

November 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

ROLL CALL

TRUSTEE	Giordano
TRUSTEE	Luisi
TRUSTEE	Alfasi
TRUSTEE	Leo
MAYOR	Ecklund

APPOINTMENTS

Trustee Leo made a motion to appoint MaryAnn Jonaitis as member of the Library Board to fill the unexpired term of Christine Ferrante with a term to expire April 1, 2019; motion was seconded by Trustee Giordano; and upon roll call, motion was carried by a vote 5-0.

PRESENTATIONS

Doug Meyer Community Fund President gave a brief overview of the Community Fund. He spoke about their thermometer campaign and how the funds are distributed to the various local community organizations.

PUBLIC HEARINGS

Trustee Alfasi made a motion to open public hearing to consider proposed modifications to the village code regarding restaurants and fast food establishments; motion was seconded by Trustee Giordano; and upon roll call, motion was carried by a vote 5-0.

Village Attorney, Gary Gjertsen said we want to mirror Eastchester Law. He explained that if there are more than seven locations and fast-food, it is a franchise and prohibited.

Mayor Ecklund said that sit down franchises are permitted.

Trustee Alfasi said we are moving forward and making progress.

Trustee Luisi made a motion to keep open public hearing to consider proposed modifications to the village code regarding restaurants and fast food establishments; motion was seconded by Trustee Leo; and upon roll call, motion was carried by a vote 5-0.

ADOPTION OF MINUTES

Trustee Luisi made a motion to approve the minutes of the regular board meeting of October 5, 2015; motion was seconded by Trustee Leo; and upon roll call, motion was carried by a vote 4-0.; Trustee Giordano abstained.

CORRESPONDENCE-none

FIRST OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS

Anthony Fiore, a Tuckahoe resident, asked about limiting the number of pizza businesses. Trustee Luisi said it is up to the individual. It is the same as nail salons. It is free enterprise. Helen Kelleher, an Eastchester resident, is opposed to fast food and skate boarding. She also believes that residents should be conscientious and not litter.

RESOLUTIONS

- 1) Authorizing the renewal of the Limited Cabaret License for the following establishments: Growlers Beer Bistro, Angelina's of Tuckahoe, Broken Bow, Stephen's Green, The Quarry Restaurant and Tuck'd Away for a period of one year from November 1, 2015 to October 31, 2016
Trustee Leo made a motion to approve resolution 1; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote 5-0.
- 2) Ratifying the use of the trolley to pick up girl scouts at the Girl Scout Cabin on Highland Avenue and bring them to The Fountains on October 27, 2015 from 4:00 pm - 5:00 pm Trustee Giordano made a motion to approve resolution 2; motion was seconded by Trustee Alfasi and upon roll call, motion was carried by a vote 5-0.
- 3) Requesting use of the trolley by the Eastchester Middle School on Monday, December 21, 2015 and Tuesday, December 22, 2015; the trolley will pick up the students at 9:40 am at Eastchester Middle School and drop them off at the Generoso Pope building with a return trip pick-up at 1:00 pm at the Generoso Pope building and drop off at the Eastchester Middle School Trustee Leo made a motion to approve resolution 3; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote 5-0.
- 4) Approving a tax certiorari settlement for Marble Masonic Historical Society a/k/a Huguenot Lodge No. 46F. & A.M., Section 33, Block 8, Lot 12 for assessments years 2009 through 2013 in the amount of \$20,075.48 Trustee Giordano made a motion to approve resolution 4; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote 5-0.
- 5) Authorizing the Mayor or Administrator to sign a Natural Gas Sales Agreement with Utility Expense Reduction, LLC for a one year period from January 2016 to January 2017 Trustee Leo made a motion to approve resolution 5; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote 5-0.
- 6) To accept and award the following high bids for Police Department surplus equipment, which were advertised through Legal Notice and available for auction on eBay from October 12, 2015 to October 22, 2015 2012 Dodge Charger: awarded to Brejacj LLC of Ft. Lauderdale, FL for \$13,500 Kestrel 200 SCI 26" Bicycle: awarded to Brian Hite of Avon, CT for \$342 Trustee Leo made a motion to approve resolution 6; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote 5-0.
- 7) Establishing the following as standard work days for elected and appointed officials.

