

## **RESOLUTIONS - BOARD OF TRUSTEES REGULAR MEETING OF OCTOBER 6, 2020**

### **108:20 CLIMATE SMART COMMUNITIES TASK FORCE**

- WHEREAS,** The Village of Hastings-on-Hudson, New York, formally adopted a "Climate Smart Communities" Pledge on June 1, 2010, recognizing the threat of climate change to our Village operations, citizens, and the planet and outlining initial steps that should be taken to mitigate this threat, increase energy efficiency, and build resilience and sustainability in our Village, and
- WHEREAS,** The Village of Hastings-on-Hudson, New York, formally adopted 98:20 CLIMATE SMART COMMUNITY COORDINATOR RESOLUTION on September 15, 2020; now, therefore be it
- RESOLVED,** The Village Board of the Village of Hastings-on-Hudson hereby creates a task force which shall be known as the "Climate Smart Communities Task Force" hereinafter called the "CSC Task Force," and be it further
- RESOLVED,** that the CSC Task Force shall be constituted as specified by the following Terms of Reference:

#### **Terms of Reference Climate Smart Communities Task Force**

##### **Membership; terms of office; vacancies.**

- A. While the number of members of the CSC Task Force may change over time, depending upon needs and work demand, it will start with nine or more members.
1. A representative of the Mayor and Village Board of Trustees, who shall be responsible for maintaining a collaborative relationship between the CSC Task Force and the Village Board.
  2. One or more Village employees, appointed by the Mayor and Board of Trustees based on interest and expertise in sustainability and Climate Smart practices, the impact of their official position on these initiatives, and their availability to participate in the CSC Task Force. This work will not result in additional compensation for Village.
  3. At least one representative from the Conservation Commission, appointed in such manner as the Conservation Commission shall determine.
  4. At least one representative from the Energy Working Group, appointed in such manner as the Energy Working Group shall determine.
  5. Three or more additional citizen appointees, who live in the Village of Hastings-on-Hudson, appointed by the Village Board based on their experience in the field and availability to participate in the CSC Task Force.
  6. A Chair shall be appointed by the Mayor from among these members in consultation with the Village Board of Trustees.
- B. The term of office of CSC Task Force members shall be three years, except that in the case of the members first appointed, 1/3 members shall serve for one year, 1/3 shall serve

for two years, and 1/3 shall serve full three-year terms. These staggered terms will be initiated at the next Organizational Meeting of the Village in April 2020.

- C. When a member's term ends, he or she may remain on the CSC Task Force until such time as a replacement is appointed, and may be reappointed for another three-year term at the discretion of his/her appointing authority.
- D. Vacancies on the CSC Task Force shall be filled in the same manner as the original appointment, except that a vacancy occurring other than by the expiration of term of office shall be filled only for the remainder of the unexpired term.
- E. The Director of Parks and Recreation, the Supervisor of the Department of Public Works, and the Village Manager shall be available to the CSC Task Force in an advisory capacity. The Village Planner shall be available to the CSC Task Force with the prior approval of the Village Manager.
- F. The CSC Task Force may also seek input from the Chair of the Village's Planning Board, and from such individuals with expertise in sustainability and GHG reduction from other agencies and organizations in the region on an as-needed basis.

**Officers; rules; records; meeting schedule.**

- A. The Chair shall preside over all official meetings of the CSC Task Force.
- B. Agendas and records of all meetings shall be kept and filed with the Village Clerk.
- C. A meeting schedule shall be established by the Chair and all meetings shall be posted one week ahead of time on the Village website and be open to the public.

**Powers and duties.**

The powers and duties of the CSC Task Force shall be to:

- A. use the NY State DEC Climate Smart Communities Pledge Elements to prioritize actions to be undertaken by the Village government and residents such that the GHG impacts are maximized to the greatest extent achievable.
- B. recommend the prioritized actions to the Village Board for approval.
- C. plan actions approved by the Village Board for decreasing electricity and fossil fuel energy demand consistent with the Climate Smart Communities pledge, with the goal of achieving increasing levels of Climate Smart Community certification (working directly with the Conservation Commission, Energy Working Group, Mayor, Village Clerk and Village departments).
- D. gather data, inventory GHG emissions, and establish baselines for local government operations and community sectors. Develop quantifiable interim GHG emission targets consistent with emission reduction goals and propose a schedule and financing strategy to meet them.
- E. solicit stakeholder and public input on proposed action plans through open meetings and special workshops.
- F. upon consultation with the Mayor or Village Manager, seek to coordinate, assist, and unify the efforts of private groups, institutions, and individuals within the Village of Hastings-on-Hudson in accordance with the goal of achieve increasing levels of Climate Smart Community certifications.
- G. upon consultation with the Mayor or Village Manager, work collaboratively with similar task forces in neighboring communities to ensure that efforts complement and reinforce one another.
- H. carry out such other duties as may be assigned from time to time by the Mayor or by resolution of the Village Board.

