

MAY 31, 2011

BOARD OF TRUSTEES  
SPECIAL MEETING

PRESENT:

TRUSTEE	Giordano
TRUSTEE	Quigley
TRUSTEE	Luisi
TRUSTEE	Hayes
MAYOR	Ecklund

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

Mayor Ecklund announced the reason for the special meeting is to consider various resolutions dealing with CDBG.

**RESOLUTION #1 AUTHORIZING THE MAYOR TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY OF WESTCHESTER FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING PROGRAM**

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 May 9, 2011.

WHEREAS, the County of Westchester has requested that the Village of Tuckahoe enter into an Inter-Municipal Agreement ("IMA") for Community Development Block Grant ("CDBG") funding; and

WHEREAS, under the IMA the Village would have an obligation to affirmatively further fair housing as the same is set forth in the IMA; and

WHEREAS, the Village Board finds that because the CDBG funding will enable the Village to make various improvements and upgrades to the Village's streets, parks and infrastructure, it is in the best interest of the Village to execute the IMA;

NOW, THEREFORE, BE IT RESOLVED

Section 1. The Mayor is hereby authorized to execute an Inter-Municipal Agreement with the County of Westchester for Community Development Block Grant funding.

Section 2. That this resolution shall take effect immediately.

Mayor Ecklund called for a motion to approve Resolution #1. **Trustee Quigley motioned to approve Resolution #1; motion was not seconded.**

**With no second to the motion to approve, Trustee Giordano motioned to disapprove Resolution #1; motion was seconded by Trustee Luisi and upon roll call was carried by a vote of 3-1, Trustee Quigley oppose and Trustee Hayes abstained.**

Trustee Giordano outlined the history of the CDBG program. Westchester County may receive certain funds as an urban county. Village must sign a cooperation agreement in order to receive the funds. For the upcoming 3 year cycle the Village has considered seven projects and the THA has five projects. Then an IMA needs to be signed by the Village which carries certain conditions. He is opposed to the false claim regarding fair housing. The county must build 750 affordable units. The Village may apply for funding for projects; however, there is no guarantee they will get approved. Once the Village signs on, the ban local requirements for housing needs to be put in place, the County has right of first refusal for land in rem, and reasonable efforts must be used to assist in affordable housing and change zoning or land use for inclusionary zoning.

Trustee Quigley said he is against the motion to disapprove on the basis that the benefits of the CDBG are obvious. As far as housing, these units will be built regardless of county money or not. The settlement agreement is a legally binding contract. It is a complicated process and the potential benefits outweigh the burdens. We are looking at THA renovations and infrastructure and renovations to parks and sidewalks. These are all types of improvements that we would like to have. With CDBG this can happen. The hook is not too severe in accepting the funds. Affordable housing may happen. The Village has already done inclusionary zoning. We are a densely populated community and others communities have accepted this and we could accommodate housing without a terrible detriment. This is a complicated process but I am quite proud of how the board has approached this issue. The concrete tangible benefits outweigh the potential burdens.

Trustee Luisi felt the Village would give up its right to the Federal Government letting them place affordable housing in the Village. The Village needs guarantees; once the Village signs, there are no guarantees and as late as today, the County has backed out of any language provisions proposed by the Village.

Trustee Hayes noted the reasons for her abstention on all three resolutions is that, although she has been part of the process in the last few weeks, at this point she still did not have a full understanding in order to make comfortable decision.

Mayor Ecklund felt it is disturbing to apply with no guarantee. Countless hours have been spent on this decision. At this point, he will write the County and demand the money, \$308,000.00 that was earmarked for Tuckahoe, during the last three year cycle.

Jeff Zuckerman said he agreed with Trustee Quigley. The number of units of housing is unclear. The Village has zero tolerance for housing. He was concerned the work could only be done with taxes going higher. He felt the cost is so small compared to the benefit. He also expressed concern with the 2% tax cap Albany is proposing.

**RESOLUTION #2 endorsing the submission of an application to the Westchester Urban County Consortium for Community Development Block Grant (CDBG) for Fiscal Year 2012-2014 cycle for the following projects:**

1. Main Street Sewer Relining Project – total cost of project is \$166,650.00. The Village of Tuckahoe is requesting \$124,987.50 in CDBG funding; the Village of Tuckahoe will contribute \$41,662.50 toward the completion of this project.

2. Marbledale Road Drainage Improvement Project – total cost of project is \$122,890.00. The Village of Tuckahoe is requesting \$92,167.50 in CDBG funding; the Village of Tuckahoe will contribute \$30,722.50 toward the completion of this project.

