



VILLAGE OF DOBBS FERRY BOARD OF TRUSTEES AGENDA

MEETING DATE: JANUARY 12, 2021
AGENDA ITEM SECTION: MINUTES
AGENDA ITEM NO. : 1
AGENDA ITEM: DECEMBER 15, 2020
ITEM BACKUP DOCUMENTATION: 1. DRAFT MEETING MINUTES OF DECEMBER 15, 2020

DRAFT MINUTES – NOT TO BE USED AS OFFICIAL DOCUMENT

Regular meeting of the Board of Trustees of the Village of Dobbs Ferry held on December 15, 2020, remotely via Zoom: <https://zoom.us/j/205957953?pwd=aU5YNHJVYkxub3lWN0RzQUZ0VzROU09>, Telephone: 1-929- 205-6099, Webinar ID: 205 957 953, Password: 309361) at 6:30 p.m. Present: Mayor Vincent Rossillo, presiding, Trustees Donna Cassell, Maura Daroczy (arrived at 6:35 p.m.), Christy Knell, Michael Patino (arrived at 6:31 p.m.), Nicole Sullivan and Larry Taylor, Acting Village Administrator Edmond Manley, Village Clerk Elizabeth Dreaper, Village Treasurer Jeff Chuhta and Ms. Lori Lee Dickson/Attorney for the Village. Also present: Police Chief Manuel Guevara, Ms. Jennifer Viera/Senior Office Assistant and Ms. Alissa Fasman/Secretary to the Village Administrator. Absent/excused: None.

Motion by Trustee Taylor, seconded by Trustee Sullivan to open the meeting.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input checked="" type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input checked="" type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 5	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Pledge of Allegiance

Mayor Rossillo led the pledge of allegiance.

Trustee Patino arrived at the meeting.

Mayor Rossillo said the instructions on how to view the meeting have been posted on the Village website and are attached to the agenda. Mayor Rossillo said during this continued crisis we will continue to operate remotely. Mayor Rossillo said people will be able to participate via Zoom by internet or telephone. The videos can also be viewed after each meeting on YouTube and will be posted on the Village website. If you have a comment, or a question or a concern that you would like to make please e-mail the Village Clerk by 3:00 p.m. on the Monday before the meeting and be sure to include the meeting date and agenda item that you would like to address. Send those comments to the Village Clerk at: ldreaper@dobbsferry.com. For the public hearings we will accept e-mailed comments in advance of the hearings. Please e-mail the Village Clerk at: ldreaper@dobbsferry.com by 3:00 p.m. on the Monday before the meeting. Mayor Rossillo said he is going to read the instructions for a public hearing, but also give people the ability to interact with courtesy of the floor. Mayor Rossillo said if you are participating via Zoom, either by phone or by video you can raise your hand and we will call on residents in the order in which they do so. In order to raise your hand you should click on the icon labeled "participants" in a column that appears on the right hand side, at the bottom of that window is the raise your hand button; for people calling in by phone you can push star 9 in order to raise your hand and we will let you know it is your turn by either calling your name or your phone number. Mayor Rossillo said when you are on, please be sure to state you name and address.

Public Hearing: Continuation of public hearing to consider a Local Law clarifying parking restrictions and amending the date parameters for the annual Village parking permits

Mayor Rossillo said this is a continuation of a public hearing to consider a local law by clarifying parking restrictions and amending the date parameters for the annual Village parking permits.

Motion by Trustee Taylor, seconded by Trustee Patino to open the public hearing to consider a local law clarifying parking restrictions and amending the date parameters for the annual Village parking permits.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Mayor Rossillo said at the last meeting there was a lot of discussion regarding the parking permits and when we should set the dates, whether it's January 1st or the fiscal year.

Mayor Rossillo acknowledged receipt of the following e-mail from Ms. Jola Kerschhagel:

Liz Dreaper

From: Jola Kerschhagel [REDACTED]
Sent: Thursday, December 10, 2020 12:07 PM
To: Liz Dreaper
Subject: parking permit date change

[EXTERNAL] This email is from outside the Village of Dobbs Ferry - Please use caution when opening links and attachments!

Dear Board of Trustees:

I am a Dobbs Ferry resident and wanted to voice my opposition to the proposed changes to the Village parking laws that would result in the parking permits having to be renewed at the end of the year. This proposal puts an unnecessary economic burden on the Village residents during the holiday season and would have a disproportionate impact on the residents of the downtown district who come from diverse economic backgrounds. Similarly, the law would put a financial burden on the employees and owners of the downtown businesses, especially those who work in the restaurants and have already seen their hours and pay slashed due to the pandemic. The position taken by some Board members that the residents and workers "*just need to plan for it*" fails to recognize that there are working people in our neighborhood who don't have surplus funds that they can just simply put to the side to pay the Village, especially so close to the holiday season.

I fully support changing the current parking laws so that all parking permits are in-line with the Village's fiscal year. Doing so would accomplish the Village's goal of getting all parking permits to run for the same period of time while minimizing the economic burden on the residents and Village businesses. Moreover, having the permits renew during the Summer season makes removing the old permits and affixing the new ones from our cars easier.