BE IT RESOLVED, that the Board of Trustees hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employee's Retirement Systems based on the record of activities maintained and submitted by these officials to the Village Clerk:

Standard Work Day and Reporting

TITLE	STANDARD WORK HOURS
Court Clerk	7 hour day
Mayor	7 hour day
Assistant Court Clerk	7 hour day

Trustee Luisi made a motion to approve resolution 7; motion was seconded by Trustee Leo and upon roll call, motion was carried by a vote 5-0.

- 8) Authorizing the approval of vouchers in the amount of \$636,523.38, consisting of Abstract #16 for \$207,025.72, Abstract #17 for \$3,145.57, Abstract #18 for \$422,930.85 and T&A for 3,421.24. The three largest invoices paid were: (1) \$126,223.23 for NYS Employee's Health Insurance for the month of October, (2) \$NYS Employee's Health Insurance for the month of November and (3) \$71,547.22 for Griffin, Coogan, Blose & Sulzer, P.C. for Tax Cert 28/5/10.

Trustee Luisi made a motion to approve resolution 8; motion was seconded by Trustee Leo and upon roll call, motion was carried by a vote 5-0.

DISCUSSION

- 1) Policy for use of Tuckahoe Community Event Boards
Mayor Ecklund explained this event board is being discussed to prevent banner litter, to control the look and location. There will be two board stations; one at Crestwood and one at the Lake lot fence. Each would hold two 4x4 advertisements. The DPW will put up the sign, take it down. Trustee Giordano believes it's a step of progress.

DEPARTMENTAL REPORTS TO THE BOARD

POLICE- Chief Costanzo was honored by the Coach Gerald DeSantis memorial. It was a humbling experience. The Tuckahoe Police received the AAA Award. The Emanuel Church held a service for the police and firefighters. Chief Costanzo thanked Rev. Hill and the congregation.

RECREATION- John Galluzzi gave the hours of open gym at the Community Center. The Residents meeting is scheduled for November 18th at 7:00PM at the Community Center. Mr. Galluzzi gave a rundown of the Winterfest event scheduled for Saturday December 5 and 6.

VILLAGE ADMINISTRATOR- David Burke gave an update on Crestwood paving. He reminded residents that it's leaf season. We received good news last week regarding our 2014 – 2015 Workers Compensation Audit. He thanked Amy Paulin for a \$15,000 grant for Main Street Park. He gave an update on the hotel tax.

VILLAGE CLERK- The Clerk's Office will be open December 14th from 7:30PM-8:00Pm for quick transactions.

MISCELLANEOUS BUSINESS

Mayor Ecklund said:

- 1) Next Village Board meeting December 14, 2015
- 2) Village Offices and DPW will be closed Wednesday, November 11th- Veterans' Day
- 3) Village Offices and DPW will be closed Thursday, November 26th- Thanksgiving Day
- 4) Village Offices will be closed Friday, November 27th – DPW is open
- 5) The County Mobile Shredder will be in the Fisher lot on December 12th from 10:00 am - 1:00 pm
- 6) Winterfest:
 - Saturday, December 5th
 - 5 pm – 8 pm Depot Square
 - Tree Lighting at 6 pm
 - Caroling & Fire Truck arrival in Depot Sq. 6 pm
 - Sunday, December 6th
 - 12 Noon – 5 pm Depot Square
 - 12 Noon – 5 pm / Pictures w/ Santa (inside the GPF)

