

**May 12, 2014**

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

PRESENT:

TRUSTEE Quigley  
TRUSTEE Luisi  
TRUSTEE Alfasi  
MAYOR Ecklund

TRUSTEE Giordano - absent

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

## **PUBLIC HEARINGS**

**Public Hearing #1 - LOCAL LAW #4 OF THE YEAR 2014 REPEALING LOCAL LAW #1 OF THE YEAR 2014 ENTITLED, "A LOCAL LAW AUTHORIZING A PROPERTY TAX LEVY IN EXCESS OF THE LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C," SUCH LOCAL LAW NO. 1 OF 2014 HAVING BEEN ENACTED ON FEBRUARY 10, 2014. (See Local Law #4 of 2014 herein).**

Trustee Quigley made a motion to open the public hearing #1; was seconded by Trustee Alfasi and upon roll call was carried by a vote 4-0

Trustee Luisi made a motion to close the public hearing #1; was seconded by Trustee Alfasi and upon roll call was carried by a vote 4-0

**Public Hearing #2 –LOCAL LAW #3 OF 2014 - AMENDING THE VILLAGE CODE OF THE VILLAGE OF TUCKAHOE AND CREATING THE POSITION OF VILLAGE ADMINISTRATOR WITHIN THE VILLAGE OF TUCKAHOE. (See Local Law #3 of 2014 herein).**

Trustee Quigley made a motion to open the public hearing #2; was seconded by Trustee Alfasi and upon roll call was carried by a vote 4-0

Trustee Quigley said that most municipalities have an administrator who can ease the burden on the mayor and trustees making government more efficient. Trustee Alfasi said it's a long time coming and we will benefit tremendously. Trustee Luisi initially asked why we need an administrator but realized the need to have someone in Village Hall to oversee operations.

Trustee Luisi made a motion to close the public hearing #2; was seconded by Trustee Alfasi and upon roll call was carried by a vote 4-0

**Public Hearing #3 – Public Hearing on an amendment to the Village of Tuckahoe Comprehensive Plan, Dated May 2008 (See Resolution #2 herein).**

Trustee Quigley made a motion to open the public hearing #3; was seconded by Trustee Luisi and upon roll call was carried by a vote 4-0

John Cavallaro gave a summary of the process amending the comprehensive plan.

Trustee Alfasi questioned whether owners of other parcels were notified. John Cavallaro said it is not required by us as this is step 1. The applicant will do a direct mail for the zoning which is step 2. Trustee Quigley said that industry has moved out. Our future is not in industry but in residencies and commercial property.

Trustee Quigley made a motion to close the public hearing #3; was seconded by Trustee Alfasi and upon roll call was carried by a vote 4-0

## **LOCAL LAWS**

### **LOCAL LAW NO. 4 OF 2014**

#### **A LOCAL LAW REPEALING LOCAL LAW NO. 1 OF 2014 ENTITLED, "A LOCAL LAW AUTHORIZING A PROPERTY TAX LEVY IN EXCESS OF THE LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C," SUCH LOCAL LAW NO. 1 OF 2014 HAVING BEEN ENACTED ON FEBRUARY 10, 2014**

At a regular 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 June 9, 2014.

WHEREAS, on February 10, 2014, the Village Board enacted Local Law No. 1 of 2014 entitled, "A Local Law Authorizing A Property Tax Levy In Excess Of The Limit Established In General Municipal Law Section 3-C;" and

WHEREAS, the Village Board is repealing Local Law No. 1 of 2014 in its entirety.

NOW, THEREFORE, BE IT RESOLVED

Section 1. Local Law No. 1 of 2014 entitled, "A Local Law Authorizing A Property Tax Levy In Excess Of The Limit Established In General Municipal Law Section 3-C is hereby repealed in its entirety.

Section 2. Partial Invalidity. If any section of this Local Law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this Local Law.

Section 3. Insofar as the provisions of this Local Law are inconsistent with the provisions of any other local law, the provisions of this Local Law shall be controlling.

Section 4. This Local Law shall take effect upon its filing with the Office of the New York State Secretary of State.

Section 5. 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 the State of New York.

### **LOCAL LAW NO. 3 OF 2014**

#### **A LOCAL LAW AMENDING THE VILLAGE CODE OF THE VILLAGE OF TUCKAHOE AND CREATING THE POSITION OF VILLAGE ADMINISTRATOR WITHIN THE VILLAGE OF TUCKAHOE**

At a regular meeting of the Village Board of the Village of Tuckahoe, New York (the "Village Board") held at Village Hall, 65 Main Street, Tuckahoe, New York on May 12, 2014.

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 12th day of May 2014 at 8:00 p.m. at Village Hall, 65 Main Street, Tuckahoe, New York, to hear all interested parties concerning whether the Village Code of the Village of Tuckahoe shall be amended to create the position of Village Administrator and in connection therewith creating a new chapter to said Village Code entitled, "Village Administrator" and otherwise creating the position of Village Administrator; and

WHEREAS, notice of said public hearing was duly advertised in the Journal News, an official newspaper of said Village, on the 3rd day of May 2014; and

WHEREAS, said public hearing was duly held on the 12th day of May 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 whether the Village Code of the Village of Tuckahoe shall be amended to create the position of Village Administrator and in connection therewith creating a new chapter to said Village Code entitled, “Village Administrator” and otherwise creating the position of Village Administrator; 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:

Section 1. The position of Village Administrator is hereby created within the Village of Tuckahoe.

Section 2. The Village Code of the Village of Tuckahoe is hereby amended and supplemented as follows to add the following as Chapter 22A of said Village Code, entitled, “Village Administrator”:

#### Chapter 22A: Village Administrator

##### § 22A-1 Office created; Village Administrator.

In order to provide the most economical and efficient overall direction, coordination and control of the day-to-day activities and operations of the Village of Tuckahoe, to minimize the administrative details now handled by the Mayor and Board of Trustees, to provide centralized direction and control of village employees and to formalize the staff and advisory functions necessary to the foregoing, the office of Village Administrator is hereby established.

