

July 14, 2014
Regular Meeting of the Board of Trustees
Called to Order at 8:00PM

PRESENT:
TRUSTEE Giordano
TRUSTEE Quigley
TRUSTEE Luisi
TRUSTEE Alfasi -absent
MAYOR Ecklund

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

APPOINTMENTS

Trustee Quigley motioned for the appointment of David F. Burke as Village Administrator for a term beginning July 23, 2014 and ending March 31, 2015; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote 4-0.

David Burke said he is happy to be on board saying that the Board sold him on Tuckahoe.

PRESENTATIONS Sebastian Maroun gave an update on his Eagle Scout Project, a Tuckahoe Library Reading Garden

PUBLIC HEARINGS

Trustee Luisi motioned to open public hearing #1; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote 4-0.

Public Hearing #1 - LOCAL LAW #5 OF THE YEAR 2014 A LOCAL LAW AMENDING THE VILLAGE OF TUCKAHOE's OFFICIAL ZONING MAP

WHEREAS, a resolution was duly adopted by the Village Board of Trustees of the Village of Tuckahoe, New York for a public hearing to held by the Village Board on the 14th day of July, 2004, at 8:00 p.m. at Village Hall, 65 Main Street, Tuckahoe, New York, to hear all interested parties on a proposed Local Law entitled, "A LOCAL LAW AMENDING THE VILLAGE OF TUCKAHOE's OFFICIAL ZONING MAP;" and

WHEREAS, notice of said public hearing was duly advertised in the Journal News, the official newspaper of said Village, on the 2nd day of July, 2014; and

WHEREAS, said public hearing was duly held on the 14th day of July, 2014, at 8:00 p.m. at Village Hall, 65 Main Street, Tuckahoe, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to 6 NYCRR Part 617 of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act (SEQRA) it has been determined by the Village Board of said Village that adoption of said proposed Local Law would not have a significant effect upon the environment; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of said Village to adopt said Local Law.

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

The Official Zoning Map of the Village of Tuckahoe be and hereby is amended to reflect that the following properties are hereby zoned and designated as follows:

<u>Tax Map No.</u>	<u>Property Address</u>	<u>Property Owners</u>	<u>District</u>
33./7/4	150 Lake Ave	150 Lake Ave Realty LLC	Residential B
33./7/2	8 Cedar Street	Galucci, John	Residential B
33./7/1	10 Cedar Street	Village of Tuckahoe	Residential B

Section 3. Separability

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances.

Section 4. Repeal

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby declared repealed.

Section 5. 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. The Village Clerk be and she hereby is directed to enter this Local Law in the minutes of this meeting and give due notice of the adoption of said Local Law to the Secretary of State. Trustee Quigley motioned to close public hearing #1; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote 4-0.

Mr. Hendron inquired whether 150 Lake Avenue could be converted into a 3 family. Mayor Ecklund said that no; it will be zoned for a 2 family.

ADOPTION OF MINUTES

Trustee Quigley made a motion to approve the minutes of the regular meeting of June 9, 2014; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote 4-0;

RESOLUTIONS

RESOLUTION #1 adopting and enacting Local Law # 5 of 2014 Amending the Village of Tuckahoe's Official Zoning Map. Trustee Luisi made a motion to adopt resolution #1; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #2 authorizing the Mayor to sign an employment agreement with David F. Burke as Village Administrator of the Village of Tuckahoe as of July 23, 2014. Trustee Luisi made a motion to adopt resolution #2; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #3 ratifying Village Board approval authorizing the payment of \$897.50 to Fern Diamond for car damages caused by village vehicle in the Library parking lot on May 22, 2014. Amount of claim is below Village's automobile deductible of \$1,000. A release form will be signed prior to payment. Trustee Giordano made a motion to adopt resolution #3; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #4 rejecting all bids received on June 2, 2014 for the Tuckahoe Community Center Roof Replacement. Bids were too high. Trustee Quigley made a motion to adopt resolution #4; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #5 authorizing the re bidding and advertising for public bids in connection with the Village of Tuckahoe Community Center Roofing Project – 2014. 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 4-0.

RESOLUTION #6 authorizing payment to HCC Public Risk Claim Service, Inc. for three claims settled by the Village insurance company that are below the insurance deductible: the first claim is in the amount of \$414.50; the second claim is in the amount of \$2,403.50 and the third claim is in the amount of \$1,638.50. Trustee Giordano made a motion to adopt resolution #6; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #7 ratifying Village Board approval authorizing the Village Clerk to issue a Special Cabaret permit to Gina Marie's Chianti, 194 Marbledale Rd, for Oldies, R & B, and Motown for Thursday, June 25, 2014 from 7:00PM-10:00PM. Trustee Quigley made a motion to adopt resolution #7; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #8 to approve and authorize the renewal of the Limited Cabaret license to Gina Marie's Chianti, 174 Marbledale Rd, for a period of one year November 1, 2013 to October 31, 2014.

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 4-0.

