Regular Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY held on Monday, May 17, 2021, via ZOOM and Web-Streaming.

The following officials were present:

Mayor Pugh	Trustee Gallelli
Village Manager King	Trustee Horowitz
Village Treasurer Bullock	Trustee Murtaugh
Village Attorney Whitehead	Trustee Simon
Secretary to Manager Bryan Healy	

1. *CALL TO ORDER*:

Mayor Pugh called the meeting to order.

2. *APPROVAL OF VOUCHERS*

Trustee Horowitz made a motion to approve the following *Fiscal Year* 2020-2021 Vouchers. The motion was seconded by Trustee Simon and approved with a 5-0 Vote.

General Fund	$70,040.22
Water Fund	$9,811.65
Sewer Fund	$4,547.14
Capital Fund	$11,099.56
Trust Fund	$5,885.00

3. *PRESENTATION*: George Latimer, Westchester County Executive, presented an update on COVID in Westchester County, affordable housing and upcoming capital projects. To view the presentation, you may log onto the following:

https://view.earthchannel.com/PlayerController.aspx?&PGD=crotononhudson&eID=882

4. *PUBLIC HEARING*:

Motion to open the Public Hearing on Local Law Introductory 3 of 2021 to amend Section 230-44, "Signs", to modify provisions related to signage in residential zoning districts was made by Trustee Horowitz. Motion was seconded by Trustee Murtaugh and approved with a 5-0 vote.

Roseann Schuyler, Olcott Avenue, Croton on Hudson, stated that she does not agree that expressions of public speech made on private property are illegal no matter how long they remain on someone's private property; the Village did not state any legal or compelling interest in regulating the size, number and placement of these yard signs and yet this law does

regulate all of those things. Ms. Schuyler stated that, through a Freedom of Information Request, she saw no complaints about the number, size or the placement of signs on residential properties and that the Village had not been enforcing the current law and believes that the Board is misunderstanding the rights that people have to speak on private property.

Ed Riely, 110 Truesdale Drive, Croton on Hudson, stated that he does not support the law and feels that the Village is taking away the rights of private property owners. Mr. Riely stated that he believes that this law is being directed at political speech on private property and as a member of a minority political party in Croton, we need signs to get the message out.

Geoff Hamilton, 63 Emerson Avenue, Croton on Hudson, stated that regulating any kind of free speech on private property is a slippery slope and, if implemented, if should be implemented with extreme caution.

There being no comments to come before the Board, a motion to close the Public Hearing was made by Trustee Horowitz. Motion was seconded by Trustee Murtaugh and approved with a 5-0 vote.

Mayor Pugh stated that the Village is actually expanding the speech rights of residents by removing the restrictive aspects of the law. Mayor Pugh emphasized that our current Code put a time limit on signs and this proposed law removes that limit and asked Village Attorney Whitehead how the current sign language interacts with the existing language on election signs.

Village Attorney Whitehead explained that Croton's Zoning Code already regulates signage on residential properties; size limits are for aesthetic reasons and the number of signs are for safety; the proposed law allows lawn signs no matter what they say to remain on private property as long as they meet the size requirement and referred to Section C. of the proposed law with respect to election signs: "Temporary signs pertaining to election campaigns" - Such signs shall not be subject to the forty-five-day limitation in Subsection K(1) above but shall be removed within 10 days after the election day. Village Attorney Whitehead added that when

the Planning Board reviewed the proposed law, they felt that two signs were appropriate as opposed to the three signs the Board is proposing.

Trustee Simon stated that he believes it appropriate for signs relating to a specific election to come down after an election and for safety and esthetic purposes to keep all signs to three and to the required size.

Resolution 63-2021

On motion of Trustee Simon and seconded by Trustee Murtaugh, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS the Village would like to amend Section 230-44, Signs, of the Zoning Chapter of the Village Code to modify provisions related to signage in the residential zoning districts of the Village; and

WHEREAS the Village Board is considering the adoption of Local Law Introductory No. 3 of 2021 which has been drafted for such purposes; and

WHEREAS the draft law has been reviewed by the Village Planning Board, Westchester County Planning Board and Waterfront Advisory Committee as required by law; and

WHEREAS a Public Hearing on Local Law Introductory No. 3 of 2021 was opened and closed on May 17, 2021,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby adopts Local Law Introductory No. 3 of 2021 to amend Section 230-44, Signs, of the Zoning Chapter of the Code of the Village of Croton-on-Hudson to modify provisions related to signage in the residential zoning districts of the Village, which upon adoption becomes Local Law No. 4 of 2021.