##### § 22A-2 Powers and duties.

Subject to the approval, direction and control of the Board of Trustees or the Mayor, as the case may be, the Village Administrator shall:

##### A.

See that the laws of the state and the local laws, resolutions and rules of the village are faithfully executed;

##### B.

Exercise supervision over the conduct of all functions and activities of the village and of its officers and employees, except the Village Justice, Village Clerk, Village Treasurer and Village Counsel;

##### C.

From time to time make reports to the Mayor and Board of Trustees upon the affairs of the village, and recommend to the Mayor and Board of Trustees such measures as he or she may think necessary or appropriate;

D.

Keep the Mayor and Board of Trustees fully advised of the financial condition of the village and its future financial needs;

E.

Conduct a continuing study of all functions and activities of the village for the purpose of devising ways and means of obtaining greater efficiency and economy;

F.

Have such powers and duties, not inconsistent with law, as from time to time may be provided by resolution of the Board of Trustees.

#### § 22A-3 Designation as Budget Officer.

In addition to the powers and duties set forth in § 22A-2 hereof, the Village Administrator shall serve as Budget Officer when so designated by the Mayor in accordance with § 5-500, Subdivision 2, of the Village Law.

#### § 22A-4 Reservation of power.

Nothing herein contained shall be deemed or construed as abolishing, transferring or curtailing any powers or duties of the Board of Trustees or of the Mayor, the Treasurer or Clerk, as prescribed by the Village Law or other applicable laws of the state.

§ 22A-5 Residency requirements. The provisions of Local Law Number 2 of 2014 entitled, “A Local Law Repealing Section 2-12 Of The Village Code Of The Village Of Tuckahoe, Entitled ‘Residency Of Officers, Employees’ And Restating And Re-Enacting Residency Requirements Applicable To Certain Positions Within The Village Of Tuckahoe” shall be applicable to the position of Village Administrator.

Section 3. Partial Invalidity. If any section of this Local Law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this Local Law.

Section 4. Insofar as the provisions of this Local Law are inconsistent with the provisions of any other local law, the provisions of this Local Law shall be controlling.

Section 5. This Local Law shall take effect upon its filing with the Office of the New York State Secretary of State.

Section 6. 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 the State of New York.

New matter underlined

**RESOLUTION #1 to adopt Local Law No. 3 of the year 2014 –A LOCAL LAW AMENDING THE VILLAGE CODE OF THE VILLAGE OF TUCKAHOE AND CREATING THE POSITION OF VILLAGE ADMINISTRATOR WITHIN THE VILLAGE OF TUCKAHOE** -Trustee Alfasi 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.

## **ADOPTION OF MINUTES**

1. Trustee Quigley made a motion to approve minutes of the Re-Organization Meeting of April 7, 2014; motion was seconded by Trustee Luisi and upon roll call was carried by a vote 4-0.
2. Trustee Luisi made a motion to approve minutes of the Regular Meeting of April 14, 2014; motion was seconded by Trustee Alfasi and upon roll call was carried by a vote 4-0.
3. Trustee Quigley made a motion to approve minutes of the Special Meeting & Budget Adoption of April 28, 2014; motion was seconded by Trustee Luisi and upon roll call was carried by a vote 4-0.

## **FIRST OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS**

### **RESOLUTIONS**

**RESOLUTION #2 A RESOLUTION DECLARING A NEGATIVE DECLARATION UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AS IT CONCERNS THE COMPREHENSIVE PLAN AMENDMENT AND REZONING RELATING TO THE LAKE AVENUE INDUSTRIAL AREA**

At a regular meeting of the Village Board of the Village of Tuckahoe, New York (the "Village Board") held at Village Hall, 65 Main Street, Tuckahoe, New York on May 12, 2014.

WHEREAS, the Village Comprehensive Plan, adopted May 2008, contains certain zoning recommendations, including, but not limited to, rezoning recommendations for the Lake Avenue Industrial Area; and

WHEREAS, the Comprehensive Plan provides that:

Lake Avenue Industrial Area (Rezoning)

This small industrial area is located between the Metro-North railroad tracks and Lake Avenue just north of Main Street (see Figure 9-1: Existing Industrial Areas – Area 2). Much of the area actually serves as commuter parking for the Tuckahoe Station. It is suggested that this area would be more appropriate as a business zone; (see page 45);

and

WHEREAS, the Village Board seeks to amend the Comprehensive Plan as follows:

Lake Avenue Industrial Area (Rezoning)

This small industrial area is located between the Metro-North railroad tracks and Lake Avenue just north of Main Street (see Figure 9-1: Existing Industrial Areas – Area 2).

Much of the area actually serves as commuter parking for the Tuckahoe Station. [It is suggested that this area would be more appropriate as a business zone] It is suggested that the south side of Cedar Street be excluded from this industrial zone. There are three parcels along Cedar Street that should be zoned residential so that current residential homes are protected and both sides of Cedar Street are residential. These parcels are related to the Res. B district to the north and could, therefore be zoned Residential B. (see pages 45-46);

and

WHEREAS, in connection with the aforesaid Comprehensive Plan amendment, the Village Board intends to rezone the Lake Avenue Industrial Area (premises 150 Lake Avenue, 8 Cedar Street and 10 Cedar Street) from the Industrial Zoning District to the Residence B Zoning District; and

WHEREAS, the environmental assessment form (“EAF”) has been referred to the Village of Tuckahoe Planning Board, the County of Westchester Planning Board, the City of Yonkers and the Town of Eastchester for their comments and review; and

WHEREAS, based on the EAF prepared by BFJ Planning, the Village’s planning consultant, the Village Board has determined that there will be no adverse significant environmental impact from this action.

NOW, THEREFORE, BE IT RESOLVED

Section 1. Based on the information included in the EAF and the criteria contained in the State Environmental Quality Review Act and its implementing regulations, the Village Board hereby adopts the attached Negative Declaration declaring this action (Comprehensive Plan amendment and rezoning, as aforesaid) as a Type I action.

Section 2. This resolution shall take effect immediately.

State Environmental Quality Review  
**NEGATIVE DECLARATION**  
Notice of Determination of Non-Significance

Project Number [REDACTED]

Date: May 7, 2014

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Tuckahoe Village Board of Trustees [REDACTED] as lead agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Impact Statement will not be prepared.

