

Board of Trustees
Village of Tarrytown
Regular Meeting No. 23
One Depot Plaza
Tarrytown NY 10591
September 18, 2023
7:00 p.m.

PRESENT in person: Mayor Brown presiding; Trustees: Hoyt; McGovern; Mitchell, Phillips Staley and Rinaldi (Trustee Kim absent). Village Administrator Slingerland; Village Attorney Zalantis; Deputy Village Treasurer Molina, Treasurer's Office administrative staff McCoy.

REGULAR MEETING: 7:00 P.M.

The meeting began with the Pledge to the Flag.

BOARD MISCELLANEOUS AND LIAISON REPORTS

Mayor Brown wished a L'Shana Tovah and a sweet and happy New Year to our Jewish residents in Tarrytown who are celebrating Rosh Hashanah. She thanked people involved for a wonderful event that took place this past weekend for the Hudson River Ramble and the "Kayak to Nyack", and thanked TEAC, the Tarrytown FD, and the Coast Guard as well.

Trustee Mitchell provided an update regarding the Warner Library, which is celebrating Hispanic History Month and celebration of Hispanic Heritage. He announced the library will have Ecuadorian Art on display from September 15 through October 15.

Deputy Mayor McGovern – invited everyone to attend the Tarrytown Seniors meeting tomorrow at the Senior Center at 1 p.m., with Bingo, and cake for the attendees. The meetings are open to people whether they are members or not. She wanted to continue to let everyone know about a number of events taking place in the Village.

- Scarecrow making on October 14th
- Window painting on Wednesday, October 18th from 3:30 p.m. to 5:30 p.m.
- Friday, October 20th is a double event – the Trunk or Treat from 4:30 to 6:30 p.m. with kids trick-or-treating by going from car to car to car down at the Rec Center, and a movie after that which we think is going to be Hocus Pocus.
- Halloween Parade is going to be Saturday, October 28th starting at 5:30 p.m. Encouraging people to register if they would like to march as a group, or sponsor a float, or if you are a group of musicians who want to march.
- Have the 5-K Turkey Trot in the morning on Sunday, November 19th.
- There is a lot of stuff going on.

Trustee Hoyt – thanked all of our emergency services – police, fire and ambulance for their help with the kayak event. Also, the fire department and EMS/ambulance corps are always looking for volunteers, so please reach out to the Fire Chiefs and please reach out to the Ambulance Corps through Captain Jill Swanson if you'd like to volunteer.

Mayor Brown – this Saturday is our final Open Streets Tarrytown in the Downtown, and it is in celebration of Hispanic Heritage Month. There are a lot of great activities planned. Know there is a threat of rain, and we'll make a decision on late afternoon on Thursday.

Deputy Mayor McGovern – there will be a Halloween Parade Fund Raiser on September 28th at the Setback Inn at 5:30 p.m. for \$25 pay at the door, with food from many of the restaurants – it's a fun event that helps pay for the bands and other activities that are part of the event.

Administrator Slingerland - Administrator's report. We had a very good event over the weekend that was very well attended, and thanked the Board for authorizing the funds for the kayak launch so that it would be easier and safer for boaters to get kayaks in and out of the river. He also noted that TEAC will be hosting their Eco-Fair at the TaSH Farmer's Market on Saturday October 14th from 10 a.m. to 2 p.m. in Patriot's Park. Also, we have been working with TEAC and our volunteers, in particular one of our volunteers Mark who is a great help to the Village. Anthony and the Parks Department are doing a great job working with Mark to clear the trails and make them safer and more accessible for the public, by removing trees of heaven and the ailanthus, or devil's walking stick, which has very dangerous thorns on their stalks. Also he had a correction to the agenda, to

delete an extra period of public comment as number 14 on the agenda, and all of the other items on the agenda would be re-numbered.