I object to the timing. At the end of next year would be appropriate, not three weeks from now. This is similar to the meter change when we fed nickels and dimes but got tickets because the new meter only took quarters. I believe it was your responsibility to put signs on the meters. Many of my friends from the other rivertowns expressed their dismay about your irresponsibility. But i guess you made some money on that. Perhaps you will also make lots more with this new date for parking permits. That's very sad, especially during these difficult times.

Thank you.

Jola kerschhagel
129 Main Street
DF
[REDACTED]

--
jola kerschhagel
Inestra, Inc.
145 Palisade St.
Dobbs Ferry, NY 10522
[REDACTED]

Trustee Daroczy arrived at the meeting.

A discussion was held and Ms. Dickson, Chief Guevara and Mr. Chuhta addressed questions from the Board.

Ms. Dickson said she provided a revised version of proposed local law 8-2020 for consideration by the Board this evening.

No one from the public addressed the Board.

Motion by Trustee Taylor, seconded by Trustee Sullivan to close the public hearing to consider a local law clarifying parking restrictions and amending the date parameters for the annual Village parking permits.

DRAFT MINUTES – NOT TO BE USED AS OFFICIAL DOCUMENT

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Trustee Sullivan offered the following resolution which was seconded by Trustee Knell to adopt Local Law 8-2020 as follows:

RESOLUTION 49-2020

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY
ADOPTING LOCAL LAW 8-2020 TO AMEND THE VILLAGE OF DOBBS FERRY CODE TO CLARIFY
PARKING RESTRICTIONS AND TO ESTABLISH CONSISTENCY FOR THE ISSUING OF ANNUAL
PARKING PERMITS TO COINCIDE WITH THE VILLAGE FISCAL YEAR**

WHEREAS, the Board of Trustees of the Village of Dobbs Ferry has been considering adoption of Introductory Local Law 8-2020 which proposes to provide residents and visitors with clarification on certain parking restrictions and to establish the Village's fiscal year as the consistent basis for issuance of all annual Village parking permits; and

WHEREAS, for the purpose of receiving comment on said proposed local law the Board of Trustees conducted a duly noticed public hearing on November 24, 2020, during which the public had the opportunity to be heard, which hearing was adjourned to December 15, 2020 for further consideration of the draft law now with revisions based on comments and discussion during the hearing; and

WHEREAS, the law as revised was the topic of further discussion and deliberation by the Board at the public meeting on December 15, 2020 following the close of the hearing during which the Board determined there were no impediments to proceeding with adoption of the local law as revised.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Dobbs Ferry hereby adopts Local Law 8-2020 revising Chapter 290 "Vehicles and Traffic" of the Village of Dobbs Ferry Code to clarify certain parking restrictions and provide for consistency in the issuance of annual parking permits to coincide with the Village fiscal year with such adoption to take effect as required by law; and

BE IT FURTHER RESOLVED, that the Village Board directs the Village Clerk to file and distribute said Local Law No. 8-2020 in accordance with applicable law.

LOCAL LAW NO. 8-2020

“Amendment to the Village of Dobbs Ferry Code to Clarify Parking Restrictions and to Establish Consistency for the Issuing of Annual Parking Permits to Coincide with the Village Fiscal Year”

A LOCAL LAW amending Chapter 290 “Vehicles and Traffic” of the Code of the Village of Dobbs Ferry.

BE IT ENACTED by the Board of Trustees of the Village of Dobbs Ferry, as follows:

Section 1. Legislative Intent. The purpose of this local law is to provide residents and visitors with clarification on certain parking restrictions and to establish the Village’s fiscal year as the consistent basis for issuance of all annual Village parking permits.

Section 2. Sections 290-27 and 290-46 of Chapter 290 “Vehicles and Traffic” is hereby revised with new matter underlined and deleted matter ~~struck~~ and in [brackets]:

§290-27. Municipal parking areas.

C. No parking of vehicles shall be permitted in the parking area of Waterfront Park except by holders of permits issued ~~[by the Chief of Police]~~ as set forth in this section or through the use of another parking control method or combination of methods designated by resolution ~~[the express consent]~~ of the Village Board of Trustees. Annual permits shall be effective on a fiscal calendar year basis June 1 to May 31, the sales of which shall be governed by procedures determined and established by the Chief of Police or his or her designee. Permits are not transferrable and must be permanently affixed to the left rear of the motor vehicle covered thereby. The Chief of Police, or his or her ~~[authorized]~~ designee, is hereby authorized to issue the following permits to park vehicles in the Waterfront Park parking area upon payment of the required ~~[fee]~~ Fee as established or amended by the Board of Trustees in accordance with Chapter 175. For the initial year of implementation to the fiscal year as the basis of annual permits, the Board of Trustees will establish any fees to be assessed or rules and procedures to cover the gap in time between the current calendar and fiscal year:

- (1) Resident commuter annual permit: parking from 5:00 a.m. until 2:00 a.m. the next morning.
- (2) Nonresident commuter~~[,]~~ annual ~~[and semiannual]~~ permit: parking from 5:00 a.m. until 2:00 a.m. the next morning~~[, as provided in § 290-27D below]~~ for use only in spaces or an area designated by the Board of Trustees by resolution.
- (3) Resident recreation annual permit: weekdays from 5:00 a.m. until 2:00 a.m. the next morning in spaces designated "Recreation Parking Spaces," but not to exceed four consecutive hours in the same space; weekdays from 5:00 p.m. until 2:00 a.m. the next morning in spaces designated for recreation or commuter parking; and Saturdays, Sundays and holidays from 5:00 a.m. until 2:00 a.m. the next morning in any space designated for recreation or commuter parking.
- (4) Resident daily permit: any day from 5:00 a.m. to 2:00 a.m. the next morning.