**Name of Action:**

Village of Tuckahoe Comprehensive Plan Update and Lake Avenue and Cedar Street Rezoning

SEQR Status:    Type 1    ☒  
                         Unlisted    ☐

Conditioned Negative Declaration:    ☒ Yes  
   ☐ No

**Description of Action:**

A Comprehensive Plan update and a zoning map change would allow three parcels (150 Lake Avenue, 8 Cedar Street & 10 Cedar Street) to be changed from Industry (I) to Residential B (Res B). The Comprehensive Plan amendment recommends these three parcels be excluded from the industrial zone and zoned two-family residential so that the existing residential homes are protected and both sides of Cedar Street are zoned residential. The proposed actions will allow for the zoning on the south side of Cedar Street to relate to the two-family residential uses on the north side of the street, which is zoned Res B.

**Location:**    (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

150 Lake Avenue, 8 Cedar Street and 10 Cedar Street in Tuckahoe, NY



**Reasons Supporting This Determination:**

(See 617.7(a)-(c) for requirements of this determination ; see 617.7(d) for Conditioned Negative Declaration)

A Full Environmental Assessment Form (EAF) Part 1, dated May 6, 2014, was completed by the Applicant for the proposed action and subsequently reviewed by the Village Board of Trustees and its planning consultants. Based on this review, no significant adverse environmental impacts were identified. The Board of Trustees completed Part 2 of the EAF indicating no impacts of SEQR significance.

The Village Board of Trustees has reviewed the criteria for determining significance (SEQR Regulations §617.7c) and has determined that there are no significant adverse impacts expected to result from the proposed action primarily because the zoning map change from Industry to Residential B is a reduction in allowable intensity of use. Furthermore, the proposed action:

- Will not adversely impact air quality, ground or surface water quality and quantity, and will not significantly increase traffic or noise levels, solid waste production, erosion, leaching or other problems;
- Will not result in the removal or destruction of natural resources; no significant wildlife or vegetation exist on the site;
- Will not result in a change in the use of the quantity or type of energy;
- Will not result in a change of the use or the intensity of the existing use;
- Is not located in a designated Critical Environmental Area;
- Is intended to protect the surrounding residential neighborhood character;
- Is not anticipated to create a need for infrastructure improvements such as water or sewer; and,
- Is not anticipated to create a need for any significant new school facilities as a result of a potential development.

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

**For Further Information:**

Contact Person: Bill Williams, Village Building Inspector

Address: Tuckahoe Village Hall, 65 Main Street, Tuckahoe, NY 10707

Telephone Number: 914-961-8148

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is sent to:

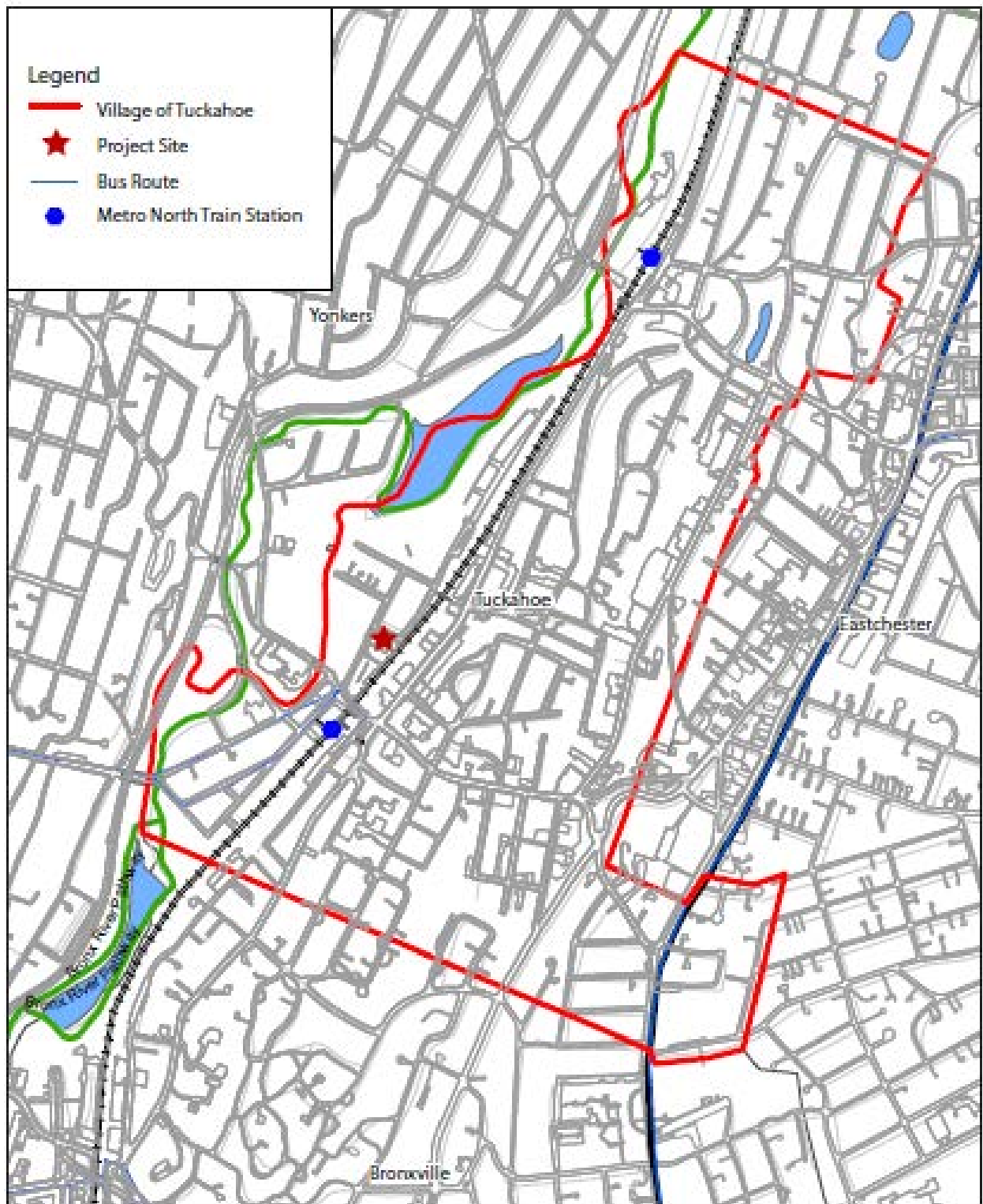
Chief Executive Officer , Town / City / Village of Tuckahoe. Steve Ecklund, Mayor

Other Involved agencies (if any) None

Applicant (if any) Owner of 150 Lake Avenue represented by Steven A. Accinelli, Esq.