DISCUSSION:

Mayor Pugh stated that the intent of this law is to support free speech on private property and this law expands those rights as well as trying to conform to our Code and the actual practices of the Village.

Trustee Murtaugh stated that this is a benign law and is intended to provide more flexibility for our residents and good will among the community and believes the fears that some have expressed are unwarranted.

5. *QUESTIONS/COMMENTS SUBMITTED BY E-MAIL* – none

6. *CORRESPONDENCE* –

   a. E-mail from Joseph Martinelli, American Legion Post 505 dated April 14, 2021, advising that the Memorial Day Ceremony will be held on Monday, May 31st at 11:00am at Veterans Corner.

   b. E-mail from Maria Slippen, Chair of the "Recreation Advisory Committee", dated May 14, 2021, regarding recommendations for "Black Rock Dog Park". To view letter, click on the following link:

   https://crotononhudson.novusagenda.com/Agendapublic/CoverSheet.aspx?ItemID=5765&MeetingID=866

7. *PUBLIC COMMENTS ON AGENDA ITEMS* –

   Geoff Hamilton, 63 Emerson Avenue, Croton on Hudson, stated that he supports the "Recreation Advisory Committee's" recommendations, with people going back to work, Saturdays and Sundays are the only days that are available for some. Mr. Hamilton suggested that the noise at night could be coming from the workers doing the river study or from our DPW staff who may be there at night. Mr. Hamilton did say that dogs get excited and do bark when a new dog enters the park, and a responsible dog owner should be able to calm their dog down.

   Maggie Connor, Grand Street, Croton on Hudson, stated that many people who commute to the city have limited day light hours and also suggested expanding the usage to more people as well as the hours.

Halle Clarke, 28 Quaker Bridge Road, Croton on Hudson, stated that this is a specialty park for dogs and should not match the hours of the other parks in our community; the Dog Park has a negative impact on the neighborhood and the hours need to reflect that. Ms. Clarke stated that Ossining's Dog Park is closed on weekends which demonstrates that communities do not need to have uniform parks hours. Ms. Clarke stated that this is not a standard "Dog Park" and goes against industry standards by being fifty feet from homes, eight months ago the Board approved the current hours which was designed to create some equity for everyone and does not understand why we are revisiting this and adding school district residents is only going to compound the issue.

Adam Decker, 13 Ackerman Court, Croton on Hudson, stated that he supports expanding the Dog Park hours similar to Croton's other parks. Mr. Decker also stated that he endorses the adoption of the "Negative Declaration" with respect to the 41-51 Maple Avenue project.

Andrew Karp, 20 Quaker Bridge Road, Croton on Hudson, stated that he lives across from the "Dog Park" and when the Board curtailed the hours of operation it was the first time in over ten years that he and his neighbors were given some relief from the sound of dogs barking across the street from their homes; it is baffling to him that the "Recreation Advisory Committee" is recommending that the Village extend the park hours by thirty-four hours (an 81% increase each week). Mr. Karp stated that increasing the hours by such a significant amount is like rubbing salt on an open wound for his family and allowing school district residents to use the park will only increase those numbers. Mr. Karp asked the Board to find a reasonable solution such as moving it to another appropriate location that is farther from homes and while that solution is being researched, he urged the Village to reject the recommendations and keep the hours as they are.

Lindsay Audin, 221 Cleveland Drive, Croton on Hudson, stated that he supports the purchase of the electric vehicle, we are in a race situation to try to get points to be eligible for a $70,000 grant through the "NYSERDA"

program that would be used for future purposes and by purchasing the vehicle it will bring us closer to securing those points.

