

**VILLAGE OF HASTINGS-ON-HUDSON, NEW YORK
BOARD OF TRUSTEES
PUBLIC HEARING ON PROPOSED LOCAL LAW A OF 2024
& REGULAR MEETING
TUESDAY, FEBRUARY 6, 2024**

Regular Meeting Opened 7:03 PM

PLACE: MEETING ROOM, Municipal Building, 7 Maple Avenue

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Mayor Armacost
Trustee Lopez
Trustee Fleisig
Trustee Alligood

Village Manager Murphy
Village Attorney Whitehead

Absent: Trustee Drake

PUBLIC HEARING ON PROPOSED LOCAL LAW A OF 2024

Kory Salomone, of Zarin & Steinmetz, LLP, counsel for the applicants, presented to the Village Board regarding the proposed rezoning.

No members of the public offered public comment.

Trustee Fleisig moved to close the public hearing, seconded by Trustee Lopez. Motion carried, all voting “aye”. Approved 4-0.

APPROVAL OF MINUTES

Trustee Alligood moved to approve the minutes for the Regular Meeting of the Board of Trustees, January 16, 2024, and the Special Meeting of the Board of Trustees, January 30, 2024, seconded by Trustee Lopez. Motion carried, all voting “aye”. Approved 4-0.

APPROVAL OF WARRANTS

Trustee Alligood moved to approve the warrants, seconded by Trustee Lopez. Motion carried, all voting “aye”. Approved 4-0.

AA: General Fund	\$402,246.07
CD: Fed Drug Grant	\$885.00
ER: Pool Fund	\$8,255.50
HH: Capital Fund	\$156,947.44
LL: Library Fund	\$5,618.22
TT: Betterment Fund	\$2,495.07
TT: Payroll Fund	\$3,502.32

PUBLIC COMMENT

David Skolnik, of Hillside Avenue, offered public comment to the Village Board regarding the number of recent Special Meetings of the Village Board of Trustees.

RESOLUTIONS

16:24 ACCEPTANCE OF PROPOSAL FOR LASERFICHE CLOUD SOFTWARE

Trustee Lopez moved, seconded by Trustee Alligood, that the following resolution be approved: Approved 4-0.

RESOLVED: that the Mayor and Board of Trustees accept the proposal for the Laserfiche Cloud System as presented by ABEV Integrations, LLC and authorize the Village Manager to execute an agreement in the amount of \$5,350 for said software, as attached.

17:24 REVISED AUTHORIZATION FOR VILLAGE CLERK TO TAKE ALL ACTION PRESCRIBED BY LAW TO COLLECT UNPAID TAXES

Trustee Fleisig moved, seconded by Trustee Alligood, that the following resolution be approved: Approved 4-0.

WHEREAS, the Board of Trustees has received from the Clerk of the Village of Hastings-on-Hudson an account of unpaid taxes describing each parcel of real property upon which taxes are unpaid and showing the person or persons in whose name the property is assessed and the amount of unpaid tax, together with a verified statement from the Clerk that the taxes in such account remain unpaid and that he has been unable to collect same; and

WHEREAS, the Board of Trustees has compared the amount of unpaid taxes with the original tax rolls and has found the account to be correct and the total amount of taxes, penalties, and charges unpaid to be \$36,356.17.

NOW THEREFORE BE IT RESOLVED: that the Clerk of the Village of Hastings-on-Hudson be and is authorized, empowered and directed to take all action prescribed by law to collect such unpaid taxes through the advertisement and sale of taxes or tax liens pursuant to Section 1455 of the Real Property Tax Law of the State of New York; and

BE IT FURTHER RESOLVED: that the Board of Trustees hereby designates Thursday, March 14, 2024 as the tax lien sale date for the Village of Hastings-on-Hudson, New York; and

BE IT FURTHER RESOLVED: that such sale shall be held on that date at 10:00 a.m. prevailing time in the Village Court Room in the Municipal Building, 7 Maple Avenue, Hastings-on-Hudson, New York; and

BE IT FURTHER RESOLVED: that the advertisement of the notice required by law be inserted in *The Journal News*, the official newspaper of the Village, and that said notice shall be published once a week for three consecutive weeks, and the last date for publication shall be made on or before the 10th day of March, 2024.