- (5) Nonresident daily permit: weekdays from 5:00 p.m. to 2:00 a.m. the next morning or on Saturdays, Sundays and holidays from 5:00 a.m. to 2:00 a.m. the next morning.
- (6) Nonresident seasonal permit: weekdays from 5:00 p.m. to 2:00 a.m. the next morning; and on Saturdays, Sundays and holidays (except July 4th), from 5:00 a.m. to 2:00 a.m. the next morning. Seasonal permits are valid from May 1 through October 31 and are limited to 25 permits per annum and only one permit per person..

~~[D. Permits may be issued by the Chief of Police on or after February 15 of each year for a period including February 14 of the following year to nonresidents of the Village in an area determined by the Board of Trustees upon payment of a fee as established by the Board of Trustees. Said fee may be paid in semiannual installments on or before the 15th day of February and August and, if paid semiannually, shall be valid for a six-month period only. Permits must be permanently affixed to the motor vehicle covered thereby so as to be clearly visible from the left rear end of such vehicle.]~~

~~[E]~~D. Parking in municipal parking lots is hereby restricted as follows:

- (4) Parking spaces in the 99 Cedar Street Parking Lot shall be restricted ~~[with kiosk/meter/permit parking]~~ to a twelve-hour limit for the period Monday through Saturday between the hours of 6:00 a.m. and 6:00 p.m. through the use of a parking control method or combination of methods designated by resolution of the Board of Trustees with the following caveats:
 - ~~(i)~~ A number of spaces, located generally along the southerly edge of the parking lot closest to Palisade Street, in a quantity to be established by resolution of the Board of Trustees shall be restricted to a nine-hour limit for the period Monday through Saturday between the hours of 9:00 a.m. and 6:00 p.m. Holders of Commuter Permits and Central Business Permits shall be prohibited from these spaces; and
 - ~~(ii)~~ Holders of Resident Commuter Annual Permits, Nonresident Commuter Annual Permits and Central Business District Permits are permitted to park in any space otherwise not restricted; and
 - ~~(iii)~~ No parking is permitted between the hours of 9:00 a.m. and 11:00 a.m. on the third Wednesday of each month to allow for maintenance; and
 - ~~(iv)~~ Time restrictions shall not apply on Sundays and Village holidays.

~~[Parking in the 99 Cedar Street Parking Lot shall be restricted with kiosk/meter/permit parking Monday through Saturday between the hours of 6:00 a.m. and 6:00 p.m. Notwithstanding the above restriction, parking in 10 designated spaces, located along the southerly edge of the parking lot, closest to Palisade Street, shall be restricted with metered/kiosk parking system from the hours of 9:00 a.m. to 6:00 p.m. and no Commuter Permit or Central Business Permit parking shall be permitted in those 10 spaces. Parking in all spaces will be regulated by a meterless or kiosk parking system located within the parking lot limited to 12 hours. Holders of Resident Commuter Annual Permits; Nonresident Commuter Annual and Semiannual Permits and Central Business District Permits will be permitted to park during these periods in any space otherwise not restricted, as determined by the Board of Trustees, or previously restricted herein. No parking is permitted between the hours of 9:00 a.m. and 11:00 a.m. on~~

~~the third Wednesday of each month to allow for maintenance. Time restrictions will not be enforced on Sundays and Village holidays.]~~

- ~~F.E.~~ Resident Central Business District annual permit. Parking within prescribed areas of municipal parking areas, with the exception of the Waterfront Parking Lot, will be permitted for holders of a Resident Central Business District permit. Annual permits shall be issued for and effective on a calendar which coincides with the Village fiscal year June 1 to May 31, the sales of which shall be governed by rules and procedures established by the Chief of Police or his or her designee using the parking control methods determined by the Board of Trustees. Permits are not transferrable and must be affixed as directed by the rules and procedures established by the Chief of Police or his or her designee. ~~[Permits may be issued by the Chief of Police on or after February 1 of each year for a period including February 14 of the following year to]~~ Village residents that reside on Main Street, Cedar Street, the Village-owned portion of Draper Lane, Oak Street, Elm Street, Chestnut Street, Walnut Street, High Street, Palisade Street, Hudson Terrace and Livingston Avenue shall be eligible for Resident Central Business District annual permits. For the initial year of implementation to the fiscal year as the basis of annual permits, the Board of Trustees will establish any fees to be assessed or rules and procedures to cover any gap in time between the previous calendar and the fiscal year.