Village Manager King advised that she received e-mails from James Miller, 18 Wolf Road, Adam Reyer, 104 Penfield, and Steve Krisky., 49 Sunset Drive, all recommending that the Board adopt the "Recreation Advisory Committee's" recommendations; Julie Lewis, 49 Sunset Drive, states that the Sunday recommendation of 10:00am – 2:00pm is too limiting,

8. *RESOLUTIONS*:

Resolution #66 of 2021

On motion of Trustee Horowitz and seconded by Trustee Gallelli, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS the Village Board of Trustees has received a special permit application from Regan Development Corporation for two multi-unit residential buildings on the parcel located at 41-51 Maple Street, and

WHEREAS on April 5, 2021, the Village Board declared itself Lead Agency for SEQRA purposes, and

WHEREAS on May 4, 2021, the Village Board of Trustees undertook the process and review described in detail in Parts 2 and 3 of the EAF "Determination of Significance" attached hereto, and

WHEREAS the Village Board has received a recommendation of consistency from the Waterfront Advisory Committee with the Village's Local Waterfront Revitalization Program, and

WHEREAS the Village Board must make its own determination of consistency with the LWRP policy standards and conditions, and

WHEREAS on May 4, 2021, the Village Board reviewed the LWRP policy standards and conditions,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby issues and adopts the EAF Parts 2, and 3 Determination of Significance attached hereto and adopts a Negative Declaration pursuant to SEQRA in connection with this action.

AND BE IT FURTHER RESOLVED, as follows:

The Village Board of Trustees found the following LWRP policies to be applicable and finds the Proposed Action to be consistent with each of these applicable policies:

Policy 5: Encourage the location of development in areas where public services and facilities essential to such development are adequate, except when such development has special functional requirements or other characteristics which necessitate its location in other coastal areas.

Policy 5A: When feasible, development within the Village should be directed within the current service area of existing water and sewer facilities or in close proximity to areas where distribution lines currently exist.

Policy 5C: Limit proposed development within those portions of the coastal zone boundary area, where traffic impacts such as site distance and carrying capacity of the roadways are restricted, particularly along Route 9A, Albany Post Road and Route 129.

Policy 7E: Runoff from public and private parking lots and from storm sewer overflows shall be effectively channeled so as to prevent oil, grease, and other contaminants from polluting surface and ground water and impact the significant fish and wildlife habitats.

Policy 7F: Construction activity of any kind must not cause a measurable increase in erosion or flooding at the site of such activity, or impact other locations. Construction activity shall be timed so that spawning of anadromous fish species and shellfish will not be adversely affected.

Policy 7G: Such activities must not cause degradation of water quality or impact

identified significant fish and wildlife habitats.

Policy 11: Buildings and other structures will be sited in the coastal area so as to minimize damage to property and the endangering of human lives caused by flooding and erosion.

Policy 11A: Erosion and sediment control measures shall be undertaken in order to safeguard persons, protect property, prevent damage to the environment, and promote the public welfare by guiding, regulating and controlling the design, construction, use and maintenance of any development or other activity which disturbs or breaks the topsoil or results in earth movement.

Policy 13: The construction or reconstruction of erosion protection structures shall be undertaken only if they have a reasonable probability of controlling erosion for at least thirty years as demonstrated in design and construction standards and/or assured maintenance or replacement programs.

Policy 14: Activities and development, including the construction or reconstruction of erosion protection structures, shall be undertaken so that there will be no measurable increase in erosion or flooding at the site of such activities or development, or at other locations.

Policy 18: To safeguard the vital economic, social and environmental interests of the state and of its citizens, proposed major actions in the coastal area must give full consideration to those interests, and to the safeguards which the state has established to protect valuable coastal resource areas.

Policy 33: Best Management Practices will be used to ensure the control of stormwater runoff and combined sewer overflows draining into coastal waters.

Policy 33A: Encourage new developments to retain stormwater runoff on site so as to not increase flows within the existing system or to improve existing stormwater runoff systems so that runoff from such developments does not adversely impact

coastal waters.

Policy 37: Best Management Practices will be utilized to minimize the non-point discharge of excess nutrients, organics and eroded soils into coastal waters.

Policy 37A: Standards and specifications for the control of non-point source discharge as set forth in Westchester County's Best Management Practice Manual or other recognized reference shall be utilized during development of any site.

Policy 37B: Control of the development of hilltops, and steep slopes should be exerted in order to prevent erosion and minimize runoff and flooding from new construction.

