

February 9, 2015

Regular Meeting of the Board of Trustees
Called to Order at 8:00PM

The meeting opened with the salute to the flag and Pledge of Allegiance

Present:

TRUSTEE	Giordano
TRUSTEE	Quigley
TRUSTEE	Luisi
TRUSTEE	Alfasi
MAYOR	Ecklund

PUBLIC HEARINGS

PROPOSED LOCAL LAW #1 OF 2015

**A LOCAL LAW AUTHORIZING A PROPERTY TAX LEVY IN EXCESS OF THE
LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C**

At a regular meeting of the Village Board of Trustees of the Village of Tuckahoe, New York (the "Board") held at Village Hall, 65 Main Street, Tuckahoe, New York on February 9, 2015.

WHEREAS, legislation has been requested authorizing the Board to adopt a budget for the fiscal year commencing June 1, 2015 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law Section 3-c,

Be it enacted by the Village Board of Trustees of the Village of Tuckahoe as follows:

Section 1. Legislative Intent

It is the intent of this Local Law to allow the Village of Tuckahoe to adopt a budget for the fiscal year commencing June 1, 2015 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law Section 3-c.

Section 2. Authority

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law Section 3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Tuckahoe, County of Westchester, is hereby authorized to adopt a budget for the fiscal year commencing 2015 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law Section 3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this Local Law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual,

firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date

This Local Law shall take effect immediately upon filing with the Secretary

Trustee Giordano made a motion to open public hearing #1; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 5-0.

Mayor Ecklund explained this law would allow the Village to override the tax cap should the need arise when in the best interest of the community.

Trustee Quigley made a motion to close public hearing #1; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

ADOPTION OF MINUTES

Trustee Alfasi made a motion to approve the minutes of the regular meeting of January 12, 2015; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote 5-0.

FIRST OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS

Anthony Fiore questioned why the Home Rule resolution is on the agenda again. David Burke explained it must be done annually.

RESOLUTION #1 adopting Local Law #1 of 2015 authorizing a property tax levy in excess of the limit established in General Municipal Law section 3-C. Trustee Quigley made a motion to adopt resolution #1; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #2 authorizing the appointment of Assistant Court Clerk, Barbara Sarmient. Trustee Luisi made a motion to adopt resolution #2; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

Mayor Ecklund said that Pat Janniello has retired. David Burke added that after Judges Fuller and O'Toole and Court Clerk, Maureen Stevens had interviewed two great candidates, Barbara Sarmiento was chosen.

RESOLUTION #3 authorizing a Home Rule Request to the NYS Legislature in support of a Village of Tuckahoe Hotel/Motel Occupancy Tax

**A HOME RULE MESSAGE IN SUPPORT OF A VILLAGE OF TUCKAHOE
HOTEL/MOTEL OCCUPANCY TAX**

At a meeting of the Village Board of Trustees of the Village of Tuckahoe, New York (the "Village Board") held at Village Hall, 65 Main Street, Tuckahoe, New York on February 9, 2015.

WHEREAS, the Village Board supports the concept of the adoption of State legislation to impose a room "occupancy tax" on persons occupying any hotel or motel for hire in the Village; and

WHEREAS, the Village of Tuckahoe is supportive of the adoption of Hotel Occupancy Tax legislation authorizing the Village of Tuckahoe to adopt a local law to impose a hotel/motel occupancy tax for hotels and motels located in the Village of Tuckahoe; and

WHEREAS, since the Village of Tuckahoe does not have the authority to enact such legislation by local law, the Village of Tuckahoe must request that the State act on the matter through the adoption of a Home Rule Request; and

WHEREAS, the Home Rule Request from the Village of Tuckahoe shall state in the portion of the document marked "Explanation" the following:

During these difficult economic times, municipalities need additional non-property tax sources of revenue to fund basic services to keep their communities safe and properly serviced. This legislation will assist the Village of Tuckahoe to fund necessary services.

NOW THEREFORE, BE IT RESOLVED

Section 1. That the Village Board does hereby adopt a Home Rule Request asking the State Legislature to adopt an Assembly Bill and Senate Bill authorizing the Village of Tuckahoe to adopt a local law to impose a hotel/motel occupancy tax for hotels and motels located in the Village of Tuckahoe.

Section 2. That this Home Rule Message/Request shall take effect immediately.

Trustee Quigley made a motion to adopt resolution #3; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

David Burke explained that it must be done annually. It is an alternate source of revenue.

RESOLUTION #4 authorizing the intent to join Westchester County in their submission of a consolidated Government Efficiency Plan. Trustee Giordano made a motion to adopt resolution #4; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 5-0. This is the government tax freeze program. It is mandated that the submission be made by 6/1/15 to receive the rebates that you have been receiving.

RESOLUTION #5 authorizing the adoption of the Village of Tuckahoe Workplace Safety and Loss Prevention Program. Trustee Quigley made a motion to adopt resolution #5; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0. David Burke said that this manual puts operational in place and hopefully reduce accidents.

