

October 15,, 2012

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

PRESENT:

TRUSTEE Giordano

TRUSTEE Quigley

TRUSTEE Luisi

TRUSTEE Hayes

MAYOR Ecklund

Boy Scouts Troop #353 presented the colors and lead the meeting with the Pledge of Allegiance.

PRESENTATIONS:

1. Boy Scouts Troop #353 presented a check to Jennie Angelo and Barbara Stires for the seniors representing the proceeds from the sale of water at the Fireworks Event in July.

Barbara Stires said anyone wishing to join the seniors come to the Center at 4 Union Place on Tuesdays and Thursdays.

2. Bob Forster representing the Veterans invited everyone to join them on November 11, 2012 at noon for the naming of the Dante Avenue spur "SSgt. Robert C. Murray Way" Medal of Honor recipient.

Mayor Ecklund also recognized Sergeant Major Michael C. Ibarra who just returned from duty in Afghanistan and he is also scout troop leader. He presented the Village with a flag which will be mounted in Village Hall.

3. A power point presentation by Anne Jaffe-Holmes "Love 'Em and Leave 'Em - Green Policy Task Force" explained the benefits of mulching. Information is available at www.LELE.org.

ADOPTION OF MINUTES

Trustee Quigley motioned to approve the minutes of the regular meeting of September 10, 2012; motion was seconded by Trustee Giordano and upon roll call, was carried by a vote of 5-0.

RESOLUTIONS

RESOLUTION #1 ratifying Village Board action authorizing the Village Clerk to issue a Special Permit under the Cabaret Law to Stephens Green for Sunday, September 16th for outdoor music from 2pm to 6pm for Pub Fest and for Friday, September 28 from 9:00pm-11:00pm for an outdoor guitar player. Trustee Giordano motioned to adopt resolution #1; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #2 "BE IT RESOLVED THAT, according to Section 15-104, Sub. 3(a) of the New York State Election Law, there shall be nominated two nominees for the office of Trustee, said office to be held for a term of two years, beginning April 1, 2013 and one nominee for the office of Mayor, said

office to be held for a term of two years beginning April 1, 2013. BE IT FURTHER RESOLVED THAT Elections for such office shall be held on the 19th day of March 2013 in the seven election districts within the Village of Tuckahoe.” Trustee Giordano motioned to adopt resolution #2; motion was seconded by Trustee Quigley and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #3 ratifying Village Board action authorizing the Village Clerk to issue a Special Permit under the Cabaret Law to Chianti Ristorante for Sunday, September 16, 2012 from 3pm - 9pm for a Pig Roast event. Trustee Quigley motioned to adopt resolution #3; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #4 approving the Community Fund of Bronxville Eastchester Tuckahoe request to place a Thermometer sign on fence at the Main Street Park and the fence on Columbus Avenue near the Crestwood Train Station from mid-November 2012 to early March 2013. Trustee Quigley motioned to adopt resolution #4; motion was seconded by Trustee Hayes and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #5 ratifying Village Board action approving the Eastchester Columbus Day Committee request to hang 3 banners to promote the upcoming Columbus Day Event beginning October 5th at the following locations: fence at the Crestwood RR station fence, fence at the Lake Avenue parking lot and (2) 4x4's at the Fisher Avenue Park. Trustee Quigley motioned to adopt resolution #5; motion was seconded by Trustee Hayes and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #6 ratifying Village Board action authorizing the Village Clerk to issue a Special Permit under the Cabaret Law to Growlers Beer Bistro for Saturday, October 13, 2012 and Sunday, October 14, 2012 both days between the hours of 1:00pm to 11:00pm for the Oktoberfest event. Trustee Giordano motioned to adopt resolution #6; motion was seconded by Trustee Hayes and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #7 authorizing the Village Clerk to issue a Limited Cabaret License under the Cabaret Law to Angelina's of Tuckahoe for one year November 1, 2012 to October 31, 2013. Trustee Hayes motioned to adopt resolution #7; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #8 authorizing the Mayor to execute the following Memorandum of Agreement between the Village of Tuckahoe and the Tuckahoe Police Organization regarding the implementation of a work schedule change in the Police Department.