**Reports to the Mayor and the Village Board.**

The CSC Task Force shall maintain ongoing communication with the Mayor, Village Board and any relevant Village boards, commissions, working groups and departments. Annually, no later than the first day of September, the CSC Task Force shall submit a written report outlining its activities over the past year and goals for the next year.

**Compensation and expenses of members.**

The members of the CSC Task Force shall receive no compensation for their service as members.

**CSC Task Force Sunset Clause**

The CSC Task Force has no termination date. It will continue to function as long as there are sustainability issues worth reviewing and projects to implement for Climate Smart Community certifications. It can be terminated at any time by the Board of Trustees.

**109:20 AUTHORIZATION FOR VILLAGE MANAGER TO SIGN LETTER OF RENEWED COMMITMENT TO MEMORANDUM OF AGREEMENT WITH RESPECT TO THE SAW MILL RIVER WATERSHED**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign the Letter of Renewed Commitment via a Memorandum of Agreement with respect to the Saw Mill River Watershed, as attached.

**110:20 AUTHORIZATION FOR VILLAGE MANAGER TO SIGN CONTRACT WITH YIFTEE, INC.**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign a contract with Yiftee, Inc. for a Digital Community Gift Card Program, subject to the review and approval by the Village Attorney.

**111:20 AUTHORIZATION FOR VILLAGE MANAGER TO SIGN INTERLOCAL CONTRACT FOR COOPERATIVE PURCHASING**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign the Interlocal Contract for Cooperative Purchasing.

**112:20 AUTHORIZATION FOR VILLAGE MANAGER TO SIGN LETTER OF INTENT TO PURCHASE MARION EMERGENCY VEHICLE**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign a Letter of Intent to purchase a Marion Emergency Vehicle, as attached.

**113:20 AUTHORIZATION FOR VILLAGE MANAGER TO SIGN SALES CONTRACT IN CONNECTION WITH THE ACQUISITION OF THE NEW FIRE DEPARTMENT MARION EMERGENCY VEHICLE**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign the sales contract in connection with the acquisition of the new Fire Department Marion Emergency Vehicle, as attached.

**114:20 AUTHORIZATION FOR VILLAGE MANAGER TO SIGN AGREEMENT WITH CONTRACTORS LINE AND GRADE FOR A BOUNDARY AND TOPOGRAPHICAL SURVEY OF VEST POCKET PARK**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign the agreement with Contractors Line and Grade for a Boundary and Topographical Survey of Vest Pocket Park, as attached.

**115:20 AUTHORIZATION FOR VILLAGE MAANGER TO SIGN AGREEMENT WITH STEVE COSTA FOR ENGINEERING DRAWINGS, DESIGN REPLACEMENT AND RELATED ACTIVITY FOR VEST POCKET PARK**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign the agreement with Steve Costa for engineering drawings, design replacement and related activity for Vest Pocket Park, as attached.

**116:20 AUTHORIZATION FOR VILLAGE MANAGER TO SIGN LETTER OF SUPPORT TO NYSERDA FOR WESTCHESTER POWER COMMUNITY SOLAR OPT-OUT PROGRAM TO PROVIDE SOLAR SAVINGS TO LOW INCOME RESIDENTS AND MEMBERS OF ENVIRONMENTAL JUSTICE COMMUNITIES**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign the Letter of Support to NYSERDA for Westchester Power Community Solar Opt-Out Program to provide solar savings to low income residents and members of environmental justice communities, as attached.

**117:20 AUTHORIZATION FOR VILLAGE MANAGER TO SIGN A LETTER OF AGREEMENT WITH ARCADIS DATED AUGUST 28, 2020 FOR ADDITIONAL FUNDING TO COMPLETE REMAINING FIELD WORK AND CLOSURE REPORT FOR QUARRY PARK**

**RESOLVED:** that the Mayor and Board of Trustees authorize the Village Manager to sign the Letter of Agreement with Arcadis dated August 28, 2020 for additional funding to complete the remaining field work and closure report for Quarry Park, as attached.

**118:20 NEGATIVE DECLARATION – PROPOSED LOCAL LAW I OF 2020**

**WHEREAS,** a Full Environmental Assessment Form (EAF) by the Village of Hastings-on-Hudson has been filed with the Board of Trustees in connection with Proposed Local Law I of 2020, and

**WHEREAS,** the Mayor and the Board of Trustees, the only involved agency, have reviewed the EAF and the criteria for significance set forth in 6NYCRR § 617.7(c), now therefore be it

**RESOLVED:** that the Mayor and Board of Trustees find that that Proposed Local Law I of 2020 will not have a significant adverse impact on the environment and does not require an Environmental Impact Statement (EIS) for the reasons as set forth in the EAF.

### **119:20 ADOPTION OF PROPOSED LOCAL LAW I OF 2020**

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Proposed Local Law I of 2020 Amending Chapter 295, Zoning, of the Code of the Village of Hastings-on-Hudson, to Add Provisions for Residential Floor Area Ratios and Amend Related Definitions, which upon enactment shall become Local Law #9 of 2020.