RESOLUTION #9 resolution approving the Westchester Italian Cultural Center request for the closure of Oak Avenue on July 17th, July 24th and July 31st from 6pm until about 10:30pm for the showing of Italian films. Trustee Quigley made a motion to adopt resolution #9; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #10 authorizing the Mayor to sign an agreement between the Community Fund of Bronxville-Eastchester-Tuckahoe, Inc. and Village of Tuckahoe as it relates to a grant in the amount of \$9,800.00 for the Tuckahoe Police Youth Programs (\$7,800) and the DARE Program (\$2,000). Trustee Luisi made a motion to adopt resolution #10; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #11 approving request by the Tuckahoe Housing Authority for the closure of Washington Street from Main Street to the dead end and Union Place to Washington Street on August 9, 2014 from 9 am to 10 pm for their annual family day event. Certificate of liability insurance has been provided. Trustee Luisi made a motion to adopt resolution #11; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #12 approving the closure of Oak Avenue for a neighborhood block party on Saturday, August 23rd from 3pm to 9pm. Trustee Quigley made a motion to adopt resolution #12; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #13 authorizing a donation from the proceeds of the road race event of September 2013 in the amount of \$550 to each of the following organizations: Tuckahoe Seniors, EVAC, ECAP and Tuckahoe Beautification. Trustee Luisi made a motion to adopt resolution #13; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #14 authorizing the Village Attorney to sign an agreement between the Village of Tuckahoe and the Eastchester Youth Soccer Association for the use of and to convert the Main Street park tennis courts into a beach soccer court from July 14, 2014 to August 1, 2014. Trustee Luisi made a motion to adopt resolution #14; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #15 authorizing the Mayor to sign an agreement between the Village of Tuckahoe and Corporate Plans, Inc., d/b/a CPI-HR to provide services with respect to the Affordable Care Act activities related to health and welfare benefits programs from August 1, 2014 to February 28, 2015. The Village will terminate contract for Affordable Care Act consulting services with First Niagara Risk Management as of July 31, 2014. Trustee Quigley made a motion to adopt resolution #15; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #16 approving refunds totaling \$4,809.82 for the list of properties that follow having received a reduction in the 2014 assessments by the Small Claims Assessment Review (SCAR) court-ordered after the 2014 Village rates were established:

1. Allan Maher, 33 Armour Villa Avenue, Section 26, Block 2, Lot 44 - \$1,103.90;

2. G & D Luisi, 8 Armour Villa Avenue, Section 26, Block 5, Lot15 - \$200.71;
3. Niccolo Salvatore, 29 Fairview Avenue, Section 28, Block 7, Lot 8 - \$501.77;
4. Bass Teresa Trustee, 130 Sagamore Road, Section 32, Block 10, Lot1 - \$200.71;
5. John Puglisi, 55 Underhill Street, Section 34, Block 11; Lot20 -\$150.53;
6. O'Donnell, J&A Trustee, 240 Dante Avenue, Section 38, Block 5, Lot59 - \$1,292.07;
7. D & D O'Keefe, 351 Marbledale Road, Section 46, Block 1, Lot25 - \$401.42;
8. Alfred Hague, 380 Columbus Avenue, Section 46, Block 4, Lot 62 - \$201.03
9. T & M Montera, 7 Stewart Avenue, Section 47, Block1, Lot14 - \$757.68

Trustee Quigley made a motion to adopt resolution #16; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 3-0. Trustee Luisi abstained.

RESOLUTION #17 authorizing the Village Clerk to advertise and receive sealed bids for the Fisher Avenue Parking Lot Project. Trustee Giordano made a motion to adopt resolution #17; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #18 authorizing the Village Clerk to advertise and receive sealed bids for the Traffic Signal Upgrade for the Crestwood Project. Trustee Luisi made a motion to adopt resolution #18; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #19 approving payment of vouchers in the amount of \$1,170,684.31, consisting of Abstract #1 for \$111,398.11, Abstract #2 for \$293,637.88, Abstract #3 for \$3,780.07, Abstract #4 for \$227,434.10 and Abstract #5 for \$534,434.15. The three largest invoices paid were: (1) \$365,826.88 for the FY14/15 Workers' Compensation premium, (2) \$260,205.88 for the FY14/15 umbrella liability premium and (3) \$124,611.00 for employee health insurance premiums for the month of July. Trustee Giordano made a motion to adopt resolution #19; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

RESOLUTION #20 authorizing the Village Clerk to issue a Special Permit under the Cabaret Law to Growlers Beer Bistro celebrating Oktoberfest with Rock and Jazz music on September 27th and 28th from 1pm to 11pm on both days. Liability Insurance will be provided satisfactory to the Village Attorney by Growlers Beer Bistro. Such insurance submission is a condition of this approval. Trustee Quigley made a motion to adopt resolution #20; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

POLICE - Chief Costanzo thanked the Community Fund for their support. Cops for Kids was a success.

DPW- Frank commended Sebastian on the Garden project. Trustee Luisi inquired about the berm and. Frank said the County has not yet issued the Village a permit.

BUILDING- Bill Williams said the Glenmark project and the Crestwood Project are moving along.

CLERK'S OFFICE- The passport mobile will be in Depot Square on Monday July 21st from 11-2. Deputy Clerk explained the change in the taste of the water is called "turn over" which happens twice a year according to United Water with the change of weather and it's safe to drink. Water Quality Report available at Village Hall.

VILLAGE ATTORNEY- Gary Gjertsen reported he has been working with David Burke the past few weeks and welcomes him.

MISCELLANEOUS BUSINESS

Mayor Ecklund announced the Fireworks July 19, 2014 (rain date July 20) Parkway Oval and the next Village Board meeting- August 18, 2014

BOARD OF TRUSTEES MEMBER REPORTS

- ▶ **TRUSTEE** Giordano gave an update on the MTA horn blowing. Trustee Giordano thanked the residents for their help documenting the dates and times of horn blowing.
- ▶ **TRUSTEE** Quigley announced upcoming activities at the library.
- ▶ **TRUSTEE** Luisi gave updates on what the seniors are doing and are getting ready for their annual bazaar. The History committee is selling Tuckahoe coverlets for \$40.00 available at the Clerk's Office.
- ▶ **MAYOR** Ecklund said proposed hotel on Marbledale Road will be 5 stories high with a restaurant and 208 onsite parking spaces.

There being no further business, the unanimously voted to adjourn the meeting at 9:00PM.

Susan Ciamarra, Village Clerk