VILLAGE OF TUCKAHOE AND
TUCKAHOE POLICE ORGANIZATION

MEMORANDUM OF AGREEMENT
DATED OCTOBER 15, 2012

1. All terms and conditions of prior contract, including the Collective Bargaining Agreement in effect by and between June 1, 2007 through May 31, 2010 as amended by a Memorandum of Agreement dated July 12, 2012, continue except as amended herein.
2. Article 16 – WORK SCHEDULES shall be amended as follows:

SECTION A:

- (1) Except for those assigned to the Vacation Relief Chart (paragraph 8, below), employees will work steady shifts assigned to one of the following tours:

0800 – 1600 (“A Line” or “day” tour);
1600 – 2400 (“B line” or “evening” tour);
2400 – 0800 (“C” line or “midnight” tour).
0800 – 1600 / 1600 – 2400 (“plug-in” tour)

- (2) Employees assigned to the day tour, and the evening tour shall work a “4x2” chart, so that those employees will work four consecutive daily eight hour tours, followed by 64 hours off.
- (3) Employees assigned to the midnight tour shall work a “4x2, 4x3, 4x3” chart, so that those employees will work four consecutive daily eight hour tours followed by 88 hours off, then work four consecutive daily eight hour tours followed by 88 hours off, then work four consecutive daily eight hour tours followed by 64 hours off.
- (4) Employees assigned to the plug-in tour shall work a “4x2” chart, so that those employees will work 2 consecutive eight hour “day” tours, followed by 24 hours off and then work 2 consecutive eight hour “evening” tours followed by 56 hours off.
- (5) Employees will receive the present hourly rate of pay which is calculated by dividing the employee’s weekly rate of pay by thirty-four and three-quarters (34.75).
- (6) Employees assigned to the midnight tour schedule shall be required to work four (4) court days per calendar year to allow the officer to appear and adjudicate traffic summonses and Village ordinance violations. The Chief of Police shall notify each employee not less than fourteen (14) days in advance of the required court day the employee shall work. The employee shall not be compensated, nor shall the employee be entitled to overtime pay, for working these four court days. The employee shall not be assigned a tour of duty, and the employee shall be entitled to go off-duty once his court responsibilities are completed. Court responsibilities shall include court security and prisoner transportation.
- (7) Each member’s tour of duty will be fixed for an entire calendar year. The tour will be selected by the employee on a volunteer basis based on seniority within rank. In the event that there are insufficient volunteers for a tour of duty, the tour will be involuntarily filled by the Chief of Police with the most junior employees available (except as provided in paragraph (8) below). An involuntarily tour assignment will be

for no more than one (1) year. A member involuntarily assigned to a tour will not be required to involuntarily work that tour again until all other members have been assigned involuntarily to a tour. The Chief of Police shall advise the member of an involuntary assignment within six weeks of the start of the involuntary assignment.

- (8) The Chief of Police will designate the two most junior members of the Department to work the "vacation relief" chart for an entire calendar year. The two most junior members of the Department shall be assigned by the Chief of Police based upon the manpower needs of the Department, and shall not be assigned to a steady tour chart. The Chief of Police shall advise the members assigned to the "vacation relief" chart of their expected tours no less than thirty (30) days in advance of the tours.

SECTION B:

- (1) Mutual tour switches initiated by employees will not be arbitrarily refused or denied.