The remaining policies and conditions of the LWRP not specifically discussed above were reviewed and found not to be applicable, and

BE IT FURTHER RESOLVED as follows:

Based upon the above, the Village Board of Trustees confirms its determination that the Proposed Action, the construction of two multi-family residential buildings at 41-51 Maple Street, complies with the policy standards and conditions set forth in the Village's LWRP.

Resolution #67 of 2021

On motion of Trustee Simon and seconded by Trustee Gallelli, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS the Village Board of Trustees has received a special permit application from Regan Development Corporation for two multi-unit residential buildings on the parcel located at 41-51 Maple Street, and

WHEREAS the Planning Board has issued a memo to the Village Board with a favorable recommendation and the WAC has issued a memo of consistency with the Local Waterfront Revitalization Program (LWRP), and

WHEREAS a Public Hearing was held and closed on May 4, 2021, and

WHEREAS on May 17, 2021, the Village Board issued a Negative Declaration with respect to the proposed action. and

WHEREAS on May 17, 2021, the Village Board determined that the Proposed Action was consistent with the policy standards and conditions set forth in the Village's LWRP,

NOW THEREFORE BE IT RESOLVED: that the Village Board issues a special permit for two multi-unit residential buildings at 41-51 Maple Street subject to the following conditions:

1. That the applicants must obtain site plan approval from the Planning Board.
2. That the applicants must obtain the necessary approvals from the New York State Department of Transportation.
3. That the applicants work with the New York State Department of Transportation on potential pedestrian safety improvements.
4. That the applicants work with Westchester County on the relocation of the bus stop and shelter.
5. That the applicants must submit a lighting plan for the buildings to be reviewed as part of the Planning Board Site Plan approval process.
6. That the applicants be required to provide escrow funds to be used for the Planning Board to retain any necessary environmental consultant to assist in the review of the site plan in accordance with Chapter 178 of the Village Code.
7. That a bond or other suitable security acceptable to the Village be submitted, prior to a building permit being issued, covering the costs of the improvements in the street Rights of Way.

DISCUSSION:

Village Manager King stated that there was a discussion at the Planning Board meeting regarding parking with one member requesting additional parking; the

parking requirement in the "RFP" (Request for Proposal) was specific, and Westchester County has weighed in as well and they have indicated that they felt there is too much parking. Village Manager King stated that she would like the Board to discuss this and whatever the Board decides, she would like that number added to the conditions.

Jamie Easton, Regan Development, stated that the original parking requirement was fifty-five; the proposed parking that was shown in the "Concept Plan" was sixty-one and as they got into the design that number was reduced to sixty parking spaces which is five over the minimum Code requirement. Mr. Easton stated that this does not change the "Site Plan" or the "Disturbance Limits" but will have an effect on a small amount of impervious area.

Village Attorney Whitehead stated that the parking spaces was based on the number of units and the bedroom mix, the County letter suggested less to try to reduce impervious surfaces, but there was some discussion at the Planning Board meeting that there may not be enough parking even though it met the requirement; in response to that discussion, the applicant found areas to add spaces, but it is a decision that the Board needs to make.

Trustee Simon stated that he would be content with the additional parking spaces.

Trustee Gallelli stated that she listened to the Planning Board discussion and their desire to have more; the fact that the developer is able to add five more parking spaces without having any adverse effect on the "Site Plan" is good and is in favor of the sixty parking spaces.

Mayor Pugh said that if the applicant is able to accommodate the additional spaces, he does not see any reason not to approve the additional spaces.

Resolution #68 of 2021

On motion of Trustee Horowitz and seconded by Trustee Simon, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh, Abstain, Mayor Pugh Aye, motion passed with a 4-0 vote.

