

**December 12, 2011**

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

Present:

Trustee	Giordano- ABSENT
Trustee	Quigley
Trustee	Luisi
Trustee	Hayes
Mayor	Ecklund

The meeting opened with the Salute to the Flag and Pledge of Allegiance.

A Moment of Silence was observed for deceased Gloria Rosell. She had served as a member of the Zoning Board of Appeals for several years.

**PRESENTATIONS:**

1. Drawing – Victor Alvez - winner of the Senior Citizens Coordinating Council free parking commuter space for 2012.
2. Special Presentation – Recognizing Library Director Debbie Coppola on her retirement.

The Mayor and Board of Trustees wished her well and presented her with a certificate and gift. Mike Grubiack from Senator Klein’s office presented her with a certificate. Mayor Ecklund noted that County Legislator Marcotte and Supervisor Colavita, could not be present due to a prior commitment, but each had sent a proclamation and added the Mayor & Board will donate \$100. to the Friends of the Library. Ginger Crosby, Library Board President, wished Debbie well on her retirement. Debbie Coppola thanked everyone adding that it has been an honor to serve the Tuckahoe community.

**ADOPTION OF MINUTES**

Trustee Luisi motioned to approve the minutes of the regular meeting of November 14, 2011; motion was seconded by Trustee Quigley and upon roll call was carried by a vote of 4 – 0.

**CORRESPONDENCE-** The Clerk’s Office reported that a letter was received from Westchester County Department of Planning commenting on the proposed Crestwood Project.

**RESOLUTIONS**

**RESOLUTION #1** ratifying Village Board action authorizing the use of the Trolley by Tuckahoe High School for an environmental field trip to the Dept. of Public Works on Monday, November 28<sup>th</sup> at 11 am. **Trustee Hayes motioned to adopt resolution #1; motion was seconded by Trustee Quigley and upon roll call was carried by a vote of 4-0.**

**RESOLUTION #2** authorizing free short-term street parking in business districts to encourage shopping in the Village during the holidays. The short-term meters will be bagged December 23<sup>rd</sup> and December

24<sup>th</sup> , parking will be limited to two (2) hours. **Trustee Quigley motioned to adopt resolution #2; motion was seconded by Trustee Hayes and upon roll call was carried by a vote of 4-0.**

**RESOLUTION #3** accepting a contribution of \$5,000 from the Generoso Pope Foundation to fund costs associated with the Winterfest event held on December 3<sup>rd</sup> and 4<sup>th</sup> . **Trustee Quigley motioned to adopt resolution #3; motion was seconded by Trustee Luisi and upon roll call was carried by a vote of 4-0.**

**RESOLUTION #4** authorizing the Chief of Police to purchase two (2) 2012 Dodge Charger Police Vehicles from John Vance Motors, PO Box 400, Guthree, OK, under the Westchester County Bureau of Purchasing and Supplies contract. **Trustee Quigley motioned to adopt resolution #4; motion was seconded by Trustee Luisi and upon roll call was carried by a vote of 4-0.**

**RESOLUTION #5** authorizing the Mayor to sign an agreement between the Village of Tuckahoe and Complus Data Innovations, Inc. for a period of two (2) years beginning December 1, 2011 and ending November 30, 2013 to provide services for the processing of parking tickets using the FastTrack Parking Tickets Management System. **Trustee Quigley motioned to adopt resolution #5; motion was seconded by Trustee Luisi and upon roll call was carried by a vote of 4-0.**

**RESOLUTION #6** authorizing the advertisement of notice to bidders for the purchase of police uniforms. **Trustee Quigley motioned to adopt resolution #6; motion was seconded by Trustee Hayes and upon roll call was carried by a vote of 4-0.**

**RESOLUTION #7 AUTHORIZING THE VILLAGE'S SPECIAL COUNSEL TO COMMENCE AN ACTION AGAINST THE OWNER OF THE PREMISES 99 MAIN STREET, TUCKAHOE, NEW YORK SEEKING INJUNCTIVE AND OTHER RELIEF**

At a regular meeting of the Village Board of the Village of Tuckahoe, New York (the "Village") held at Village Hall, 65 Main Street, Tuckahoe, New York on December 12, 2011.

WHEREAS the property located at 99 Main Street in the Village of Tuckahoe ("the Property") has been neglected for a number of years, and

WHEREAS, upon inspection it has been determined that the Property is in a dangerous and/or unsafe condition in violation of sections 6-70 and 6-71 of the Tuckahoe Village Code ("Village code"), and

WHEREAS, based upon the inspection reports prepared for the Village, this Board believes the condition of the Property is a public nuisance which endangers the property, health, safety or comfort of a considerable number of persons residing in, working in and visiting the Village, and

WHEREAS, attempts to have the owner of the Property repair or remove the dangerous and/or unsafe conditions have been unsuccessful, and

WHEREAS, this Village Board believes that absent an injunction against the continuation of the dangerous and/or unsafe conditions that there is a significant danger to life and/or property of others from the conditions at the Property, and

WHEREAS, sections 6-70 and 6-71 of the Village Code were adopted on October 2, 1950, and

WHEREAS, New York Village Law section 20-2006 (1) (c) permits the enforcement of local ordinances adopted prior to September 1, 1974 by injunction,

NOW, THEREFORE, BE IT RESOLVED

Section 1. That the Village's special counsel Silverberg Zalantis LLP is authorized and directed to commence an action against the owner of the Property seeking injunctive and other relief based upon the condition of the Property being a public nuisance and a violation of the specific provisions of sections 6-70 and 6-71 of the Village Code.