3. Marbledale Road & Main Street Sidewalk Project – total cost of project is \$121,211.00. The Village of Tuckahoe is requesting \$90,908.25 in CDBG funding; the Village of Tuckahoe will contribute \$30,302.75 toward the completion of this project.

4. Lincoln Avenue & Marbledale Road Curb & Sidewalk Project – total cost of project is \$130,175.00. The Village of Tuckahoe is requesting \$97,631.25 in CDBG funding; the Village of Tuckahoe will contribute \$32,543.75 toward the completion of this project.

5. Monroe Street & Dante Avenue Curb and Sidewalk Project – total cost of project is \$155,656.00. The Village of Tuckahoe is requesting \$116,742.00 in CDBG funding; the Village of Tuckahoe will contribute \$38,914.00 toward the completion of this project.

6. Fisher Avenue, Alpine Place & Oakland Avenue Curb & Sidewalk Project – total cost of project is \$119,660.00. The Village of Tuckahoe is requesting \$89,745.00 in CDBG funding; the Village of Tuckahoe will contribute \$29,915.00 toward the completion of this project.

7. Community Center/Library Roof Replacement Project - total cost of the project is \$149,000.00. The Village of Tuckahoe is requesting \$111,750.00 in CDBG funding; the Village of Tuckahoe will contribute \$37,250.00 toward the completion of the project.

Trustee Quigley motioned to approve Resolution #2; motion was not seconded.

With no second motion to approve, Trustee Giordano motioned to disapprove Resolution #2; motion was seconded by Trustee Luisi and upon roll call was carried by a vote of 3-1, Trustee Quigley opposing and Trustee Hayes abstaining.

Trustee Luisi said it would be the county who decided which projects they would approve if the application was submitted.

Trustee Giordano reiterate that money does not come free and it should be the Village's decision as to what is best for Tuckahoe and not the Federal government.

**RESOLUTION #3**

A RESOLUTION OF THE VILLAGE OF TUCKAHOE OPTING OUT OF THE URBAN COUNTY COOPERATION AGREEMENT AND WESTCHESTER URBAN COUNTY CONSORTIUM WITH THE COUNTY OF WESTCHESTER

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 May 23, 2011.

WHEREAS, on or about May 25, 2005, the Village of Tuckahoe entered into an Urban County Cooperation Agreement (the "Agreement") with the County of Westchester; and

WHEREAS, the Agreement provided, in relevant part, that, "[t]his Agreement will be automatically renewed for participation in successive three year qualification periods, unless the County or the Municipality provides written notice that it elects not to participate in a new qualification period"; and

WHEREAS, on or about May 12, 2011, the Deputy Commissioner of Planning of the County of Westchester forwarded a letter to the Village Mayor indicating that, "[i]f your municipality wishes to opt out, your governing body will need to pass a resolution to this effect, and deliver a copy of this resolution to the County Department of Planning no later than Friday, June 3, 2011"; and

WHEREAS, the Board of Trustees of the Village of Tuckahoe desire to opt out of the Agreement and the Westchester Urban County Consortium;

NOW, THEREFORE, BE IT RESOLVED

Section 1. The Village Board of Trustees hereby resolves that the Village of Tuckahoe shall opt out of the Urban County Cooperation Agreement for years 2012 through 2014 (May 1, 2012 through April 30, 2015), and as such shall be deemed to have opted out of the Urban County Cooperation Agreement for years 2012 through 2014 (May 1, 2012 through April 30, 2015).

Section 2. The Village Board of Trustees hereby resolves that the Village of Tuckahoe shall opt out of the Westchester Urban County Consortium for years 2012 through 2014 (May 1, 2012 through April 30, 2015), and as such shall be deemed to have opted out of the Westchester Urban County Consortium for years 2012 through 2014 (May 1, 2012 through April 30, 2015).

Section 3. That this resolution shall take effect immediately.

**Trustee Giordano motioned to approve Resolution #3; motion was seconded by Trustee Luisi and upon roll call was carried by a vote of 3-1, Trustee Quigley opposing and Trustee Hayes abstaining.**

Mayor Ecklund reminded the residents of the upcoming Residents Meeting at the Circuit Avenue Park on June 1<sup>st</sup> at 7:00PM, rain location Village Hall.

There being no further business, the Board unanimously voted to adjourn the meeting at 8:45PM.

---

Susan Ciamarra, Village Clerk