Environmental Notice Bulletin, Room 538, 50 Wolf Road, Albany NY, 12233-1750 (Type One Actions only)

Reset Form



150 LAKE AVENUE EAF

FIGURE 1: PROJECT SITE LOCATION

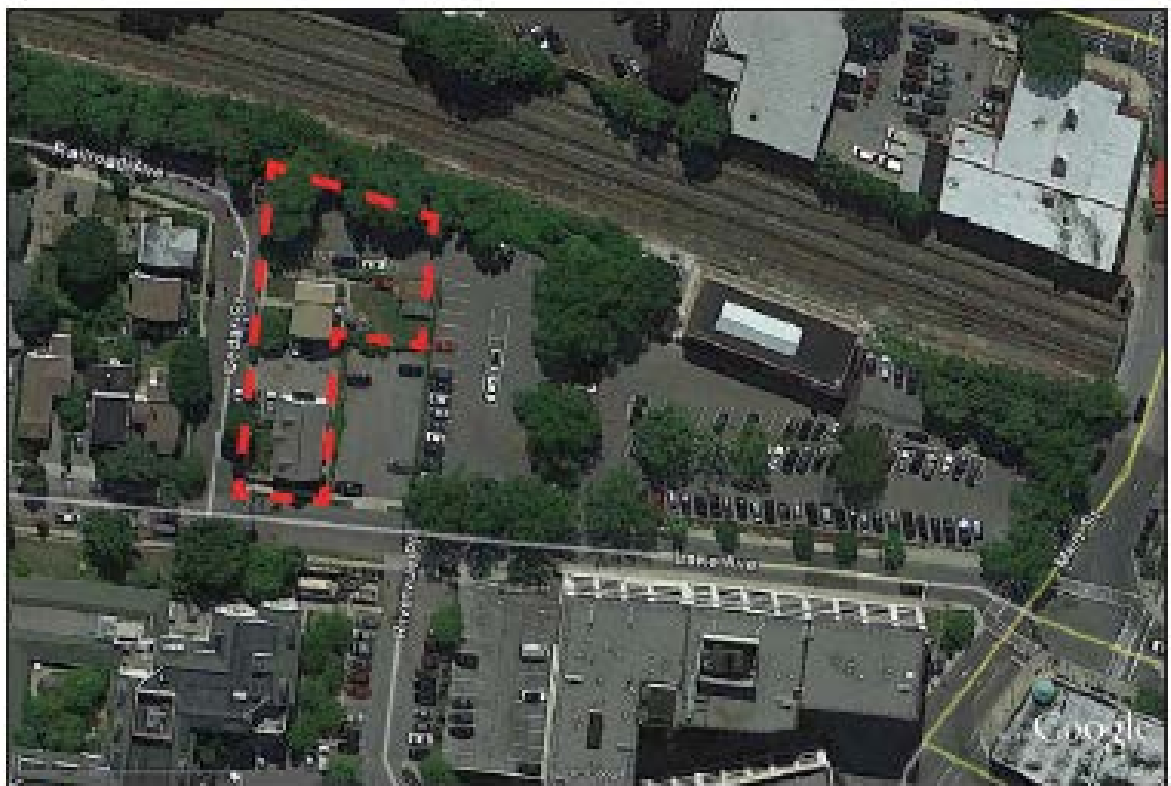
VILLAGE OF TUCKAHOE, NY

Source: Village of Tuckahoe, 2007; Westchester County Geographic Information System; Google Earth; BRJ Planning, 2014





Parcels



Aerial

150 LAKE AVENUE EAF

FIGURE 2: PROJECT SITE

VILLAGE OF TUCKAHOE, NY

Source: Village of Tuckahoe, 2005; Westchester County Geographic Information System; Google Earth; BEV Planning, 2014





Trustee Quigley made a motion to adopt resolution #2; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #3 - A RESOLUTION AMENDING THE VILLAGE OF TUCKAHOE COMPREHENSIVE PLAN, DATED MAY 2008**

At a regular meeting of the Village Board of the Village of Tuckahoe, New York (the "Village Board") held at Village Hall, 65 Main Street, Tuckahoe, New York on May 12, 2014.

WHEREAS, section 7-722 of the Village Law authorizes the Village Board to amend the Village of Tuckahoe Comprehensive Plan; and

WHEREAS, the Village Comprehensive Plan, adopted May 2008, contains certain zoning recommendations, including, but not limited to, rezoning recommendations for the Lake Avenue Industrial Area; and

WHEREAS, the Comprehensive Plan provides that:

Lake Avenue Industrial Area (Rezoning)

This small industrial area is located between the Metro-North railroad tracks and Lake Avenue just north of Main Street (see Figure 9-1: Existing Industrial Areas – Area 2). Much of the area actually serves as commuter parking for the Tuckahoe Station. It is suggested that this area would be more appropriate as a business zone; (see page 45);

and

WHEREAS, the Village Board seeks to amend the Comprehensive Plan as follows:

Lake Avenue Industrial Area (Rezoning)

This small industrial area is located between the Metro-North railroad tracks and Lake Avenue just north of Main Street (see Figure 9-1: Existing Industrial Areas – Area 2). Much of the area actually serves as commuter parking for the Tuckahoe Station. [It is suggested that this area would be more appropriate as a business zone] It is suggested that the south side of Cedar Street be excluded from this industrial zone. There are three parcels along Cedar Street that should be zoned residential so that current residential homes are protected and both sides of Cedar Street are residential. These parcels are related to the Res. B district to the north and could, therefore be zoned Residential B. (see pages 45-46).