4. Presentation: Greenhouse Gas Inventory for Government Operations, Dean Gallea, Co-Chair of TEAC and volunteer contributor to Climate Action Planning Institute Project

Report by Dean Gallea, co-chair of TEAC, on the Greenhouse Gase Inventory as part of the work under the Climate Action Planning Institute (CAPI). Dean noted that Alissa Fasman had put together the Powerpoint slides and presented them at the Work Session, and he is using them again tonight. He noted that in 2019 Tarrytown was selected as one of eight Westchester County municipalities to participate in the CAPI. The Greenhouse Gas Inventory (GHG) is phase 1 of the CAPI. Mr. Gallea and Assistant Administrator Alissa Fasman had worked to put together the report, working through the DEC's Climate Smart Communities Program, and working to meet the standards put forth by ICLEI. He noted that the collection of the data for the GHG inventory began in Spring, 2023, to coordinate the data collection from the departments and the writing of the GHG inventory report.

Key dates and milestones noted for climate actions in Tarrytown are as follows:

- 2008 – first greenhouse gas inventory for both government operations and community sources.
- 2009 – Tarrytown becomes a Climate Smart Community through the NYS DEC program, pledging to increase energy efficiency, reduce emissions and waste, and plan for adaptation, among other commitments.
- 2012 – solar panels installed on Village Hall and the Senior Center, generating over 630 MWh of renewable energy between 2012 and 2023.
- 2016 – The Village installs LED street lights, reducing energy use and saving hundreds of thousands in taxpayer dollars.
- 2017 – electric vehicles – the Police Department leased the first two electric vehicles for Parking Enforcement Officers
- 2018 – Tarrytown joined the Westchester County Community Choice Aggregation (CCA) Program, selecting 100% renewable energy as the default option to prioritize renewable energy sources, and rolled out new Food Scrap Drop-off site.
- 2019 – Public EV Charging – the village installed public EV charging stations on the west side of the Metro North Train Station
- 2022 – The Village worked with Cornell University's Climate Adaptive Design (CAD) Studio, to help understand and develop a vision for climate adaptation on the waterfront. 200 trees and shrubs were planted next to the Upper Tarrytown Lake through the NYS DEC Trees for Tribes program, and 52 new trees were planted in public spaces around the Village.
- 2023 – GHG Inventory and Climate Action Planning Institute (CAPI), and Project Mover partnership with the Village of Ossining for regional E-bike planning and infrastructure project.

The background on the GHG inventory used year 2019 as the baseline. Mayor Brown noted that the Village is saving over \$300,000 per year since we changed all of the streetlights to LED lights. Mr. Gallea said that the more accurate number is approximately \$376,000 of savings each year. Sectors included for review were:

- Buildings and Facilities – are 40% of the current total
- Vehicle Fleet including Senior Bus – all vehicles are 35% of the current total
- Employee Commute – is 20% of the current total, with significant impact caused by people living out of the area, due to higher housing costs locally
- Water System facilities – 4% of the current total
- Street Lighting and traffic signals – 1% of the current total

He noted that we used a 2007 GHG inventory for comparison, and also we had an ICLEI-based inventory. Some of the sectors were too small for comparison and calculation and were therefore not used in the analysis. Mr. Gallea showed a Powerpoint presentation with charts showing the various sectors. It was noted that with Buildings and Facilities being the largest sector for GHG emissions, the DPW garage is also the largest consumer of energy and emitter of GHG due to operation in all kinds of weather, year-round, while the bay doors are open most of the time. He noted that the Village currently spends only approximately \$57,000 for street and traffic lighting per year. He talked about how energy consumption reductions could be achieved through the use of heat-pumps and solar panels. The Warner Library recently reduced its energy consumption through the installation of a new roof and improvements to its heating system.

Next steps included:

A. Establish the Climate Action Plan for Government Operations Task Force

- B. Consider a target for emissions reductions by 2050
- C. Investigate actions and projects to help reduce emissions from government operations and include them in the Climate Action Plan
- D. Set up systems for periodic monitoring

There was further discussion, including noting that we are anticipating the pending announcement of news about the Village's achievements with these environmental accomplishments. Mayor Brown noted that she has begun collecting her food scraps for composting at the Village's site.

- 5. Public Hearing on a Local Law # 3 to amend Chapter 259 entitled "Streets and Sidewalks" of the Tarrytown Code to amend Article XII and add private roads to the list of properties that must be maintained.