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

**SECTION 1.** The definitions of Basement, Floor Area and Floor Area Ratio in Section 295-5 are hereby amended to read as follows:

#### **BASEMENT**

That portion of a building that is partly below grade but that has half of its height or more, measured from the floor to the bottom of the joists supporting the floor immediately above, above the existing grade of the ground adjoining the building. A basement shall be considered a story.

#### **FLOOR AREA**

The sum of the gross horizontal area of the several floors of a building, buildings or accessory building, measured to the outside of the exterior enclosing walls of such buildings, including basements and including garages except where located primarily below grade, but not to include open porches or terraces, cellars, mechanical spaces, elevators or stair bulkheads or areas having a clear headroom of less than seven feet. Any interior space other than stairways with a floor-to-ceiling height in excess of 14 feet, other than stairways, shall be counted twice.

#### **FLOOR AREA RATIO**

The floor area of all buildings including accessory buildings on a lot divided by the area of such lot, except as otherwise provided in this chapter.

**SECTION 2.** Chapter 295 Article VII Supplementary Regulations is amended to add new Section 295-53.1 Residential Floor Area Ratio to read as follows:

#### **§295-53.1 Maximum Residential Floor Area Ratio.**

The maximum Floor Area Ratio (FAR) for a one-family residence in the R-20, R-10 and R-7.5 districts and for a one or two-family residence in the 2R district shall be calculated based upon the lot area as follows:

### **Maximum FAR (Floor Area Ratio) Schedule**

<b>Lot Size (square feet)</b>	<b>Maximum FAR</b>
Less than 5,000	0.510
5,000	0.485
6,000	0.435
7,000	0.385
8,000	0.365
9,000	0.345
10,000	0.325
11,000	0.315
12,000	0.305
13,000	0.295
14,000	0.285
15,000	0.275
16,000	0.265
17,000	0.255
18,000	0.245
19,000	0.235
20,000 or more	0.225

Each lot size range represents 1 to 999 square feet. For lots that fall within this range, round either up or down depending upon its size above or below the midpoint to determine the maximum permitted FAR. For example, a lot of 6,499 square feet would be rounded down to 0.435, while a lot of 6,500 square feet would have its FAR rounded up to 0.385.

**SECTION 3.** Section 295-67 is hereby amended to add new subsection G. to read as follows:

G. Maximum Floor Area Ratio. The maximum floor area ratio shall be as set forth in §295-53.1.

**SECTION 4.** Section 295-68 is hereby amended to add new subsection G. to read as follows:

G. Maximum Floor Area Ratio. The maximum floor area ratio shall be as set forth in §295-53.1.

**SECTION 5.** Section 295-69 is hereby amended to add new subsection G. to read as follows:

G. Maximum Floor Area Ratio. The maximum floor area ratio shall be as set forth in §295-53.1.

**SECTION 6.** Section 295-70 is hereby amended to add new subsection F. to read as follows:

F. Maximum Floor Area Ratio. The maximum floor area ratio shall be as set forth in §295-53.1.

**SECTION 7.** The provisions of this Local Law shall not apply to any new building or addition thereto for which a building permit has been issued prior to the date of adoption of this Local Law.

## **SECTION 8. SEVERABILITY**

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

## **SECTION 9. EFFECTIVE DATE**

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

## **120:20 ADOPTION OF PROPOSED LOCAL LAW J OF 2020**

**RESOLVED:** that the Mayor and Board of Trustees hereby adopt Proposed Local Law J of 2020 Amending Chapter 282, Vehicles and Traffic, of the Code of the Village of Hastings-on-Hudson, Section 282-16, Through Highways, to add new subsections providing for stop signs on High Street, which upon enactment shall become Local Law #10 of 2020.

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

**SECTION 1.** Section 282-16A(9) of the Code of the Village of Hastings-on-Hudson is hereby amended to add new subsection (b) as follows:

§282-16.A.(9)(b) Stop signs shall be erected along High Street in both directions at the intersections of High Street with Rose Street, James Street, Warren Street and Harvard Lane.

## **SECTION 2. SEVERABILITY**

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

## **SECTION 3. EFFECTIVE DATE**

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

**121:20 FINANCE – BUDGET MODIFICATION – FIRE DEPARTMENT**

**RESOLVED:** that the Mayor and Board of Trustees authorize modifications to the Fiscal Year 2020 – 2021 Budget such the General Fund budget be modified as follows:

Account Number	Account Name	Amount
	<u>Increase to General Fund Appropriations</u>	
A3412453	Fire Dept. – Maintenance of Auto	<u>\$11,400.00</u>
A960	Total Increase to Appropriations	<b>\$11,400.00</b>
	<u>Increase to General Fund Revenues</u>	
A2680	Insurance Recoveries	<u>\$11,400.00</u>
A980	Total Increase to Revenues	<b>\$11,400.00</b>