SECTION C:

- (1) Whenever the Employer wishes to replace an employee who is absent regardless of the reason, it shall give first preference to those employees who have that day (all three tours) off on a rotating ladder basis. A separate ladder shall be maintained for police officers and sergeants. The rotating ladders will initially be a list of employees in seniority order. Overtime will be offered to an employee who has the greatest number of days since his/her last overtime assignment, downward to the employee with the least number of days since his/her last overtime assignment. If the period of days is equal between employees, the senior employee will receive preference.
- (2) In the event that no off-duty employee is available for such overtime work, the same procedure shall be followed for the employees working on the prior and the following tours, using a separate ladder for overtime tour splits. Should no employee accept the overtime assignment, the least senior employee from the prior/following tour shall be obligated to work the assignment. An employee who is forced to work an overtime assignment shall remain in his/her position on the ladder. The parties agree that in the event of an emergency, as defined by law, the Employer may order employees to work overtime (at overtime rates) regardless of seniority standing.

SECTION D:

- (1) This Agreement implementing a steady tour work chart will be reviewed in September of each year by the Tuckahoe Police Organization and the Village of Tuckahoe. Should either party determine that the steady tour work schedule is unsatisfactory, it shall notify the other party no later than September 15. Thereafter, the parties shall be obligated to meet in an attempt to resolve any issues relating to the implementation of the steady tour chart before October 15. In the event that the parties cannot resolve issues relating to the steady tour chart, either party may demand a return to the rotating chart described in Article 16 of the Collective Bargaining Agreement in effect from June 1, 2007 through May 31, 2010, which demand must be honored.

Dated: October 15, 2012

ACCEPTED AND AGREED TO AS STATED ABOVE:

For the Village of Tuckahoe

For the Tuckahoe Police Organization

By: Mayor Steven A. Ecklund

By: Andrew Zirolnik

Trustee Quigley motioned to adopt resolution #8; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0. Mayor Ecklund said that this will be reviewed each September.

RESOLUTION #9 authorizing the Mayor to execute a Grant Disbursement Agreement Amendment by and between the New York State Urban Development Corporation d/b/a the Empire State Development Corporation and the Village of Tuckahoe as it relates to the Crestwood Streetscape. **(to be attached grant disbursement agreement)** Trustee Giordano motioned to adopt resolution #9; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 5-0. Mayor Ecklund added that Jim Pinto has done the necessary paperwork on this grant moving the expiration date to allow more time.

RESOLUTION #10 approving refunds totaling \$14,665.04 for the list of properties that follow having received a reduction in the 2012 assessments by the Small Claims Assessment Review (SCAR) .

1. Michele & Domenica Rapa, 34 Pleasant Ave. Section 34,Block 10,Lot 33 - \$1,127.36
2. Robert & Camille Hammel, 30 Winterhill Rd. Section 29, Block 5, Lot 1 - \$1,197.10
3. Maria Rezaj, 1 Oak Avenue, Section 23, Block 1, Lot 4 - \$302.18
4. A & M Rodriguez, 28 Highview Ave., Section 46, Block 1, Lot 81 – \$258.02
5. Anja Vacca, 8 Ridge Road, Section 27, Block 3, Lot 1 - \$1,882.81
6. James & Katheen Hanna, 7 Clinton Pl., Section 33, Block 3, Lot 4 - \$1,092.50
7. Bernard & Felicia Cangialosi, 11 McKinley St., Section 30, Block 3, Lot 19 -\$1,129.69
8. The Calo Residence Trust, 2 Everett St., Section 31, Block 4, Lot 101 - \$464.89
9. Kaghm Tamamiam, 57 Warren Ave., Section 47, Block 3, Lot 8 - \$348.67
10. Anthony & Alba Solano, 17 Grant St., Section 33, Block 9, Lot 19A - \$278.94
11. Anthony & Alba Solano, 19 Grant St., Section 33, Block 9, Lot 19 - \$650.85
12. Richard Berardi, 59 No. High St., Section 34, Block 11, Lot 15 - \$720.58
13. C & S Corrado, 48 Yonkers Ave., Section 26, Block 2, Lot 8 - \$1,073.90
14. Robert & Stephen DeMeo, 38 Underhill St., Section 33, Block 6, Lot 2 - \$139.47
15. J. Lupo & M. Lopilato, 53 Lawrence Ave., Section 47, Block 2, Lot 7 - \$1,046.01
16. F & M Perini & I. Tarsia, 25 Armour Villa Ave., Section 26, Block 2, Lot 48 - \$964.65
17. Edward & Jayne Brand, 97 Highview Ave., Section 46, Block 3, Lot 2 - \$1,127.36
18. Paul Piteo, 71 Highview Ave., Section 46, Block 3, Lot 16 - \$418.41
19. John & Lawrence Saviano, 1 Coolidge St., Section 38, Block 3, Lot 4 - \$441.65