WHEREAS, the Village Board desires to amend the Comprehensive Plan for the potential rezoning of Lake Avenue Industrial Area (premises 150 Lake Avenue, 8 Cedar Street and 10 Cedar Street) from the Industrial Zoning District to the Residence B Zoning District; and

WHEREAS, the Village Board has completed its referral to the Westchester County Planning Board pursuant to § 239-m of the General Municipal Law; and

WHEREAS, the Village Board has held a duly noticed public hearing concerning this Comprehensive Plan amendment on May 12, 2014 where parties in interest and citizens had the opportunity to be heard in connection with this Comprehensive Plan amendment; and

WHEREAS, the Village Board designated itself lead agency for purposes of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Village Board has caused an Environmental Assessment Form, pursuant to SEQRA, to be prepared in connection with this Comprehensive Plan amendment; and

WHEREAS, pursuant to 6 NYCRR Part 617 of the implementing regulations pertaining to Article 8 of SEQRA, it has been determined by the Village Board that the adoption of this Comprehensive Plan amendment would not have a significant effect on the environment, and a Negative Declaration has been issued and approved; and

WHEREAS, the Village Board, after due deliberation, finds it in the best interest of said Village to adopt this Comprehensive Plan amendment by and through this resolution.

NOW, THEREFORE, BE IT RESOLVED,

Section 1. That Sub-section (b)(2), entitled “Lake Avenue Industrial Area (Rezoning)”, set forth at page 45 of the Village of Tuckahoe Comprehensive Plan, adopted May 2008, is hereby amended and supplemented to include the following paragraph:

Lake Avenue Industrial Area (Rezoning)

This small industrial area is located between the Metro-North railroad tracks and Lake Avenue just north of Main Street (see Figure 9-1: Existing Industrial Areas – Area 2).

Much of the area actually serves as commuter parking for the Tuckahoe Station. [It is suggested that this area would be more appropriate as a business zone] It is suggested that the south side of Cedar Street be excluded from this industrial zone. There are three parcels along Cedar Street that should be zoned residential so that current residential homes are protected and both sides of Cedar Street are residential. These parcels are related to the Res. B district to the north and could, therefore be zoned Residential B. (see pages 45-46).

And such paragraph shall be included in the Comprehensive Plan as an amendment thereto having full force and effect.

Section 2. This resolution and Comprehensive Plan amendment shall be filed in the office of the Village Clerk and a copy thereof shall be filed in the office of the Westchester County Planning Board.

Section 3. If any part or provision of this resolution 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 resolution or the application thereof to other persons or circumstances.

Section 4. Insofar as the provisions of this resolution are inconsistent with the provisions of any other resolution, the provisions of this resolution shall be controlling.

Section 5. This resolution shall take effect immediately.

New matter underlined

Deleted matter in brackets [ ]

Trustee Quigley made a motion to adopt resolution #3; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #4** authorizing pay increases (currently at \$9 per hour) for Village election inspectors based on the following schedule of hourly rates:

Effective June 1, 2014 - \$10 per hour

Effective June 1, 2015 - \$11 per hour

Effective June 1, 2016 - \$12 per hour

This resolution shall take effect immediately.

Trustee Luisi made a motion to adopt resolution #4; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #5**-approving the hiring of Ryan J. Rueda as part time Deputy Village Treasurer, 20hrs. weekly, 9:00AM-1:00PM effective May 5, 2014. Trustee Quigley made a motion to adopt resolution #5; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #6**- approving the use of the Trolley by the Eastchester Veterans Ceremony & Parade Committee, on Monday, May 26, 2014 beginning at 8:30 am for the veterans to be transported to the Bronxville Parade followed by the placing of the wreaths at the monuments and 1 to transport officials and others from the ceremony being held at the Eastchester Monument Park at 4:00 pm. Trustee Quigley made a motion to adopt resolution #6; motion was seconded by Trustee Alfasi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #7** – ratifying Village Board action authorizing the Mayor to sign a proposal with Safety First Services LLC for consulting services as it relates to workplace safety and loss prevention program for workers compensation policy holders. Trustee Alfasi made a motion to adopt resolution #7; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #8**-authorizing the Receiver of Taxes to collect taxes for fiscal year June 1, 2014 – May 31, 2015 in two installments, the 1<sup>st</sup> installment on June 1, 2014; for non-payment of 1<sup>st</sup> installment, a 5% penalty shall be imposed for the month of July and a 1% penalty for each month thereafter to date of redemption and the 2<sup>nd</sup> installment on December 1, 2014; for non-payment of the 2<sup>nd</sup> half installment, a 5% penalty shall be imposed for the month of January and a 1% penalty for each month thereafter to date of redemption and further authorizing the Mayor to sign the Tax Collector's Warrant that follows:

#### **TAX COLLECTOR'S WARRANT**

**Susan Ciamarra, Receiver of Taxes, Village of Tuckahoe**

**RESOLUTION : May 12, 2014**

**Budget Year: June 1, 2014 to May 31, 2015**

You are commanded to receive and collect from the several owners of property as shown on Section, Block, Lot in the Assessment Roll filed in the office of the Village Clerk, the several sums named in the columns headed "Village Tax" opposite the respective lot numbers for the following purposes:

#### **ESTIMATED EXPENSES**

Legislative	21,450
Judicial	142,296
Executive	7,282
Auditing	34,100
Treasurer	116,357
Assessor	9,320
Village Clerk	150,057
Village Attorney	75,732
Records Management	500
Engineering	1,000
Elections	6,335
Buildings - Village Hall	155,950
Buildings - DPW	28,000
Special Items	818,919
Police Department	3,031,704
On Street Parking	116,673
Off Street Parking	42,000

#### **ESTIMATED RECEIPTS**

Interest & Penalties on Taxes	15,000
Payments in Lieu of Tax	13,800
Non Prop. Taxes - Utilities	272,000
Local Sales Tax	914,000
Departmental Income	1,279,500
Intergovernmental Charges	38,098
Use of Money & Property	249,400
Licenses & Permits	553,100
Fines & Forfeitures	368,005
Minor Sales & Comp for Losses	102,000
Misc. Local Sources	48,925
State Aid	289,430
Appropriated Fund Balance	150,000
Tax Levy	7,279,385

**TOTAL REVENUES: 11,572,643**



Building Department	181,887
Civ/Def Auxiliary Police	500
Health	11,695
Street Maintenance	1,268,600
Snow Removal	75,000
Street Lighting	9,500
Recreation Service	66,798
Recreation Administration	60,450
Community Center Maintenance	44,900
Zoning Board of Appeals	3,300
Planning Board	3,300
Sanitary Sewer	110,003
Refuse Collection	575,877
Water Service/Pipe Rental	-
Employee Benefits	3,496,565
Transfer to Library Fund	440,793
Debt Service	465,800
<b>TOTAL EXPENDITURES:</b>	<b>\$11,572,643</b>

Upon delivery of the roll and warrant too you, you shall publish in the official newspaper of the Village and post in five public places in the Village, a notice that such Tax Roll and Warrant have been left with you for the collection of Taxes levied, and shall designate the place where you will receive taxes from June 1<sup>st</sup> to July 1<sup>st</sup> from 8:30 a.m. until 4:30 p.m. except Saturdays, Sundays and holidays; said notice shall also be published one week after the first publication.