§290-46. Residential Parking.

- D. Restriction. Only vehicles properly exhibiting a resident parking permit ("Residential Parking Permit") as issued by the Chief of Police, or his or her designee, shall be permitted to park in the residential parking zone in excess of the posted four-hour or six-hour limit between the hours of 7:00 a.m. and 7:00 p.m., Monday through Friday. The four-hour limit shall apply to all streets within the residential parking zone, except that a six-hour limit shall apply to Oak Street and Elm Street.
- E. An annual residential parking permit shall be valid for the ~~[calendar]~~ Village fiscal year, June 1 through May 31, in which it is issued upon payment of the required Fee as established or amended by the Board of Trustees in accordance with Chapter 175~~[at a cost per permit as set from time to time by the Board of Trustees]~~. For the initial year of implementation to the fiscal year as the basis of annual permits, the Board of Trustees will establish any fees to be assessed or rules and procedures to cover the gap in time between the current calendar and the fiscal year.

Section 3. Except as otherwise provided herein, all other provisions of Chapter 290 shall remain unchanged.

Section 4. This Local Law shall take effect immediately upon publication, filing and posting as required by law.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Projects Requiring Board Review: Consider referral to Planning Board of addition and alteration to Mixed-Use building at 185-191 Ashford Avenue

Ms. Christina Griffin/Architect, Ms. Suzanne Levine/Project Designer and Mr. Andrew Cortese/Property Owner were present to represent the application.

Ms. Griffin discussed the proposed application and displayed the following slides:

MIXED-USE BUILDING
185-191 ASHFORD AVENUE, DOBBS FERRY, NY 10522
CHRISTINA GRIFFIN ARCHITECT PC
10 Spring Street, Hastings-on-Hudson, NY 10706

CGA Studio



OWNER	ARCHITECT	DATES	LIST OF DRAWINGS
ASHFORD AVENUE APARTMENTS, LLC ANDREW CORTESI 145 PALISADE ST SUITE 319E DOBBS FERRY NY 10522 914-478-4250 ANDREW@CORTESI2CONSTRUCTION.COM	CGA STUDIO CHRISTINA GRIFFIN AIA LEED AP CPW 10 SPRING STREET HASTINGS-ON-HUDSON, NY 10706 914-478-0789 CG@CGASTUDIO.COM	BOT SUBMISSION 9-14-08 REVISED BOT SUBMISSION 10-16-08	A-0 TITLE SHEET, 3D RENDERING, DATES, LIST OF DRAWINGS S-1 ZONING COMPLIANCE S-2 LOCATION MAP, PHOTOS OF EXISTING CONDITIONS, RESIDENTIAL UNIT AREA CALCULATIONS S-3 STREETSCAPE, AERIAL VIEW OF NEIGHBORING PROPERTIES A-1 SITE PLAN / FIRST FLOOR PLAN A-2 SECOND FLOOR PLAN A-3 THIRD FLOOR PLAN A-4 ROOF PLAN A-5 SOUTH ELEVATION A-6 WEST ELEVATION A-7 EAST ELEVATION A-8 NORTH ELEVATION

48 / 2/05/10
CE

CGA Stu

MIXED-USE BUILDING AT
185 - 191 ASHFORD AVENUE
DOBBS FERRY, NY 10522

CHRISTINA MUFFIN ARCHITECTS, LLC
13 Spring Street
New York, NY 10012
Tel: 212.333.3333
www.christinamuffin.com

PROJECT NO. 2018-001
DATE: 08/15/2018
SHEET NO. 1 OF 1

S-2A



Lawrenc

MIXED-USE BUILDING AT
185 - 191 ASHFORD AVENUE
DOBBS FERRY, NY 10522

CHRISTINA MUFFIN ARCHITECTS, LLC
13 Spring Street
New York, NY 10012
Tel: 212.333.3333
www.christinamuffin.com

PROJECT NO. 2018-001
DATE: 08/15/2018
SHEET NO. 2 OF 2

S-2B



PHOTOS OF EXISTING CONDITIONS

SCALE: NTS

31 / 2:05:10

CE



CGA Stu

MIXED-USE BUILDING AT
185 - 191 ASHFORD AVENUE
DOBBS FERRY, NY 10522

CHRISTINA MUFFIN ARCHITECT, PC
11 Spring Street
New York, NY 10012
212.419.1700
muffin@christinamuffin.com

DATE: 03/20/2018
PROJECT: 185-191 ASHFORD AVENUE
SHEET: 1 OF 1

CGA Stu

MIXED-USE BUILDING AT
185 - 191 ASHFORD AVENUE
DOBBS FERRY, NY 10522

CHRISTINA MUFFIN ARCHITECT, PC
11 Spring Street
New York, NY 10012
212.419.1700
muffin@christinamuffin.com