18:24 AUTHORIZATION TO EXECUTE GRANT CONTRACT WITH NEW YORK STATE FOR MACEACHRON PARK RESILIENCE PROJECT

Trustee Fleisig moved, seconded by Trustee Lopez, that the following resolution be approved:
Approved 4-0.

RESOLVED: that the Village of Hastings-on-Hudson applied for financial assistance from the New York State Office of Parks, Recreation and Historic Preservation (“OPRHP”) under Title 9 of the Environmental Protection Act of 1993 for the purpose of funding the MacEachron Park Resilience Project;

RESOLVED: that the Village of Hastings-on-Hudson is authorized to accept and does accept these grant funds in an amount of \$500,000 for the project described in the grant application;

RESOLVED: that the Village of Hastings-on-Hudson is authorized and directed to agree to the terms and conditions of the State of New York Contract for Grants ("Contract") with OPRHP for the MacEachron Park Resilience Project;

RESOLVED: that the Village of Hastings-on-Hudson is authorized and directed to agree to the terms and conditions of any required deed of easement granted to OPRHP that affects title to real property owned by the municipality and improved by the grant funds, which may be a duly recorded public access covenant, conservation easement, and/or preservation covenant; and

RESOLVED: that the Village Board of Trustees delegates signing authority to execute the Contract and any amendments thereto, any required deed of easement, and any other certifications to the Village Manager and/or Mayor.

19:24 NO AWARD OF MINI-BID FOR CHEVROLET BOLT EUV AND AUTHORIZATION TO RE-BID

Trustee Alligood moved, seconded by Trustee Lopez, that the following resolution be approved:
Approved 4-0.

WHEREAS: the Village of Hastings-on-Hudson issued a Mini-Bid Request for the purchase of a 2023 Chevrolet Bolt EUV; and

WHEREAS: the Village of Hastings-on-Hudson did not receive any bids; now therefore be it

RESOLVED: that the Mayor and Board of Trustees do not award the Mini-Bid for the purchase of a 2023 Chevrolet Bolt EUV and hereby authorize the Village Manager to re-bid for the purchase of a 2023 Chevrolet Bolt EUV or comparable.

20:24 AUTHORIZATION TO SOLICIT BIDS FOR HOURLY RATE TRADE LABOR SERVICES

Trustee Alligood moved, seconded by Trustee Fleisig, that the following resolution be approved:
Approved 4-0.

RESOLVED: that the Mayor and Board of Trustees authorize the Village Manager to solicit bids for hourly rate trade labor services.

21:24 NEGATIVE DECLARATION – PLL A OF 2024 ZONING AMENDMENT TO THE PROPERTY LOCATED AT 623 Warburton Avenue

Trustee Alligood moved, seconded by Trustee Lopez, that the following resolution be approved:
Approved 4-0.

RESOLVED: that pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law, the Village Board of Trustees as Lead Agency hereby adopts the EAF Part 2 attached; and

BE IT FURTHER RESOLVED: that the Board of Trustees as Lead Agency has determined that the proposed Unlisted Action will not have a significant adverse effect on the environment for the reasons enumerated in the attached Negative Declaration Form.

22:24 ADOPTION OF PROPOSED LOCAL LAW A OF 2024 A LOCAL LAW AMENDING THE ZONING MAP OF THE VILLAGE OF HASTINGS-ON-HUDSON WITH RESPECT TO THE PROPERTY LOCATED AT 623 Warburton Avenue, 4.30-21-2

Trustee Fleisig moved, seconded by Trustee Alligood, that the following resolution be approved:
Approved 4-0.

RESOLVED: that the Mayor and Board of Trustees hereby adopt Proposed Local Law A of 2024, A Local Law Amending the Zoning Map of the Village of Hastings-on-Hudson with Respect to the Property Located at 623 Warburton Avenue, 4.30-21-2:

A LOCAL LAW AMENDING THE ZONING MAP OF THE VILLAGE OF HASTINGS-ON-HUDSON TO REZONE THE PARCEL KNOWN AS 623 Warburton Avenue TO THE 2R ZONING DISTRICT

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

SECTION 1. The Zoning Map of the Village of Hastings-on-Hudson as referred to in Section 295-7 of the Zoning Code is hereby amended to rezone the property identified on the Tax Map as Section 4.30, Block 21, Lot 2 (623 Warburton Avenue) from the CO Zoning District to the 2R Zoning District.