You shall proceed to collect such taxes therein levied in the manner provided in Article V of the Village Law and also in accordance with the resolution of the Board of Trustees adopted on the 12<sup>th</sup> day of May 2014, to collect such taxes in two equal semi-annual installments in conformity with the provisions of Section 117-A of the Village Law.

For said period, you will receive all taxes paid to you without additional charge.

In accordance with Section 1432 and 924-a of the Real Property Tax Law, on all taxes remaining unpaid after July 1<sup>st</sup>, five percent shall be added for the first month and at least an additional one percent for each month or fraction thereof, thereafter, until paid on the first half.

In accordance with Section 1432 and 924-a of the Real Property Tax Law, on all taxes remaining unpaid after January 1<sup>st</sup>, five percent shall be added for the first month and at least an additional one percent for each month or fraction thereof, thereafter, until paid on the second half.

You shall attend at the time and place specified in said Notice for the purpose of receiving said taxes.

After the first of July, you shall proceed to collect the taxes remaining unpaid, with interest as herein provided, but without any other charge or fee.

All interest collected shall belong to the Village.

IN WITNESS THEREOF, the Board of Trustees of the Village of Tuckahoe has caused these presents to be signed by the Mayor and the Clerk of said Village and the seal of the Village of Tuckahoe in hereunto affixed this 12th day of May 2014.

\_\_\_\_\_  
**Steven Ecklund, Mayor**

ATTEST:

\_\_\_\_\_  
**Susan Ciamarra, Village Clerk**

Trustee Quigley made a motion to adopt resolution #8; motion was seconded by Trustee Alfasi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #9-** authorizing the Village Clerk to issue a Peddler's License to Westchester Greenhouses and Farm Inc. to participate in the Farmer's Market in Dept Square every Sunday beginning with Sunday, June 1, 2014 to Sunday, November 23, 2014. Trustee Quigley made a motion to adopt resolution #9; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #10** – authorizing a change in title for John Galluzzi from Recreation Supervisor to Recreation Attendant effective as of May 13, 2014. Trustee Luisi made a motion to adopt resolution #10; motion was seconded by Trustee Alfasi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #11** – authorizing the Village Clerk to issue a special permit under the Cabaret Law to Tuck'd Away for June 6, 2014 from 9pm to 12 midnight; band will perform – only vocals will be amplified. Trustee Quigley made a motion to adopt resolution #11; motion was seconded by Trustee Alfasi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #12-** approving and adopting the attached Village of Tuckahoe Credit Card Use Agreement as the Village Credit Card Use Agreement for the Village of Tuckahoe and further approving and adopting the attached Village of Tuckahoe Credit Card Policies and Procedures as the Village Credit Card Policies and Procedures for Village-issued credit cards and further authorizing the Mayor to enter into the attached Village Credit Card Use Agreement with any and all department heads, officials and/or employees of the Village that have been or may be issued Village credit cards.

### **Village of Tuckahoe Credit Card Use Agreement**

I, \_\_\_\_\_, hereby acknowledge receipt of the following

credit card: \_\_\_\_\_ / \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_  
(type of credit card) (credit card number)

(hereinafter the "card" or "credit card").

I understand that improper use of this card may result in disciplinary action, as outlined in the Village of Tuckahoe Credit Card Policies and Procedures ("Policies and Procedures"), which is attached hereto, made a part hereof and incorporated by reference herein, as well as personal liability for any unauthorized or improper purchases. As the cardholder, I agree to comply with the terms and conditions of this Village of Tuckahoe Credit Card Use Agreement ("Agreement"),

including the attached Policies and Procedures. As a cardholder, I agree to comply with the terms and conditions of the credit card company that issued or issues the credit card.

I acknowledge receipt of this Agreement and the attached Policies and Procedures and confirm that I have read and understand the terms and conditions set forth therein. I understand that by using this card, I will be making financial commitments on behalf of the Village and that the Village may be liable to \_\_\_\_\_ for all charges made on this

(Name of Credit Card Company)

card, except as provided herein.

I will strive to obtain the best value for the Village when purchasing merchandise and/or services with this card.

As a holder of this Village credit card, I agree to accept the responsibility and accountability for the protection and proper use of the card, as enumerated above. I will return the card to the Village Administrator, upon demand, during the period of my employment. I further agree to return the card to the Village Administrator upon termination of employment. I understand that the card is not to be used for personal purchases and agree not to use the card for such purchases. If the card is used for personal purchases or for purchases for any other entity, the Village will be entitled to reimbursement from me of such purchases. The Village will also be entitled to pursue legal action, if required, to recover the cost of such purchases, together with costs of collection, any accrued interest, and reasonable attorney fees.

Signature \_\_\_\_\_ Date \_\_\_\_\_  
(Cardholder)

Signature \_\_\_\_\_ Date \_\_\_\_\_  
(Mayor of the Village of Tuckahoe)

Treasury Department use only:

Date \_\_\_\_\_ Amount approved \$ \_\_\_\_\_

Signature \_\_\_\_\_  
(Village Treasurer)

## **Village of Tuckahoe Credit Card Policies and Procedures**

### ***Objectives***

1. To allow Village of Tuckahoe ("Village") personnel access to efficient and alternative means of payment for approved expenses, especially expenses related to business travel and office supplies.
2. To improve managerial reporting related to credit card purchases.
3. To improve efficiency and reduce costs of payables processing.