AUTHORIZING TAX CERTIORARI SETTLEMENT WITH PETITIONER SKY VIEW NURSING REALTY LLC - Section 67.18 Block 1, Lots 1 & 2

WHEREAS petitions have been filed by the party above challenging real property tax assessments on the Village's assessment roll, and

WHEREAS the petitioner's court challenge is now pending in Supreme Court, Westchester County, and

WHEREAS the Village and petitioner have reached a mutually agreeable resolution and the cost to the Village based on the reductions in assessments is ±$93,804 and

WHEREAS the Board of Trustees has had an opportunity to review this matter and has been satisfied that the proposed settlement is just, reasonable and in the interest of the Village of Croton-on-Hudson,

NOW, THEREFORE, BE IT RESOLVED: that the Board of Trustees of the Village of Croton-on-Hudson hereby authorizes the Village Attorney to execute and sign the attached Consent Order & Judgment,

AND BE IT FURTHER RESOLVED: that the Village Treasurer is authorized to make the payment to the petitioner as outlined in the Consent Order & Judgment,

AND BE IT FURTHER RESOLVED: that the Village Treasurer is authorized to transfer $44,551.67 from Contingent Account A1990.4000 to A1960.4000,

AND BE IT FURTHER RESOLVED: that the payment of $93,804 shall be charged to A1960.4000 – Refunds on real property.

Resolution #69 of 2021

On motion of Trustee Simon and seconded by Trustee Horowitz, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS on April 29, 2021, the Village of Croton-on-Hudson advertised Bid 01-2021 for tree trimming and removal services, and

WHEREAS on May 12, 2021, four sealed bids were received and opened, and

WHEREAS the low bidder was Golden's Tree Service of Montrose, New York,

at the rate of $2,350 per day, consisting of a work crew of three and equipment, for a total of $70,500, and

WHEREAS Frank Balbi, Superintendent of Public Works, has submitted a memorandum regarding the funding situation for this year and has recommended awarding the contract to the low bidder,

NOW, THEREFORE BE IT RESOLVED: that the Board of Trustees hereby authorizes the Village Manager to award the contract for tree trimming and removal services to Golden's Tree Service of Montrose, New York, for a one-year period beginning June 1, 2021, through May 31, 2022, with an option to extend for two additional one-year periods.

Resolution #70 of 2021

On motion of Trustee Gallelli and seconded by Trustee Simon, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS, the Village would like to amend Chapter 197 of the Village Code, Streets and Sidewalks, to include an appeals process for the removal of snow and ice on sidewalks; and

WHEREAS the Village Board is considering the adoption of Local Law Introductory No. 4 of 2021 which has been drafted for such purposes,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby schedules a Public Hearing on Monday, June 7, 2021, at 6 p.m. to consider the adoption of Local Law Introductory No. 4 of 2021 to amend Chapter 197 of the Village Code, Streets and Sidewalks, to include an appeals process for the removal of snow and ice on sidewalks; and

BE IT FURTHER RESOLVED: that such public hearing shall be held via videoconference in accordance with the rules and regulations outlined in Executive Order 202.1 issued by Governor Andrew Cuomo.

Resolution #71 of 2021

On motion of Trustee Murtaugh and seconded by Trustee Gallelli, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS the Village would like to amend Chapter 70 of the Village Code, Alarm Systems, to update the appeals process for contesting denial, suspension, revocation or charges, and

WHEREAS the Village Board is considering the adoption of Local Law Introductory No. 5 of 2021 which has been drafted for such purposes,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby schedules a Public Hearing on Monday, June 7, 2021, at 6 p.m. to consider the adoption of Local Law Introductory No. 5 of 2021 to amend Chapter 70 of the Village Code, Alarm Systems, to update the appeals process for contesting denial, suspension, revocation or charges, and

BE IT FURTHER RESOLVED: that such public hearing shall be held via videoconference in accordance with the rules and regulations outlined in Executive Order 202.1 issued by Governor Andrew Cuomo.

Resolution #72 of 2021

On motion of Trustee Simon and seconded by Trustee Gallelli, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS in November 2011, the Village Board of Trustees authorized a contract with Mid-Hudson Ambulance District (MHAD) to provide supplemental Emergency

Medical Technician (EMT) services to the Croton Emergency Medical Services (EMS), and

WHEREAS the Village wishes to continue to provide supplemental services to the Croton EMS, and

WHEREAS MHAD has provided an agreement to continue providing supplemental EMT services to the Croton EMS at a rate of $25.00 per hour for one year, and

WHEREAS the agreement is effective June 1, 2021, through May 31, 2022,

NOW THEREFORE, BE IT RESOLVED: that the Village Board of Trustees hereby authorizes the Village Manager to execute an agreement for EMT services from MHAD, at a rate of $25.00 per hour, for the period beginning June 1, 2021, through May 31, 2022.