Trustee Quigley motioned to adopt resolution #10; motion was seconded by Trustee Hayes and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #11 ratifying Village Board action approving Tuckahoe School's request for the use of Village streets for the GO Pep Rally on Friday, October 12, 2012 starting at 6pm

leaving Depot Square, going up Main Street, to Winterhill Road, to Route 22, to Rose Avenue. Trustee Giordano motioned to adopt resolution #11; motion was seconded by Trustee Hayes and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #12 approving payment of vouchers in the amount of \$346,230.92 consisting of Abstract #15 for \$10,344.58, Abstract #16 for \$166,213.47, Abstract #17 for \$2,709.14, Abstract #18 for \$26,177.50 and Abstract #19 for 140,786.23. The three largest invoices paid were: (1), \$111,144.14 for medical insurance premiums for the month of October 2012, (2), \$47,372.70 for paving Governors, Hughes and Ridge Roads in FY12/13 and (3) \$34,667.25 for the paving of Fisher Avenue in FY11/12. Trustee Giordano motioned to adopt resolution #12; motion was seconded by Trustee Hayes and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #13 authorizing the following transfers in the amount of \$21,606.22 from the Capital Projects Fund to the General Fund as Restricted for Debt Service:

Project #2011-0055	V/H Retaining Wall Project	\$ 4,000.00
Project #2011-0058	V/H Parking Lot Repair	17,606.22

Trustee Quigley motioned to adopt resolution #13; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #14 authorizing the following inter-project transfers:

From:

Project #2002-0004	V/H Partial Renovation	\$23,269.73
Project #2006-0032	TPD Parking Ticket System	7,820.90
Project #2006-0034	V/H HVAC Controls	4,909.08
Project #2008-0039	Large Snow Plow	3,126.00
Project #2010-0053	Main Street Park Tennis Court	402.60

To:

Project #2007-0035	Quarry Park Sidewalks	6,276.78
Project #2007-0037	ADA Handicap Accessible Doors	692.70
Project #2007-0038	Union Ave. Park Improvements	1,000.00
Project #2009-0051	Thompson Ave Parking Lot	4,795.00
Project #2008-0043	Fisher Avenue Sidewalks	13,224.90
Project #2008-0045	Marbledale Road Sidewalks	390.00
Project #2010-0054	DPW Drainage Project	12,141.00
Project #2002-0006	DPW Office Building	1,007.93

Trustee Giordano motioned to adopt resolution #14; motion was seconded by Trustee Hayes and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #15 closing of the following capital projects:

Project #2002-0004	V/H Partial Renovation
Project #2006-0032	TPD Parking Ticket System
Project #2006-0034	V/H HVAC Controls
Project #2008-0039	Large Snow Plow
Project #2010-0053	Main Street Park Tennis Court
Project #2007-0035	Quarry Park Sidewalks
Project #2007-0037	ADA Handicap Accessible Doors
Project #2007-0038	Union Ave. Park Improvements
Project #2009-0051	Thompson Ave Parking Lot
Project #2008-0043	Fisher Avenue Sidewalks
Project #2008-0045	Marbledale Road Sidewalks
Project #2010-0054	DPW Drainage Project
Project #2002-0006	DPW Office Building

Trustee Hayes motioned to adopt resolution #15; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #16 authorizing the sale of a 1998 Jeep and a 2000 Chevrolet K3500 Rack Body Truck. Trustee Quigley motioned to adopt resolution #16; motion was seconded by Trustee Giordano and upon roll call, motion was carried by a vote of 5-0.