## ***Policies***

1. Village credit cards will be issued to certain department heads, only with approval of the Mayor and Village Board of Trustees (the "Village Board").
2. Credit cards will only be used for Village business purposes. Personal purchases of any type are not allowed.
3. The following purchases are not allowed:
  - Alcoholic beverages/tobacco products
  - Capital equipment and upgrades over \$250.00 without prior written authorization by the Village Administrator
  - Construction, renovation/installation services
  - Controlled substances
  - Items or services on term contracts
  - Maintenance agreements
  - Personal items or loans
  - Purchases involving trade-in of Village property
  - Rentals (other than short-term autos)
  - Telephones, related equipment, or services
  - Any other items deemed inconsistent with the municipal purposes of the Village
4. Cash advances on credit cards are *not* allowed.
5. Cardholders will be required to sign an agreement confirming that they accept these Policies and Procedures. Individuals who do not adhere to these Policies and Procedures risk revocation of their credit card privileges and/or disciplinary action.

## ***Procedures***

1. Credit cards may be requested for prospective cardholders by written request to the Village Administrator, Mayor and Village Board.
2. Detailed receipts must be retained and attached to the credit card statements. In the case of meals and entertainment, each receipt must include the names of all persons involved in the purchase, and a brief description of the Village business purpose of the purchase, in accordance with Internal Revenue Service regulations.
3. Monthly statements, with attached detailed receipts, must be submitted to the Village Treasury Department within ten days of receipt of the statement to enable timely payment of amounts due.
4. All monthly statements submitted for payment must have the written approval of the approving department head, the date of the approval, and the approval of the cardholder, unless the cardholder is him/herself the department head.

5. All monthly statements submitted for payment must have the appropriate account number(s) and the associated amounts clearly written on the statement. Multiple purchases charged to the same account number must be subtotaled. Cards may be designated to have all expenses charged to a specific account number, with exceptions noted on the monthly statement, if desired.
6. Cardholders should make every effort to ensure that purchases do not include sales tax where applicable. Letters of tax-exempt status are available through the Village Treasury Department. Tangible personal property is property that can be touched and retained in one's possession (excludes food, entertainment, and other consumables.) Services are works or activities performed by another for a fee (includes normal services such as personal services performed by professionals and/or non-professionals, but excludes lodging.) Sales tax may be paid for minimal expenditures from one-time vendors who refuse the exemption, but sales taxes, where otherwise applicable, should not be paid (select another vendor) where the purchases are for more substantial expenditures or are repetitively incurred.

Trustee Luisi made a motion to adopt resolution #12; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #13-** authorizing a Car Show sponsored by Broken Bow Brewery and Rocco's Service Center on Sunday, June 1st (rain date of June 8th) from 10am to 3pm. Street closure from 9:30am-3:30pm on Marbledale Road between Fisher Avenue and Jackson Avenue. Trustee Quigley made a motion to adopt resolution #13; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 4-0.

**RESOLUTION #14** approving payment of vouchers in the amount of \$446,954.08, consisting of Abstract #44 for \$208,133.34, Abstract #45 for \$5,421.25 and Abstract #47 for \$233,399.49. The three largest invoices paid were: (1) \$121,733.56 for employee health insurance premiums for the month of May 2014, (2) \$38,408.91 for the purchase of rock salt and (3) \$28,733.14 for the payment of a tax certiorari claim. Trustee Luisi made a motion to adopt resolution #14; motion was seconded by Trustee Alfasi and upon roll call, motion was carried by a vote of 4-0.

Mayor Ecklund-

This will be the last meeting John Cavallaro will be representing us as our Village Attorney.

John has accepted a tremendous position in the private sector where they have seen what we have all known for many years, which is that John is a brilliant Attorney and possesses all the qualities you want in not just an attorney but a negotiator, employee and friend.

It has been a true pleasure and privilege working with you for the past 10 years

I have never encountered anyone in my private business or public service that is as thorough as you are in your work

You have been a part of every single project and decision that has shaped the Village over the last decade - and the quality of where we live shows it. I have admired your patience and your gentle manner in how you deal with us, our residents and the staff here in the Village.

Even though you never lived in Tuckahoe, you have always gone the extra mile as if this were your own home which you should know - Tuckahoe will always be your home.

I can't express enough how much you will be missed. All I can say is Thank You.

Mayor Ecklund statement below from Deputy Mayor Giordano-  
Dear John,

I'm sorry not to be imparting this to you in person, but on this your last meeting as Tuckahoe's Attorney, I wanted to acknowledge your years of wise counsel to our Boards and to our Village. The depth of your knowledge of zoning, municipal law and litigation has been essential to us as we navigate the challenges, complexities and nuances we face in local government. Your work ethic is superseded by none. However, for me, it has been your unwavering professionalism and integrity and the kind, gentlemanlike manner in which you treat all people at all times that forms the cornerstone of the tremendous respect I have for you as a person, advocate and counsel. Someone who exhibits such character and ability is not easily replaced. We take solace, however, in the promise of your bright future, and wish you the very best in your new endeavors.

With gratitude and admiration,  
Tom Giordano

Trustee Quigley- What has struck me with John is on three different levels, the first is his amazing grasp of not only the hundreds of laws, rules, and regulations that affect municipal government but he knows the legal arcania of what was behind these laws that somehow stumbled through the Assembly and Senate in Albany. He puts it in a manner that we can understand. As a lawyer I understand the difficulty is describing concisely and correctly what our clients need to know and what we need to do. This is where John really stood out. He could explain laws in a clear, concise and correct manner and give us good recommendations on how to proceed. Secondly he is always deferential and accommodating to everyone's point of view. He had the dubious honor of working with 2 lawyers on the board and now with 3 lawyers on the board-that could be tough. He never picked legal fights with us. He was always focused on what does the law mean, how does it apply to the Village and what do we do about it. We come away here with John's career with concise, clear and correct advice.

Trustee Luisi-

Lastly, I bid a fond farewell to John Cavallaro. Tuckahoe's loss is surely your new employer's gain. I wish you much success and happiness in the next phase of your professional career. John continued to work diligently into the final hours of his last day with us. Today, within an hour of sending John an email concerning a Village issue, he had comprehensively responded to me. Your commitment and service to the Village throughout your years as Village Attorney was well over and above what you were being compensated for. What I will miss the most about John are

the three very important character traits he possessed, honesty, integrity and respect. It was those traits as well as your legal expertise that so efficiently guided this Board as we administered Village government. In closing, "Thank you" John for being one of the best Village Attorney's and adviser that this Village trustee could ask for. It has been an honor to work with you

Trustee Alfasi-As a member of the Zoning Board, I had the privilege of working with you. I've known you a little bit longer than that but I do want to say that anyone that watches this meeting, Board of Trustees, Zoning Board, Planning Board know you are an excellent attorney who always has done the proper research, planning and due diligence. Those who have worked with you know you; know that you are a man of impeccable character.