Resolution #73 of 2021

On motion of Trustee Gallelli and seconded by Trustee Horowitz, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS the Village of Croton-on-Hudson intends to apply for Community Development Block Grant (CDBG) funding from Westchester County for the 2022-2024 funding cycle, and

WHEREAS the Village will be submitting the following projects for consideration: the improvement of the Brook Street parking lot, the replacement of the Dobbs Park playground equipment and resurfacing of the Dobbs Park basketball court, the replacement of the retaining wall along lower Grand Street and the replacement of an existing sidewalk along South Riverside Avenue between Oneida Avenue and Bungalow Road, and

WHEREAS as part of the application process, the Village must hold a public hearing to discuss the merits of these projects,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby schedules a Public Hearing on Monday, June 7, 2021, at 6 p.m. to consider the merits of the projects included in the Village's CDBG application; and

BE IT FURTHER RESOLVED: that such public hearing shall be held via videoconference in accordance with the rules and regulations outlined in Executive Order 202.1 issued by Governor Andrew Cuomo.

DISCUSSION:

Trustee Gallelli stated that she is pleased that the Village is once again applying for "CDBG" Grants; we have had many successful projects in the past and the ones that are listed in the resolution are very deserving projects and looks forward to the steps ahead in order to continue with this application.

Resolution #74 of 2021

On motion of Trustee Simon and seconded by Trustee Horowitz, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS on May 10, 2021, the Village of Croton-on-Hudson advertised Bid 02-2021 for the purchase of a plug-in hybrid vehicle for parking enforcement, and

WHEREAS on May 14, 2021, one bids was received and opened, and

WHEREAS the low bidder was Tasca Ford of Berlin, Connecticut, at the price of $33,930.30,

NOW, THEREFORE BE IT RESOLVED: that the Board of Trustees hereby authorizes the Village Manager to award the contract for the purchase of a plug-in hybrid vehicle to Tasca Ford of Berlin, Connecticut, at a price of $33,930.30, and

BE IT FURTHER RESOLVED: that the Village Treasurer is hereby authorized to transfer $33,930.30 from Contingent Account A1990.4000 to A5650.2000, Off-Street Parking – Equipment, and

BE IT FURTHER RESOLVED: that the cost of this purchase shall be charged to A5650.2000.

DISCUSSION:

Trustee Simon stated that this is important, not only for its value on its own as a vehicle, but what it means to us competitively in getting assistance for other sustainability projects through additional "NYSERDA" grants. Trustee Simon stated that he believes the "Sustainability Committee" will be successful in getting the Village the additional funding from "NYSERDA" which will be more than twice the cost of the vehicle.

Resolution #75 of 2021

On motion of Trustee Horowitz and seconded by Trustee Simon, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS the Village would like to amend Chapter 168 of the Village Code, Parks & Recreation Areas, to clarify the prohibition on dogs in parks, and

WHEREAS the Village Board is considering the adoption of Local Law Introductory No. 6 of 2021 which has been drafted for such purposes,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby schedules a Public Hearing on Monday, June 21, 2021, at 6 p.m. to consider the adoption of Local Law Introductory No. 6 of 2021 to amend Chapter 168 of the Village Code, Parks & Recreation Areas, to clarify the prohibition on dogs in parks, and

BE IT FURTHER RESOLVED: that such public hearing shall be held via videoconference in accordance with the rules and regulations outlined in Executive Order 202.1 issued by Governor Andrew Cuomo.

DISCUSSION:

Village Manager King explained that when we amended our Code to allow dogs on leashes in "Black Rock" (outside of the Dog Park area) we mistakenly did not limit the hours to align with the Dog Park hours. Village Manager King stated that whatever the decision the Board makes on Dog Park hours, it will also pertain to the area outside of the Dog Park so that it is consistent.