RESOLUTION #17 awarding bid for the Youth Bureau Project to All Pro Home & Office Corp \$49,100.00 pending review by the Village Attorney. Five bids were received ranging from \$49,100.00 to \$96,850.00. Trustee Quigley motioned to adopt resolution #17; motion was seconded by Trustee Luisi and upon roll call, motion was carried by a vote of 5-0. Chief Costanzo added that the funds are from a \$100,000. NYS Dormitory grant.

DEPARTMENTAL REPORTS TO THE BOARD

POLICE- Chief Costanzo commended the board for approving the Memorandum of Agreement dated October 15, 2012 which allows continuity with the work chart saying it also helps the health and wellness of police officers. He then reported on a prep class scheduled for the last Saturday in October for the upcoming police officer test.

DPW- Frank DiMarco thanked Ann for the mulching presentation and said that DPW is converting and is capable of mulching. Trustee Quigley asked the best way to convert and Frank explained that the mulching blade is available at Cornell's or Home Depot or any lawn mower repair place.

MISCELLANEOUS BUSINESS

Mayor Ecklund announced the next Village Board Meeting – Monday, November 19, 2012. Village Offices and DPW closed on Monday, November 12th in observance of the Veterans Day holiday. Village offices will also be closed on Thursday and Friday, November 22nd and 23rd in observance of the Thanksgiving holiday. Department of Public Works will be closed only on Thursday, November 22nd. There is garbage pick-up on Friday, November 23rd. Community Meeting, Wednesday, November 7th, at 7PM, front of Village Hall – Via Trolley

Residents Parking Permits will expire on November 30th. The Village Clerk's office will start issuing permits as of October 29, 2012.

2nd Half Village tax bills will be mailed during the first two weeks of November. Payments are due by January 2, 2013 without a penalty.

BOARD OF TRUSTEES MEMBER REPORTS

▶ TRUSTEE Giordano announced upcoming Zoning and Planning meetings. He reminded all resident that November 6th is Election Day.

▶ TRUSTEE Quigley said that the Chamber is holding a "Biggest Loser" contest. He gave an update on happenings in the library and said that New Times Bestseller author Da Chen will be at the library on Wednesday October 17th at 7:00 pm. On Saturday, Nov. 3rd, 1:00-4:00 is Diwali Celebration and Centennial Finale on 12/12/12.

▶ TRUSTEE Luisi was proud to report that Tuckahoe High School seniors, Robert Liebowitz and Min-Kyu Shin were named Commended Students in the 2013 National Merit Scholarship. Barbara Stires is retiring as director of the seniors and wished her well. The seniors "Win a Free Parking Space" raffle tickets are on sale. Tickets are also available in the Clerk's Office.

▶ TRUSTEE Hayes reported on a Tree Committee meeting scheduled for Wednesday, October 16th at 7:30pm. The Environmental Committee meeting is scheduled for Wednesday, November 7th at 7:30pm. The Village newsletter was distributed to all residents at the end of September and is also available to read on the homepage of Village website. Staff from Lawrence Hospital will be administering Flu shots on Tuesday, October 30th from 10am - 2pm at the Community Center. The Village newsletter had the incorrect date; the correct date is Tuesday, October 30th and notices have been posted on the cable channel and website with this correction. No appointment is necessary and you must be 21 years or older.

▶ MAYOR Ecklund reported that this past Wednesday the court ruled to allow the Village to enter into 99 Main Street and determine whether the building can be repaired or demolished. Also, the ECDC building on Bronx Street has been taken down and by the end of the month the landscaping should be complete.

Karen Ashton, from the Army Corp., gave an update on the Yonkers Avenue Project. She added that the sidewalks safety is within OSHA standards and the target date is October 30th.

Sergeant Major (US Army) Michael C. Ibarra presented the Village with a flag from the 62nd Expeditionary Reconnaissance Squadron - Operation Enduring Freedom.

There being no further business, the board unanimously voted to adjourn the meeting at 9:45PM.

Susan Ciamarra, Village Clerk