John Cavallaro-

As expressed, it has been my privilege and honor to serve as Village Attorney under your Administration and the prior Administrations of Mayors Martino and Fitzpatrick. I have had the privilege of serving a wonderful Village with exceptional officials and staff, who I have come to appreciate and respect so greatly.

I have such great respect for all of your efforts as Mayor and as a former Trustee of the Village Board. The residents of the Village of Tuckahoe are blessed to have a Mayor such as you who devotes an extraordinary amount of time and effort to the Village and its management and operations. Your deep sense of concern for the Village is unparalleled and was so obvious from my first meeting with you. I thank you and wish you all the best in future years as Mayor.

I also wish to thank the members of the Village Board of Trustees (present and past). Collectively, I have had a wonderful and exciting opportunity to represent a group of individuals who have always acted with the best interests of the Village at the forefront. We confronted many challenges over the last decade, and in each instance, overcame those challenges for the betterment of the Village. We could not have accomplished that without the collaborative and cooperative spirit of the Village Board members who always put aside their theoretical and political differences and acted with such a problem-solving aptitude that I so greatly respect.

In addition, it has been my pleasure to serve as counsel for the Village Planning Board and Zoning Board of Appeals. Over the last ten years and more recently, we have had some significant development projects in the Village. Under the guidance of those land use boards, the Village will soon realize appropriate, reasonable and environmentally sound developments that will benefit the Village for future years.

Finally, I will truly miss my interaction with the Department Heads and employees of the Village. The Village has put together an amazing staff of Department Heads and employees who I have come to truly appreciate. Since 2004, I have worked together with the Department Heads and employees on countless issues and matters and respect each one of them for their genuine concern for the Village. The responsible and cooperative approach of the Department Heads and employees towards me has been unmatched. Only through such an approach, were we able to overcome the daily obstacles that are encountered in administering and advising a Village. To each one of them, I extend a thank you for supporting me in the issues I confronted as Village Attorney.

It may sound a little cliché but I hope the Village is a better position today due to all of our efforts than it was a decade ago. Thank you again for providing me with the wonderful opportunity to serve as your Village Attorney. John D. Cavallaro - Tuckahoe Village Attorney  
John congratulated Gary Gjertsen.

Frank Fish said that John Cavallaro is consistent and dependable. He has tremendous follow through. He has always been there for all three boards.

Melba Caliano said she appreciates John Cavallaro's time and effort.

Gary Gjertsen thanked the board. He has been John's deputy for 10 years and John Cavallaro is the best boss ever. Gary thanked the board for their faith in him stating that he has huge shoes to fill. Gary will try his best. Over the years John has become true friend and I will miss him.

## **DEPARTMENTAL REPORTS TO THE BOARD**

**POLICE-** The Chief is grateful to the Attorney General's Office for a grant for Heroin antidote kits and training. This week being Police Week, it was kicked off this evening with a police ceremony. May 17<sup>th</sup> is the Police Memorial and at noon there will be an open house in the department with tours throughout the department. Chief Costanzo thanked John Cavallaro for his guidance and friendship. He congratulated Gary Gjertsen.

**DPW-** statement read by Trustee Luisi - To John Cavallaro: I would first of all like to congratulate you on your new endeavors. I want to let you know how much I appreciate being given the opportunity to work with you. Your personal integrity, many accomplishments and strong work ethic has been an inspiration to all of us. You have been a great asset to the village and all the department heads. You will be missed but always welcome. Again, Congratulations, and I would like to wish you and your family all the best! Frank Di Marco and the entire Village of Tuckahoe, Department of Public Works

**BUILDING DEPT-** Bill Williams said that construction has begun in Crestwood and on Midland. He thanked John Cavallaro on the advise he provided and to listen to all sides.

**CLERK-** On behalf of the Clerk's Camille DiSalvo thanked John Cavallaro and said working with him was a privilege.

Ron Gallo is having a great time on the Zoning Board. He is happy to have Janice Barandes on the board. He congratulated Trustees Quigley and Alfasi on their wins. He bid farewell to John Cavallaro and congratulated Gary.

## **MISCELLANEOUS BUSINESS**

Mayor Ecklund announced the next Community Meeting Wednesday, May 28<sup>th</sup> at 7:30 pm at Main Street Park, the next Village Board Meeting is Monday, June 9<sup>th</sup>, and reminded all that Village offices and DPW closed on Monday, May 26<sup>th</sup> in observance of the Memorial Day holiday.

## **BOARD OF TRUSTEES MEMBER REPORTS**

► **TRUSTEE** Quigley -announced upcoming Chamber events-the summer concert series, scholarship dinner, and restaurant week. Check their website. The library antique event was a success. Check their website for their many activities.

► **TRUSTEE** Luisi -said that the Tuckahoe Historical Committee meets every Wednesday morning at Village Hall. Please come out and vote on May 20<sup>th</sup> for the school budget. There are 2 open



seats and 4 candidates. The Tuckahoe Seniors have 2 trips this month, Empire casino and Chelsea Market and stroll the high line park. May 22<sup>nd</sup> is the Memorial Day picnic.

► TRUSTEE Alfasi -Check the websites for Eastchester, Tuckahoe and Bronxville Memorial Events. We should honor our veterans. These men and women have made the ultimate sacrifice.

► MAYOR Ecklund- On Friday our Mayor for a Day, Jack Gramaglia, had a wonderful day. He went through every department and got a feel as to what it is to be Mayor. Memorial Day is a very important day. I will be in the parade but will be in Washington DC for Memorial Day where my dad will be honored in an honor flight. My brother, a navy veteran, will be his escort for the day.

There being no further business, the unanimously voted to adjourn the meeting at 9:15PM.

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Susan Ciamarra, Village Clerk