Section 2. That this resolution shall take effect immediately.

**Trustee Quigley motioned to adopt resolution #7; motion was seconded by Trustee Luisi and upon roll call was carried by a vote of 4-0.**

**RESOLUTION #8** authorizing the Village Clerk to issue a Special Permit under Cabaret License to Growlers on December 31<sup>st</sup> 2011 for a New Year's Eve party with amplified music from 8pm to midnight. **Trustee Quigley motioned to adopt resolution #8; motion was seconded by Trustee Hayes and upon roll call was carried by a vote of 4-0.**

**RESOLUTION #9** approving payment of vouchers in the amount of \$270,751.28 consisting of abstract #27 for \$110,823.56, abstract #28 for \$2,031.45, abstract #29 \$155,666.66 and abstract #30 for \$2,229.61. The three largest invoices paid were: (1) \$108,755.96, for employee health insurance premiums for the month of December 2011, (2) \$16,322.53 for electric charges for the month of October 2011 and (3) \$9,965.00 for the State share of fines and fees collected by the Justice Court for the month of October 2011. **Trustee Quigley motioned to adopt resolution #9; motion was seconded by Trustee Hayes and upon roll call was carried by a vote of 4-0.**

## **DEPARTMENTAL REPORTS TO THE BOARD**

**Police-Chief Costanzo** reminded residents that winter parking rules are going into effect December 15<sup>th</sup> and Resident parking permits expired as of November 30.

## **MISCELLANEOUS BUSINESS**

Mayor Ecklund announced the next Village Board Meeting – Monday, January 9<sup>th</sup>.

Village offices and DPW will be closed on Monday, December 26<sup>th</sup> in observance of the Christmas holiday and on Monday, January 2<sup>nd</sup> in observance of the New Year holiday.

## **BOARD OF TRUSTEES MEMBER REPORTS**

▶ **TRUSTEE Giordano**- absent

▶ **TRUSTEE Quigley**- reported on upcoming library and Chamber of Commerce events and, I Train with Juan, located in the Squash building, is a new member of the Chamber.

▶ **TRUSTEE Luisi**- reported on the seniors' thanksgiving luncheon. December 20th is the Senior Party at 4 Union. On behalf of the Board, Barbara Stires was wished a speedy recovery. DPW did a great job

in cutting down and transporting the Christmas tree. A new DPW schedule has been distributed. Thanks to Joe Tavalilla for explaining to the Tuckahoe students the role vegetable oil plays to fuel the trucks.

► TRUSTEE Hayes- reported on upcoming meetings; Environmental meeting is January 4 and the next Tree meeting is January 11. The Tuckahoe Times newsletter is complete and has been distributed. We encourage all residents to sign up for announcements and news on [www.tuckahoe.com](http://www.tuckahoe.com) The winners of the Beautification raffle were Peter Iodice- 1<sup>st</sup> prize \$1,000 and donated \$500. back to Beautification, R. Hunter-2<sup>nd</sup> \$350.prize and Alice Schwartz- 3<sup>rd</sup> \$150. prize.

► MAYOR Ecklund- reported that the Army Corp. representative could not be here but the Yonkers Avenue project is still right on schedule. The Fire Commissioner Election is tomorrow at the Community Center. Winterfest was a great celebration. Thanks to the Generoso Pope Foundation for under writing the cost of the event. Thanks to Mr. DeCintio for donating the tree displayed in Depot Square. He thanked the office staff for the work in putting the events together as well as to thank Mr.Raffiani for donating the rope on the lampposts and to the many businesses who contributed toward the fresh wreaths. He wished Happy Holidays and Happy New Year to everyone.

## **SECOND OPPORTUNITY TO ADDRESS THE BOARD**

Councilman Luigi Marcoccia wishes all the residents a Merry Christmas and Happy New Year.

Dr. Edward Powers from 6 McKinley Street gave a brief history of his house and his neighbor's house. He expressed concern with the newly installed fence by his neighbor which he believes is a safety issue. John Cavallaro said this is an issue between property owners; however, the Building Inspector has noted that under the Village zoning code, it is permitted. Further, I have asked the Building Inspector to check whether this meets with the State Code of general safety but have not heard back yet. Mayor Ecklund said the matter will be checked with the State Building codes to ascertain if this situation can be remedied. John Cavallaro added that the Building Department added the front portion of the fence to the permit but it was not presented to the Zoning Board; only the back enclosure was presented to the Zoning Board. The front part of the fence was added on to the permit.

Mr. Powers added that his primary concern is safety. Photos have been sent to the Village.

John Cavallaro said this is not a zoning issue; it is a Building Department issue.

Mike Grubiak from Senator Klein's Office said that last Wednesday there was a special session in Albany regarding changes on the tax code. Also, next Tuesday, Dec. 20<sup>th</sup>, Senator Klein is hosting a Holiday Party at his new office at 1250 Waters Place, Bronx, NY.

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

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Susan Ciamarra, Village Clerk