DATE: 03/20/2018
PROJECT: 185-191 ASHFORD AVENUE
SHEET: 1 OF 1

TABLE OF ZONING DATA

ZONING DISTRICT: DT TAX DESIGNATION: SECTION 3.90 BLOCK: 55, LOT: 32.4

	REQUIRED	EXISTING	PROPOSED
LOT AREA	NO MINIMUM LOT AREA	16,712 SF	16,712 SF
NUMBER OF DWELLING UNITS	N/A	3 RETAIL / 2 RESIDENTIAL	2 RETAIL / 9 RESIDENTIAL
MINIMUM RESIDENTIAL UNIT SIZE	600 SF PER UNIT	1,800 - 1,900 SF PER UNIT	1,211 - 1,352 SF PER UNIT
MAXIMUM BUILDING COVERAGE	60% (10,027 SF)	+/- 25% (+/- 4,241 SF)	45% (7,457 SF)
MAXIMUM IMPERVIOUS COVERAGE	80% (13,370 SF)	+/- 50% (+/- 8,417)	80% (13,370 SF)
MINIMUM PERVIOUS COVERAGE	20% (3,342 SF)	+/- 5% (+/- 1,300 SF)	20% (3,342 SF)
MINIMUM LOT WIDTH FRONTAGE	N/A	164.45 FT	164.45 FT
MAXIMUM BUILDING HEIGHT	3 STORIES / 35 FT	2 STORIES / +26.5 FT	3 STORIES / 35 FT
BULKHEAD AREA	MAX. 20% TOTAL ROOF AREA	N/A	AREA OF ROOF: 6,402 SF AREA OF BULKHEAD: 300 SF (5% OF ROOF AREA)
FRONT YARD SETBACK	0 FT	0 FT	0 FT
REAR YARD SETBACK	25 FT	45.5 FT	21.5 FT TO ROOF DECK / 29.3 FT TO BLDG
SIDE ONE	5 FT	6.3 FT NON-CONFORMING	6.3 FT NON-CONFORMING
SIDE TWO	5 FT	72.3 FT	49.7 FT
TOTAL OF TWO SIDES	10 FT	72.6 FT	50 FT
DRIVEWAY SLOPE	14%	5%	5%
PARKING REQUIREMENT	22 PARKING SPACES REQUIRED	19 PARKING SPACES	22 PARKING SPACES
RESIDENTIAL: 1 SPACE PER DWELLING UNIT + 1 PER BEDROOM	PARKING CALCULATION RESIDENTIAL PROPOSED NUMBER OF UNITS: (9) 2-BEDROOM X 1.5 = 14 PARKING SPACES		
RETAIL: 1 SPACE PER 333 SF OF FLOOR AREA (RESTAURANT)	14 RESIDENTIAL PARKING SPACES REQUIRED RETAIL: RETAIL SPACE #1 = 1,106 SF RETAIL SPACE #2 = 1,464 SF		
OR 1 SPACE PER 500 SF OF FLOOR AREA (OFFICE/RETAIL)	2,572 SF / 333 SF = 8 RETAIL SPACES REQUIRED 14 + 8 = 22 TOTAL PARKING SPACES REQUIRED		
FINISHED FLOOR AREA 1st Floor: 5,392 SF 2nd Floor: 6,485 SF TOTAL: 11,877 SF			
AFFORDABLE HOUSING	(1) AFFORDABLE HOUSING UNIT AT MIN. 1,045 SF	N/A	(1) 2-BEDROOM AFFORDABLE UNIT 1,297 SF
300-400 FOR RESIDENTIAL DEVELOPMENTS CONTAINING 10 DWELLING UNITS OR MORE. NO LESS THAN 10% OF ALL UNITS IN SUCH DEVELOPMENT SHALL MEET THE DEFINITION OF AN "AFFORDABLE HOUSING UNIT."	* AFFORDABLE UNIT MUST BE MIN. 80% OF FLOOR AREA OF COMPARABLE MARKET RATE UNIT. SEE CALCULATION, SHEET S-2		AVERAGE SIZE MARKET RATE UNIT 2-BEDROOM UNIT = 1,306 SF 1,306 SF X 80% = 1,045 SF = MIN. SIZE OF AFFORDABLE UNIT