Mayor Brown announced the item to open the hearing. Administrator Slingerland and Village Attorney Zalantis asked the Board to open the hearing. On the motion of Deputy Mayor McGovern, seconded by Trustee Rinaldi, the Board voted 6-0 to open the hearing.

There were no speakers on the item either in person or virtually.

After some discussion, it was noted that the hearing on the item had to be continued due to some language changes to the draft proposed law. Mayor Brown noted that there are some private roads in the Village in need of better maintenance, and we are adding private roads to the Village Code to have a mechanism to provide that they be maintained.

On the motion of Deputy Mayor McGovern, seconded by Trustee Phillips Staley, the Board voted 6-0 to continue the hearing to October 2, 2023.

A copy of the text of the proposed local law is included at the end of these minutes.

- 6. 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.
 - a. Rachel Tieger got up to speak, as co-chair of TEAC, and a co-organizer of the Hudson Valley Ramble and kayak event. She noted that Tarrytown now has the best kayak launch on the Hudson. Whether or not it's ADA compliant, it is much more accessible for people with disabilities and limited mobility. She thanked the Board, and also thanked the Fire Boat and the Coast Guard Auxiliary for being there for the event. She commented that one of the Auxiliary members went around and inspected the kayaks and made comments to people on how people could make their boats more safe.
 - b. Anthony Fracaroli got up to speak and thanked the Administrator, the Board and the Mayor for the new kayak launch. He noted that he had stopped down to check out the launch in the rain and it was not slippery and was much safer. He thought that when more people learn about Tarrytown's launch, the Village will have to add more kayak racks because the demand will be much greater. He also thought that the additional section of dock made a lot of sense to make things safer during low tide conditions.

There were no further speakers for items on the agenda.

- 7. Resolution calling for a public hearing on a local law to amend Chapter 259 entitled "Streets and Sidewalks" of the Tarrytown Code to amend the language regarding grasses and other plants that are allowed between the curb and sidewalk.

Mayor Brown read the resolution calling for the public hearing. She commented that many people want to beautify the neighborhood, and in the meantime people getting in and out of cars have to be able to do so without obstructions or hazards.

WHEREAS, in the interest of health, safety and quality of Village life, private property owners have the responsibility of proper maintenance of the planting strips between the sidewalk and curb including keeping the grass cut and free from brush, weeds, long grass, and rubbish; and

WHEREAS to diversify the types of plantings allowed in the planting strip while maintaining standards of safety and accessibility along public pathways, the Board of Trustees hereby finds it useful and appropriate to consider a local law that allows for a greater range of plantings and

groundcovers as long as they are lower than 6 inches and do not cause a tripping or entanglement hazard;

NOW, THEREFORE, BE IT RESOLVED. that the Board of Trustees of the Village of Tarrytown hereby schedules a public hearing to be held at 7 p.m. on Monday, October 2, 2023, at Tarrytown Village Hall, 1 Depot Plaza, during the Regular Board Meeting, on a local law to amend Chapter 259 entitled “Streets and Sidewalks” of the Tarrytown Code to amend the language regarding grasses and other plants that are allowed between the curb and sidewalk.

BE IT FURTHER RESOLVED that the proposed action is a Type II Action and therefore no further review under SEQRA is required.

A copy of the proposed local law can be found at the end of the agenda.

On the motion of Trustee Mitchell, seconded by Trustee Rinaldi, the Board voted 6-0 to approve the resolution.

8. Bid Award for Phase 7B Water System Improvements - Martling Avenue and White Plains Road

WHEREAS, the Village of Tarrytown is seeking to replace the water mains on Martling Ave and White Plains Road/RT 119 due to their deteriorating condition; and

WHEREAS, the Village published a legal advertisement regarding the Water Main Phase B Bid on August 8, 2023; and

WHEREAS, a pre-bid site visit was held on August 17, 2023; and

WHEREAS, four sealed bids were opened on Friday, September 8, 2023 at Tarrytown Village Hall, One Depot Plaza, Tarrytown, at 11:00 a.m. E.S.T. for the Phase B Water System Improvements; and