Resolution #76 of 2021

On motion of Trustee Gallelli and seconded by Trustee Simon, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

WHEREAS on May 3, 2021, Village Manager Janine King submitted her letter of resignation for the purposes of retirement to the Village Board of Trustees effective August 9, 2021, and

WHEREAS the Village Board is desirous of appointing Secretary to the Village Manager Bryan Healy to the position of Village Manager effective August 9, 2021, at a starting salary of $130,000,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby approves the employment agreement between the Village of Croton-on-Hudson and Bryan Healy, and

BE IT FURTHER RESOLVED: that the Village Board of Trustees hereby authorizes the Mayor to execute the contract on its behalf.

DISCUSSON:

Trustee Gallelli stated that this is a wonderful outcome and highly endorses this.

Mayor Pugh stated that Village Manager King has many great qualities and one of those is being able to identify talent and to nurture that talent and thanked her for a job well done in preparing Bryan Healy.

Discussion regarding Dog Park

Village Manager King stated that we have never opened the Dog Park to anyone but Village of Croton residents and does not recommend opening it up to School District Residents.

Bryan Healy advised that we have currently issued sixty permits.

Trustee Simon stated that he believes that we should expand the hours of the Dog Park because people require access at different times depending on their circumstances and thanked the "Recreation Advisory Committee" for giving the Board options. Trustee Simon said that we should continue to be open to ways in which we can improve the situation for the advocates of the Dog Park and for those that feel that they are hurt by it.

Trustee Gallelli thanked the "Recreation Advisory Committee" for their deliberation and for their recommendations, this is a difficult situation and no matter how we end up there are going to be people who are not happy. Trustee Gallelli stated that looking ahead, we need to make a commitment as a Board to look at alternative locations and concurred with Manager King that we keep the Dog Park to Village residents only. Trustee Gallelli said that the split hours have created some problems on their own and would like to see a solid block of hours on week-days either shortened at each end or in the morning

Village Manager King stated that she feels that twelve hours is far too long and while we only heard from two neighbors, they were pretty articulate and to go from the split hours to twelve hours is too long.

Trustee Murtaugh stated that the volume of "pro-parkers" has been tremendous, and the "anti-parkers" is restricted to those six families who signed the letter; in his opinion, "Black Rock" is under-utilized, and our residents are clamoring for recreational activities and no other park permits dogs. Trustee Murtaugh stated that every resident in this community encounters some sort of environmental noise, but it is part of living in a community. Trustee Murtaugh stated that since he has come on the Board, he has visited the park around two dozen times, every day of the week, at various hours when the dog park was open and found it to be a very lightly used facility, he has never seen more than three or four dogs at any given time, most often the park is empty, what he did hear was a rooster crowing, chain saws, lawn care machines, cars, a Canada Goose honking repeatedly, noises we

cannot control, but he did not hear any dogs barking in his twenty-four visits. Trustee Murtaugh started that many homes abut parks, some private and some public and we will face real serious issues if we allow residents who abut parks to start to determine what hours those parks are open for use by the general public. Trustee Murtaugh stated that maybe there is a place where another dog park could be created but that is something the Board will need to review and recommends following the "Recreation Advisory Committee's" suggestions and concurs with Trustee Gallelli and Manager King that we leave it as a Croton resident only facility.

Mayor Pugh asked the Liaison's to comment on the "Recreation Advisory Committee's" recommendation of 10:00am-2:00pm on Sunday.

Trustee Murtaugh stated that the "Recreation Advisory Committee" believed that some relief was in order for the "Quaker Bridge Road" families and that this was a reasonable concession.

Trustee Horowitz stated that she thought it was an attempt to honor the request of the neighbors for some relief from the barking. Trustee Horowitz stated that there is a lot of antagonism and philosophically we can say "we can't please everyone", but there are some options that we have not really put our energy into and believes if we were to leave that door open it would at least bring some possibility of a more even distribution. Trustee Horowitz stated that she understands the numbers are not the same, with sixty permit holders versus six families, but it is hard to just ignore the concerns of families and agrees that we should not open the park to non- residents of the Village and that going from six hours a day to twelve is a big leap.

Trustee Simon stated that this is a good template of where we should be going in the future in terms of trying to find some reasonable approaches on this and does not support issuing permits to non-Village residents. Trustee Simon emphasized that there is more work to be done and we need a lot of people to be around the table to look at the different options.