RESOLUTION #6 declaring Police Department equipment as surplus and authorizing sale of the following equipment:

1. 2012 Dodge Charger Police package
VIN # 2C3CDXAG4CH205198
Color-Black
2. Jamis SN#: WLH802610M Men's 26", 21 Speed, Manitou Spyder Front Shocks,, Color: Black

3. Jamis SN#: WLH03436M Men's 26", 21 Speed, Manitou Spyder Front Shocks, Color: Black
4. Jamis SN#: WLH802545M Men's 26", 21 Speed, Manitou Spyder Front Shocks, Color: Black
5. Mongoose SN#: M5AI07745 Men's 26", 21 Speed, Manitou Posi-Link Front Shocks, Color: Blue
6. Mongoose SN#: M5KI94485 Men's 26", 21 Speed, Manitou Posi-Link Front Shocks, Color: Blue
7. Mongoose SN#: M5II81176 Men's 26", 21 Speed, Manitou Posi-Link Front Shocks Color: Blue

Trustee Luisi made a motion to adopt resolution #6; motion was seconded by Trustee Alfasi and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #7 authorizing the payment of 12 unused vacation days for the year 2014 for Police Chief, John Costanzo. Trustee Luisi made a motion to adopt resolution #7; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #8 ratifying permission for the Shiloh Baptist Church to hang temporary banners at Main St. and the Lake Ave. parking lot. Trustee Quigley made a motion to adopt resolution #8; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #9 authorizing the issuance of a Special Cabaret Permit to Broken Bow Brewery for a Kolsch Fest, with live music, on February 21, 2015 from 3:00 p.m. to 11:00. p.m. Trustee Luisi made a motion to adopt resolution #9; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #10 authorizing the approval of vouchers in the amount of \$413,728.73. Trustee Giordano made a motion to adopt resolution #10; motion was seconded by Trustee Alfasi and upon roll call, motion was carried by a vote of 5-0.

DEPARTMENTAL REPORTS TO THE BOARD

POLICE- The annual Police report is available. The department has been recognized by AAA with the highest reward for traffic safety. All cars have are equipped with an in-car computer. Please use Tips 411 to report things anonymously. We congratulate Emilia Yankowski who is officer of the year.

DPW- Plenty of salt left. Individuals are urged not throw snow into the streets. It causes icing conditions. A path for garbage pick-up access is necessary. Department is closed Feb 12 and Feb. 16 and no pickups are scheduled for those two days.

COMMUNITY CENTER- Johnny thanked the DPW for keeping the Community Center clean from snow and ice. The Easter Egg Hunt is scheduled for April 4th. It will be held at Parkway Oval. This past Saturday there was a blood drive held at the Community Center. It was a great success. We thank all who donated blood.

ADMINISTRATOR: An executive session was held on January 31 regarding the upcoming budget and this coming week meetings are scheduled with department heads to review preliminary numbers. The Town Board will hold their Board Meeting on Tuesday night, February 10th at Marble Hall.

MISCELLANEOUS BUSINESS

Mayor Ecklund announced next Village Board meeting – March 9, 2015

DPW closed February 12 in observance of Lincoln's Birthday

Village Offices and DPW closed February 16 in observance of Presidents' Day

He extended congratulations to the Tuckahoe Cheer team who won fifth place in the nationals.

BOARD OF TRUSTEES MEMBER REPORTS

► TRUSTEE Giordano gave an update on Zoning and Planning meetings. Trustee Giordano attended the January zoning meeting and will attend the March meeting as well.

► TRUSTEE Quigley gave updates on library events.

► TRUSTEE Luisi gave updates on the Seniors' events for Black History Month and Valentine's Day. The Tuckahoe History Committee collects photos, relics, etc... please bring them to Village Hall if you have any. The Tuckahoe Coverlet is \$40.00 and available for purchase at the Clerk's Office or Community Center.

► TRUSTEE Alfasi asked that residents to come out to the budget hearing to look at village budget as well as to look at the state budget. One of the largest portions of the state budget goes to the schools.

► MAYOR Ecklund reported the Crestwood Project is quickly coming together. The Con Ed project on Lincoln is independent from the Crestwood Project. Last week, the Administrator, the treasurer and I attended a webinar. We should have 5% to 10% in our fund balance. Our snapshot was taken on May 31, 2014 which does not give a true fiscal picture. Since the timing was wrong, we will be on the fiscal stress list. We will do a better job with the help of our administrator with timing. We are closely monitoring this and will not include large building fees.

The Westchester Putnam Chapter of the New York State Society of Professional Engineers is honoring us, Dolph Rotfeld Engineering and Sandra Reyes-Guerra with Project of the Year for the Fisher Avenue Commuter Lot.

SECOND OPPORTUNITY TO ADDRESS THE BOARD

Anthony Fiore asked that residents clear fire hydrants of snow. He inquired what progress is being made on the boarded up building on Main Street. Village Attorney, Gary Gjertsen, said that things are going on and hopefully progress is being made.

There being no further business, the Board unanimously voted to adjourn the meeting at 9:30P.M.

Susan Ciamarra, Village Clerk