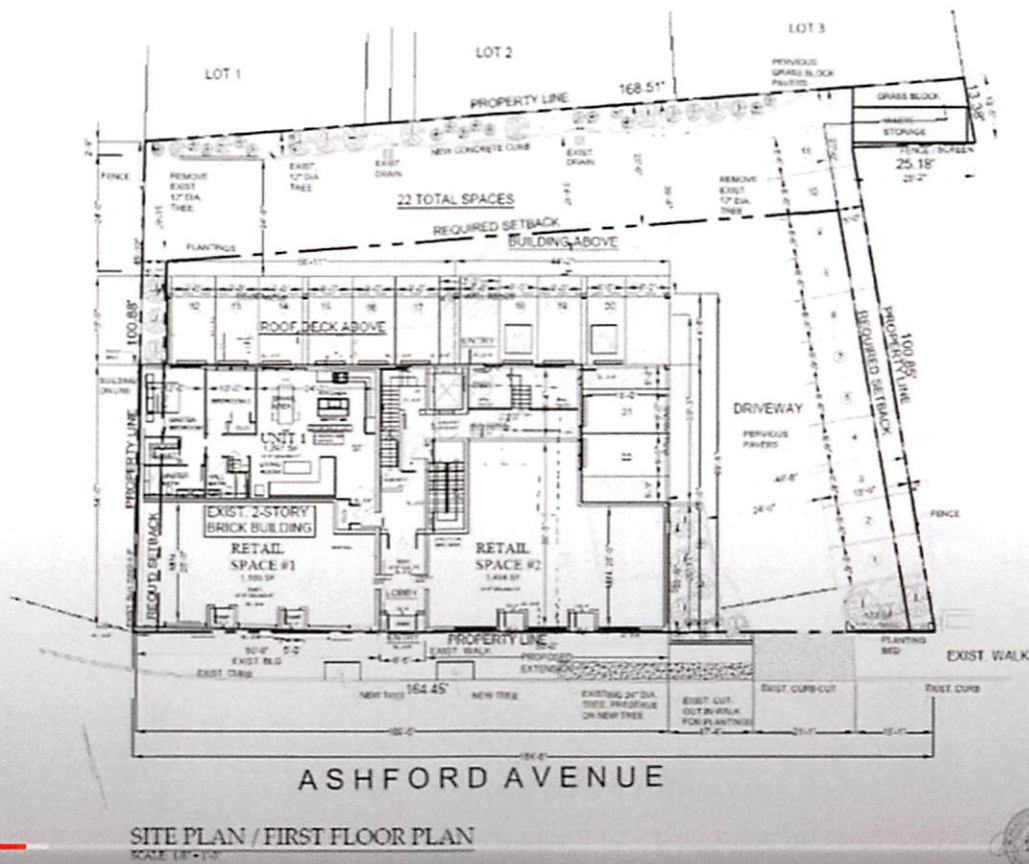
CGA

MIXED-USE BUILDING AT
185 - 191 ASHFORD AVENUE
DOBBS FERRY, NY 10522

CHRISTINA BRITTON ARCHITECT, PC
33 Spring Lane
Hempstead Harbor, New York 11549
914.438.1714
www.christinabritton.com