WHEREAS, the four sealed bids are listed below; and

Company	Martling Ave	White Plains Rd/RT 119	Total
Paladino Concrete Creations Corp.	\$1,421,900.00	\$1,300,900.00	\$2,722,800
ELQ Industries, Inc.	\$1,286,997.00	\$1,941,558.00	\$3,228,555
MTS Infrastructure, Inc.	\$1,428,600.00	\$981,850.00	\$2,410,450
Montesano Brothers, Inc.	\$1,037,650.00	\$1,287,900.00	\$2,325,550

WHEREAS, it is the recommendation of the staff that the bid be awarded to the lowest responsible bidder, Montesano Brothers of New Rochelle, NY for their bid in the amount of \$1,037,650.00 for Martling Ave., and \$1,287,900.00 for White Plains Road Rt. 119.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby award the Phase 7B Water System Improvement project to Montesano Brothers of New Rochelle, New York, per their approximate total aggregate bid in the amount of \$2,325,550; and

BE IT FURTHER RESOLVED that the Village Administrator is hereby authorized and directed to execute a contract with Montesano Brothers of New Rochelle per their approximate total aggregate bid in the amount of \$2,325,550.

On the motion of Deputy Mayor McGovern, seconded by Trustee Mitchell, the Board voted 6-0 to approve the resolution.

Trustee Hoyt asked if the couple of fire hydrants on Martling Avenue that are out of service right now would be included and repaired in this project. Mr. Slingerland said to the best of his knowledge and information, those two hydrants would be covered by this project. Mayor Brown asked how many more phases of water improvements could be expected. Mr. Slingerland commented that he believed there may be phases up to Phase 9 in the wings. He noted that the purpose of performing the water main upgrade is to deal with many years of accumulation of rust, silt and other material, and replace the water main so that full flow is restored, water quality is improved, and safety is improved for situations when the water is needed by the Fire Department.

9. Resolution authorizing additional repairs to the H-Bridge

WHEREAS, the Village of Tarrytown has completed the first phase of necessary repairs to the H-Bridge, funded in part by a Bridge NY grant, as part of standard upkeep and maintenance for the 100-year-old structure; and

WHEREAS, the New York State Department of Transportation requires additional repair work be completed on the H-Bridge within a near-term time frame;

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown authorizes the Village Administrator to submit a letter of commitment to the NYS Dept. of Transportation stating that the additional repairs specified by the Regional Structures Group of the NYSDOT will be made prior to December 31, 2025;

BE IT FURTHER RESOLVED that the funding for the next phase of H-Bridge repairs will be provided by a \$500,000 New York State grant authorized by Assemblywoman Mary Jane Shimsky and Speaker of the Assembly Carl Heastie as part of a \$2.1 million commitment to infrastructure improvements in the Rivertowns, and the Village of Tarrytown sends our thanks to our State representatives for their support of these critical needs here in Tarrytown.

On the motion of Trustee Phillips Staley, seconded by Deputy Mayor McGovern, the Board voted 6-0 to approve the resolution.

10. Resolution to adjust the amount of the kayak dock installation at Losee Park / Lot G

WHEREAS, the Board of Trustees authorized the appropriation and expenditure of funds at the Board meeting of August 21, 2023, for a Kayak Dock at Losee Park / Lot G, in the amount of \$18,782.50 from EZ Dock – Playpower Inc. and

WHEREAS, during installation, the installers consulted with Village staff and jointly we determined that an additional length of dock is necessary, and additional tools and equipment were necessary, bringing the revised total to \$21,120.45.

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the purchase and installation of a floating dock, kayak launch, gangway, with an additional length of dock, and additional tools and equipment for the dock system in the total amount of \$21,120.45 from EZ Dock – Playpower, Inc. off of the Sourcewell shared purchasing group “Contract 010521-LTS-2”; and

BE IT FURTHER RESOLVED that the Village Administrator and the Village Treasurer are authorized to take the necessary and appropriate actions, including signing the necessary documents for this purchase, and the Village anticipates that the funds for the purchase will be from the Capital Fund.

On the motion of Trustee Mitchell, seconded by Trustee Rinaldi, the Board voted 6-0 to approve the resolution.