Mayor Pugh stated that he supports residents only and that we should also look into alternative sites and asked for thoughts on keeping the 10:00am-4:00pm on weekends.

Trustee Simon stated that people have different lives and are doing different things and believes that providing that additional two hours would be appropriate especially since it has an historical context.

Trustee Murtaugh stated that he support 8:00am to 8:00pm on weekdays and 10:00am to 4:00pm on weekends.

Village Manager King recommended shortening the hours during the winter months since it gets dark at 6:00pm.

Trustee Horowitz stated that she would like to see more than a casual plan for keeping options open for another location for a "Dog Park".

Mayor Pugh advised that this is going to be discussed at our May 24, 2021, Work Session.

Resolution #77 of 2021

On motion of Trustee Murtaugh and seconded by Trustee Simon, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following Roll Call Vote: Trustee Horowitz, Aye, Trustee Simon Aye, Trustee Gallelli, Aye, Trustee Murtaugh Aye, Mayor Pugh Aye

Resolved that the Board of Trustees hereby approves the following Dog Park Hours of Operation:

Monday through Friday	8:00am-8:00pm	April 1st through September 30th
Monday through Sunday	8:00am-6:00pm	October 1st through March 31st
Saturday and Sunday	10:00am-4:00pm	Entire Year

9. PUBLIC COMMENTS ON NON-AGENDA ITEMS – none

10. *APPROVAL OF MINUTES*

Motion to approve the minutes as amended of the Regular Meeting held on May 3, 2021, was made by Trustee Gallelli. Motion was seconded by Trustee Simon and approved with a 5-0 vote.

Motion to approve the minutes of the Executive Session held on May 5, 2021, was made by Trustee Horowitz. Motion was seconded by Trustee Simon and approved with a 5-0 vote.

Motion to approve the minutes of the Executive Session held on May 11, 2021, was made by Trustee Gallelli. Motion was seconded by Trustee Simon and approved with a 5-0 vote.

Motion to approve the minutes of the Executive Session held on May 13, 2021, was made by Trustee Horowitz. Motion was seconded by Trustee Simon and approved with a 5-0 vote.

10. *REPORTS*

Trustee Gallelli stated that we discussed a number of big issues this evening and thanked all those who participated in the discussions. Trustee Gallelli reminded everyone to put the "Memorial Day" ceremony on their calendar, it is wonderful to be able to have a live "Memorial Day" ceremony again.

Trustee Murtaugh thanked everyone for participating this evening on the various issues and looks forward to continuing the discussion of moving or adding an additional Dog Park in the future. Trustee Murtaugh advised that Senator Pete Harckham is holding a food drive at Croton Harmon High School this Saturday from 12:00-2:00pm.

Trustee Simon advised that he and Deputy Mayor Gallelli continue to work on outdoor dining and parking in the "Upper Village", met with Croton author Alan Pakain who wrote an excellent book called "Community Risk Management" and looks forward to sharing some of it with the Board; sat in on a meeting with the "Hudson Valley Gateway Chamber" to hear a briefing from the "Westchester Business Council" on a post pandemic economy and replacement of lost power due to the closing of Indian Point; sat in on briefings on the "American Rescue Act"; this week we should be receiving guidance from the Treasury Department regarding "Non-Entitlement Communities" (communities under 50,000) advising us of what we need to do to access our funding; the "COVID

Commemorative" was held on May 7th, it was a wonderful turnout and thanked the Rotary for making this all possible.

Mayor Pugh once again thanked Village Manager King for her outstanding service and for her record of developing talent within our staff; thanked Westchester County Executive George Latimer for his presentation on what is going on at the County level, thanked all the advisory Boards for their input on the issues we discussed this evening, thanked all the residents who participated this evening as well and congratulated Bryan Healy on his appointment as our new Village Manager.

Village Treasurer Bullock stated that she is pleased to advise that the village received a refund of $61,821.70 from the "Department of Labor" for the 2020 year.

There being no further business to come before the Board, a motion to close the meeting was made by Trustee Simon. Motion was seconded by Trustee Gallelli and approved with a 5-0 vote. 8:36pm

Respectfully submitted,

Judy Weintraub, Board Secretary

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Paula DiSanto, Village Clerk