BOARD OF TRUSTEES MEMBER REPORTS

- ▶ **TRUSTEE** Giordano said the Planning Board meeting is scheduled for Tuesday, November 17th. Items on the agenda are 109 Marbledale Road Site Plan approval for Hotel and Restaurant, 100 Main Street Architectural Review, 10 Fisher Avenue Expand existing garage to storage area and employee lounge, 5 26 Columbus Avenue New Pizza Restaurant, 300B Columbus Avenue Site Plan for a new chocolate shop. He congratulated Sheila Marcotte on her reelection. The Zoning agenda is not available yet.
- ▶ **TRUSTEE** Luisi thanked all who donated and organized the Senior Bazaar. He gave an update on senior events for November and December. He congratulated the Varsity Football Team on their title and Coach Tom Itri.
- ▶ **TRUSTEE** Leo said the Santa Stop for the Chamber of Commerce is December 6th. The library is having and Lord and Taylor Fundraiser. Please visit their website for information.

- ▶ TRUSTEE Alfasi had a meeting regarding zoning ordinances changes.

- ▶ MAYOR Ecklund congratulated Sheila Marcotte. A report from NYS DEC says that 300 Columbus is completely clean. We have a pocket park at Dante Avenue. There is a flag pole there and a plaque for William Ciamarra and Sgt. Robert Murray. He thanked Dennis Lucente who helped on this project. Mayor Ecklund asked all to come to Parkway Oval on November 11th for the Veterans' ceremony at 11:00AM.

SECOND OPPORTUNITY TO ADDRESS THE BOARD

Cara Piliero is running for Fire Commissioner and asked all to come out and vote on December 8th for the Fire Elections at the Tuckahoe Community Center.

ADJOURNMENT

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

Camille DiSalvo, Village Clerk

Proposed modifications to the Village Code regarding restaurants and fast food establishments

1. **Definitions**

Formula Fast Food/Quick Serve Restaurant – Formula fast food and formula quick serve restaurants share a common name, trademark, or logo with 7 or more other restaurants in the area, region or country, and are generally characterized by the following:

1. food is intended to be prepared and served very quickly;
2. food is typically ordered at a stand-up counter and there is minimal or no table service
3. payment is typically made prior to consumption;
4. the menu is typically posted over the counter as a wall display and the menu selections are general consistent at every location;
5. food is typically preheated or precooked and kept hot or reheated to order (e.g., burgers and fries, burritos and tacos, pizza and pasta, etc.) or is set behind a counter, visible to the customer for immediate assembly (e.g., salads and sandwiches, ice cream and yogurt, etc.);
6. food is typically served to the customer in a packaged form for take-out (although tables may be provided for consumption on premises);
7. plates, cups and utensils are typically disposable;

Formula fast food/quick serve restaurants are prohibited within the Village of Tuckahoe

Formula Fast Casual/Quick Casual Restaurant – Formula fast casual and formula quick casual restaurants share a common name, trademark, or logo with 7 or more other restaurants

in the area, region or country. Compared to formula fast food/quick serve restaurants, a formula fast casual/quick casual restaurant typically offers more customized and freshly prepared dishes in a more inviting and/or upscale atmosphere, prices are slightly higher and customers are expected to spend more time in the establishment. Formula fast casual/quick casual restaurants are generally characterized by the following:

1. food is typically ordered at a stand-up counter;
2. there is minimal table service (e.g., after an order has been placed at the counter, a server may bring the order to customers seated at a table) or there is no table service (e.g., customers carry their orders on trays to a table);
3. payment is typically made prior to consumption;
4. the menu is typically posted over the counter as a wall display and the menu selections are generally consistent at every location;
5. menu selections are often set behind a counter, visible to the customer, and customers are provided options in the way the food is prepared or assembled (e.g., a customer may build his/her own sandwich, burrito, rice bowl, etc. and/or may select from a variety of main and side dishes);
6. Although plates, cups and utensils may be disposable, non-disposable plates, cups and utensils are common.

Formula fast casual/quick casual restaurants are prohibited in the Village of Tuckahoe