11. Authorization of Employee Stipulation and Release

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown hereby authorizes a stipulation and release with employee number 279 who has resigned from the Village of Tarrytown, effective with the end of business on January 22, 2024, accepts his irrevocable resignation effective on that date and authorizes the Village Administrator, Village Clerk and Village Treasurer to take

the necessary and appropriate actions to execute, file and process the terms and provisions of said stipulation and release

On the motion of Trustee Hoyt, seconded by Trustee Rinaldi, the Board voted 6-0 to approve the resolution.

12. Appointment of Part Time Recreation Attendants

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize the appointment of Heather Logan and Maria Ojito to the position of a Part time Recreation Attendant, at an hourly salary of \$15.45 effective Tuesday, September 19, 2023, subject to the provisions of Civil Service rules and regulations.

On the motion of Deputy Mayor McGovern, seconded by Trustee Hoyt, the Board voted 6-0 to approve the resolution.

13. Marriage Officer Appointment

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby appoint Max Munn of Tarrytown as a Marriage Officer of the Village of Tarrytown for one day, Saturday, October 7, 2023.

On the motion of Deputy Mayor McGovern, seconded by Trustee Mitchell, the Board voted 6-0 to approve the resolution.

14. Approval of the minutes of the Board of Trustees Meeting of September 5, 2023.

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, September 5, 2023 as submitted by the Village Clerk.

On the motion of Deputy Mayor McGovern, seconded by Trustee Hoyt, the Board voted 6-0 to approve the resolution.

15. Approval of Audited Vouchers

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve Abstract No.6 of Audited Vouchers in the total amount of \$1,155,285.97 as presented by the Village Treasurer, to be paid in the following amounts:

General	\$ 570,799.84
Water	\$ 144,507.60
Sewer Fund	\$ 1,322.21
Capital	\$ 398,822.09
Library	\$ 32,475.48
Trust & Agency	\$ 7,358.75
CM (Special Funds)	\$ <u>0.00</u>
Total	\$1,155,285.97

On the motion of Trustee Rinaldi, seconded by Trustee Mitchell, the Board voted by roll call vote of 6-0 to approve the resolution. Trustee Hoyt noted that he was abstaining on one item (voucher 2023005719) that was being processed for his wife.

16. Opportunity for the public to address the Board on items not included on the agenda. Speakers have three (3) minutes before yielding to the next speaker.

- A. Rachel Tieger spoke and made a quick announcement about Hispanic Heritage Month. She noted that TaSH has been celebrating Hispanic Heritage Month each weekend, and that Pablo Mayor would be performing this weekend, and Mark Morganelli would be performing next weekend with his trio.
- B. Dolf Biel, taxpayer at 108 Main Street. He spoke last time about finances, and the opinion he got back was that the Village finances are strong, but he had a disagreement with that opinion, so he decided to some investigation. Mr. Biel made comments about the bond

ratings. He made comments about the Village's financial condition, and commented that the Village would be seeing an increase in the Village's debt over the year ahead and in coming years, and it was his opinion that the Village would face an increase in its obligations over the years ahead. Mr. Biel said he felt the Village should have a symposium on debt and capital, or the Village should constitute a budget advisory committee.

Mr. Slingerland spoke to comment on some inaccuracies in Mr. Biel's comments. He noted that the Village has been maintaining debt of between \$57 million and \$58 million over the past 6 or 7 years, through paying off old debt and incurring new debt. He said that the Village's most recent interest rate in the borrowing that took place earlier this year was not 5.2% but closer to a real interest rate of approximately 3%. He noted that those documents are on file in the Village Treasurer's Office.

Mayor Brown asked if there were any other speakers either in person or online, and there were none. She thanked everyone for tuning in, wished everyone to have a good time with all of the events coming up.

17. Adjournment

There being no further business to come before the Board, the meeting was adjourned at 7:49 pm on a motion made by Trustee Rinaldi, and seconded by Trustee Hoyt, with all voting aye: 6-0

Richard Slingerland
Village Administrator

Kristine Gilligan
Village Clerk