour subject to all Civil Service rules and regulations.

POLICE DEPARTMENT – UPDATES TO POLICE RULES AND REGULATIONS

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve an update of the policies and procedures for the Police Department Rules and Regulations of the Tarrytown Police Department.

GREENBURGH DRUG AND ALCOHOL TASK FORCE LEASE AGREEMENT RENEWAL

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

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 lease agreement renewal with the Greenburgh Drug and Alcohol Task Force for the continued rental of a portion of the former Police Headquarters building, subject to conditions in the lease agreement, including payment of utility fees.

AMENDMENT TO THE MASTER FEE SCHEDULE

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby amend the following annual fees as follows:

- Kayak Storage Rack Annual Fee - \$170.00

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.

VILLAGE OF TARRYTOWN RULES AND REGULATIONS FOR TARRYTOWN POOL COMPLEX

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

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby adopt a new set of rules and regulations as Village policy to apply for the members and guests who use the Village of Tarrytown Pool Complex as follows:

General Policy Statement Rules for Residents Only Use of the Tarrytown Pool Complex

The rules & regulations of the Tarrytown Pool Complex are guidelines that are enforced to ensure the safety and well-being of patrons who visit our pool complex. The complex is a public facility to be enjoyed by the membership and their guests at their convenience, not as a care/babysitting facility. The Village of Tarrytown reserves the right to confiscate, suspend or revoke the membership of any patron who abuses the pool facilities, abuse pool rules or abuse pool staff.

1. All persons wishing to enter the pool area, whether they plan to swim or not, must present a valid membership, and pay the appropriate entrance fee, if applicable. A maximum of 2 guests per member per day. All guests must be accompanied by a current member into the pool and/or pool area and pay the appropriate guest fee. A member must accompany their guest(s) for the entire duration of the guest(s) stay. Guests under the age of 3 will not be charged a guest fee.
2. Any person wearing a bandage or external medication must obtain permission from the Pool Manager on duty before entering the water. No person with a skin rash or disease of any kind may enter the water without presenting a written statement from a physician. The statement needs to be given to the Pool Manager attesting to the fact that the swimming will not be harmful to the person afflicted or to others.

3. The Department reserves the right to clear the pool area during threat of electrical storms, rain or any other potentially hazardous situations. If this occurs, there will be NO refunds for guest fees or single use fees.
4. No solicitation, petitioning, distribution of handbills or other non-Recreation Department activities are permitted inside the pool or recreation complex.
5. This is a smoke-free and vaping-free facility.
6. Alcoholic Beverages or Illegal Drug Use of any kind is prohibited. Persons believed to be under the influence of any of the aforementioned are not permitted at the pool.
7. As per New York State Sanitary Code, urinating, discharge of fecal matter, expectorating or blowing the nose in any swimming pool is prohibited.
8. The Village of Tarrytown cannot be held responsible for the loss or theft of any personal belongings.
9. All food must be consumed in the designated picnic area. No glass containers are permitted in the pool or picnic area.
10. No running, pushing or “horseplay” will be allowed anywhere on the pool deck or in the pools.
11. Nose clips, earplugs, swim goggles and swim masks with no glass or metal component parts are acceptable in the pools.
12. Persons using swim vests or another swim aid must stay in the shallow end of the pool and an adult/guardian must be within arm’s length of said person.
13. Toys, balls and non-safety flotation devices are permitted in the pool at the discretion of the pool manager on duty.
14. No pets/animals of any kind are permitted in the pool area. Exceptions: service animals.
15. Any child 11 years of age or under must be accompanied by an adult.
16. Proper bathing attire is required for all patrons. Attire is to be worn in an appropriate manner.
17. Abusive or inappropriate language will not be tolerated.
18. All music cannot be played out loud (headphones are required).

Main Pool, Wading Pool and Lap Lane Regulations

1. There is no diving in any area of the pool. All jumping must be done feet first and facing forward.
2. Please be aware of pool depth markers.
3. Blankets, towels, folding chairs, strollers, baby chairs etc. may be taken to open areas around the pool and may be left no closer than five feet from any pool.
4. Pool deck chairs may only be reserved for a period no longer than 30 minutes. After such time, pool staff reserve the right to remove personal belongings and stow them away for safe keeping in staff offices.
5. Lap lane usage will be set by staff via a posted regular schedule.
6. Lap Lanes are for lap swimming only.
7. No swimmer is granted exclusive use of a lap lane.

8. Swimmers are not permitted to hang or hold on lap lanes or pool rope.
9. A swimmer assessment/swim test may be required for any person age 11 or under.
10. Wading Pool use is intended for children age 5 and under. Children entering the wading pool must be accompanied by an adult (either in the pool, or alongside it) at all times.
11. All non-toilet trained children must wear swim diapers and a bathing suit. The child may only swim in the wading pool. For sanitary purposes, disposal of diapers in the pool area trash cans is prohibited.
12. Non-toilet trained / diaper wearing children will not be permitted in the main swimming pool.

Main Pool Complex Hours

Monday through Friday 12pm-8pm; Saturday and Sunday 10am-8pm

(Main Pool will close 15 minutes prior to 8pm)

Wading Pool Hours

Monday through Friday 12pm-7pm; Saturday and Sunday 10am-7pm

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES HELD ON FEBRUARY 18, 2020

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

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 February 18, 2020 as submitted by the Village Clerk.

APPROVAL OF AUDITED VOUCHERS

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

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 \$1,438,121.91 to be paid in the following amounts:

General	\$ 680,168.29
Water	\$ 96,454.28
Sewer Fund	\$ 208.96
Capital	\$ 622,772.24
Library	\$ 33,537.89
Trust & Agency	\$ <u>4,980.25</u>
Total	\$ 1,438,121.91

ADJOURNMENT

On the motion of Trustee McGovern, seconded by Trustee Butler, the meeting was adjourned at 8:28 p.m. by vote of six in favor, none opposed.

Carol A. Booth
Village Clerk