S-4

CC



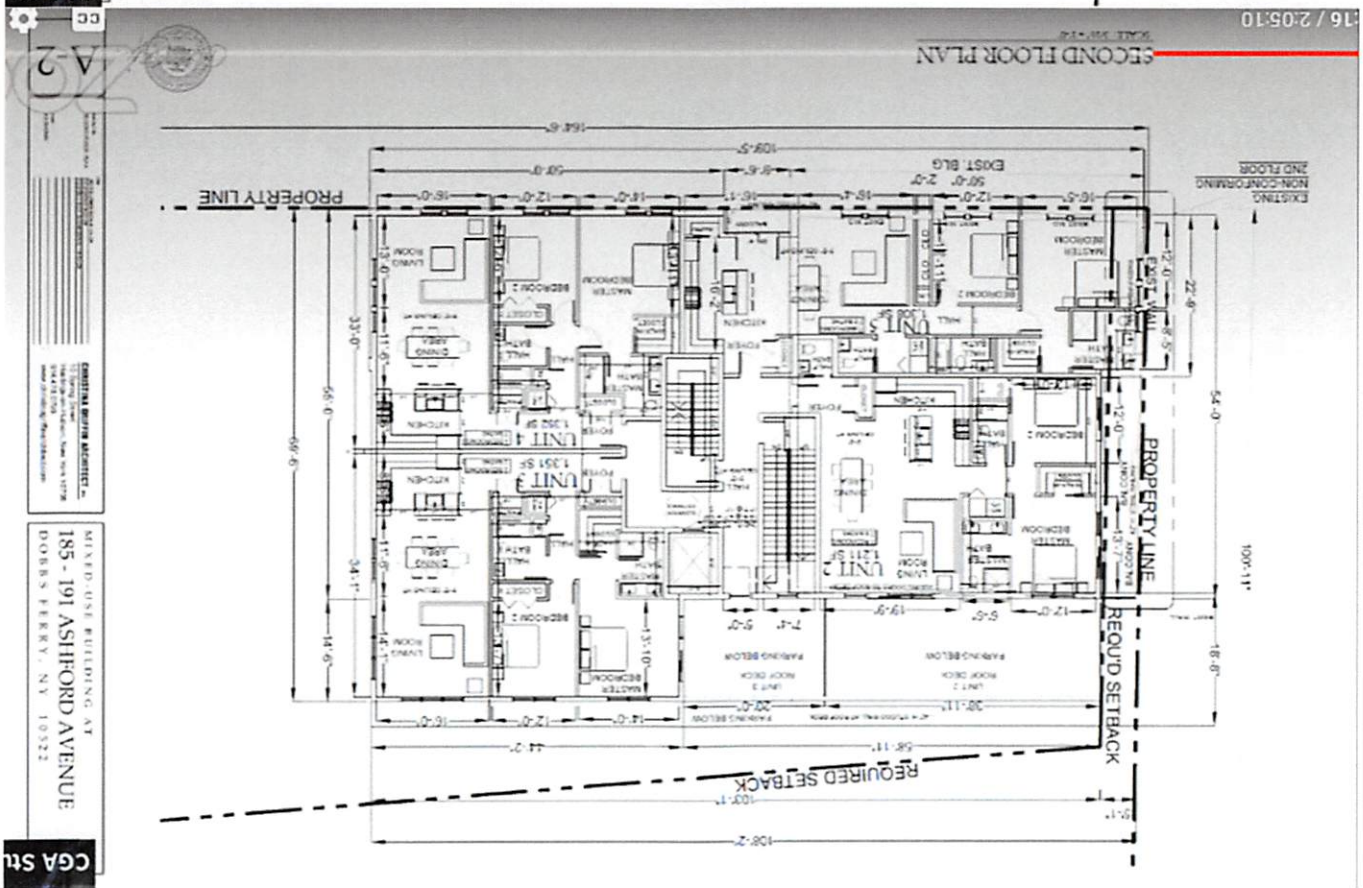
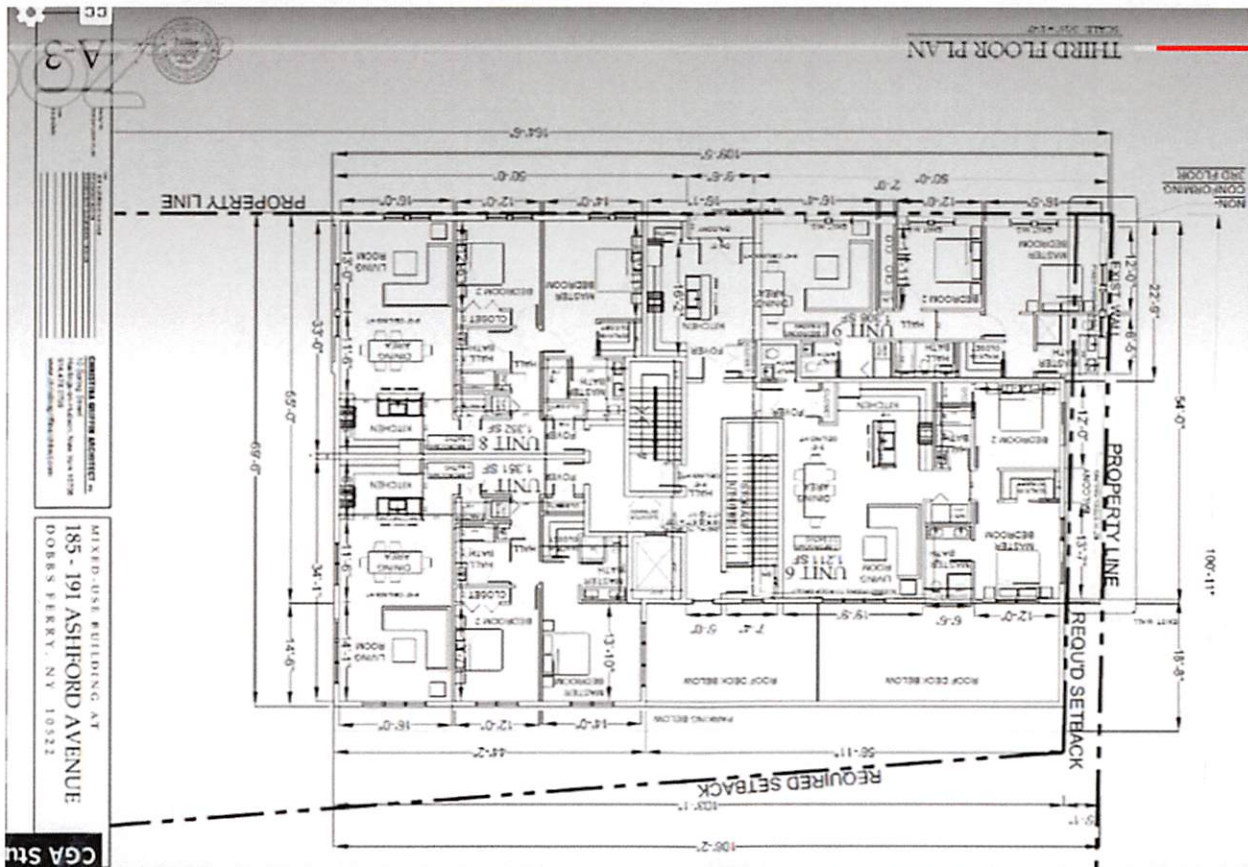
CGA Studio

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185 - 191 ASHFORD AVENUE
DOBBS FERRY, NY 10522

CHRISTINA BRITTON ARCHITECT, PC
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Hempstead Harbor, New York 11549
914.438.1714
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A-1

CC



CGA St

MIXED-USE BUILDING AT
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DOBBS FERRY, NY 10522

CONSULTING ARCHITECT
111 Spring Street
New York, NY 10012
www.danahy.com

DATE: 04/20/10
PROJECT: 185-191 ASHFORD AVENUE
DRAWN BY: [REDACTED]
CHECKED BY: [REDACTED]
SCALE: 1/8" = 1'-0"