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.

VILLAGE MANAGER'S REPORT

Village Manager Murphy informed the Village Board that an additional \$50,000 in received funding will be placed in the Assigned Fund Balance – Energy Fund.

Village Manager Murphy apprised the Village Board regarding real property tax exemptions for both seniors and volunteer firefighters. For seniors, the State has revised the income to be included for senior real property tax exemptions, allowing municipalities to determine whether or not it will adopt the revised income to be included. The Assessor recommends adopting the threshold to create a more level playing field for assessment. For volunteer firefighters, the State has adopted a new exemption law that would replace the Village's local exemption. The Village's current law allows a 10% exemption after 5 years of service, the new law would allow up to a 10% exemption for between 2 to 5 years of service, as well as including a line of duty death benefit for unmarried spouses after 5 years of service, as well as a continued death benefit for unmarried spouses after 20 years of service.

Village Manager Murphy presented a revised set of drawings for the ADA ramp at the Broadway Training Center. In lieu of adding an additional tree pit close to an existing tree, the applicant is willing to place a tree in an empty pit down the street.

Village Manager Murphy also informed the Village Board that bid documents are being prepared for work on the west side of Warburton Avenue. The Village does not have any involvement in the work on the Veolia water tower at the Chemka Pool. The refurbishment work continues. Village Manager Murphy cautioned the public to not use the pathway between the Chemka Pool and the Hillside Elementary School due to the heavy equipment being used.

BOARD DISCUSSION AND COMMENTS

Mayor Armacost introduced the discussion regarding the update to the Green Building Code. Trustees Alligood and Fleisig discussed their testing of the Code. Village Attorney Whitehead also provided comments. Board discussion occurred.

Mayor Armacost provided the Village Board with an update on the Village's Clean Energy Communities status. New point tiers are offered with additional municipal funding available. The Village is now at 8,800 points.

Mayor Armacost updated the Village Board on the latest NYCOM legislative meeting. State Comptroller DiNapoli informed attendees that sales tax is up around the state. AIM funding remains flat. School funding is increasing. CHIPS funding and other transportation funding has been cut. Water quality from rural sources was also of concern. *Pro-Housing Communities* and related grant funding were also discussed. Enforcement of illegal cannabis sales has resulted in the potential for localities to adopt enforcement laws. Licensing rollout has been slow.

Mayor Armacost introduced a discussion to celebrate Black History Month. Mayor Armacost noted that Drs. Clark are being posthumously honored by Westchester County as trailblazers. Trustee Lopez also provided thoughtful comments regarding celebrating Black History Month.

Mayor Armacost provided a recap on recent events and announced the upcoming schedule of events.

ANNOUNCEMENTS

1. Wed. Feb. 7 – CPU & LWRP Committee Meeting, 7:00 PM, James Harmon Community Center
2. Thurs. Feb. 8 – Affordable Housing Committee Meeting, 7:30 PM, James Harmon Community Center
3. Thurs. Feb. 8 – Parks & Recreation Commission Meeting, 8:00 PM, James Harmon Community Center
4. Thurs. Feb. 15 – Safety Council Meeting, 7:00 PM, Village Hall Conference Room
5. Thurs. Feb. 15 – Planning Board Regular Meeting, 7:30 PM, Village Hall Meeting Room
6. Mon. Feb. 19 – President's Day Observed, Village Offices Closed
 - a. Monday Garbage Pickup is Tuesday, Feb. 20
 - b. Tuesday Garbage Pickup is Wednesday, Feb. 21
7. Tues. Feb. 20 – Board of Trustees Regular Meeting, 7:00 PM, Village Hall Meeting Room

ADJOURNMENT

Trustee Lopez moved to conclude the public portion of the meeting and hold an Executive Session to discuss matters of pending litigation, and adjourn the Regular Meeting at the end of the Executive Session without returning to the Regular Meeting, seconded by Trustee Alligood. Motion carried, all voting "aye". Approved 4-0.

Meeting Adjourned 8:58 PM

Anthony P. Costantini
Village Clerk