A 4

CGA St

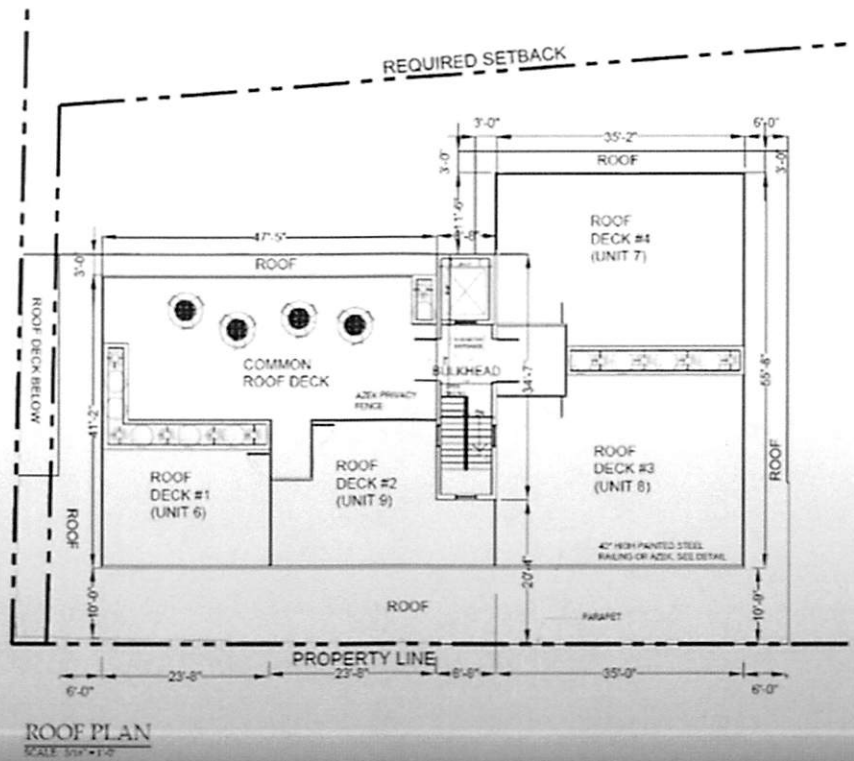
MIXED-USE BUILDING AT
185 - 191 ASHFORD AVENUE
DOBBS FERRY, NY 10522

CONSULTING ARCHITECT
111 Spring Street
New York, NY 10012
www.danahy.com

DATE: 04/20/10
PROJECT: 185-191 ASHFORD AVENUE
DRAWN BY: [REDACTED]
CHECKED BY: [REDACTED]
SCALE: 1/8" = 1'-0"

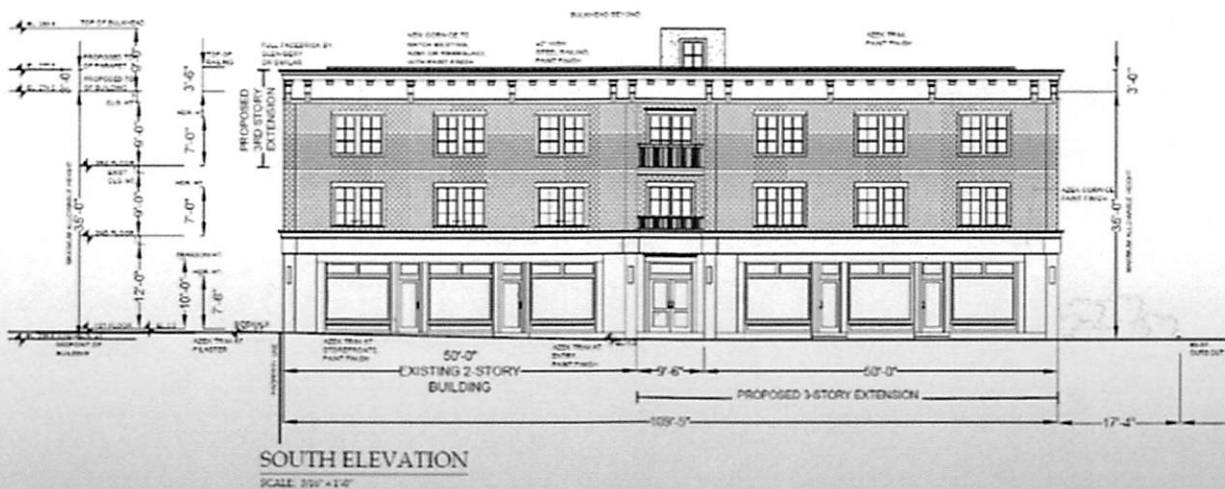
A 5

CC



ROOF PLAN
SCALE: 1/8" = 1'-0"

46 / 2:05:10



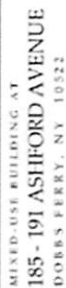
SOUTH ELEVATION
SCALE: 1/8" = 1'-0"

00 / 2:05:10



A-6

CGA Stu



A-7



A discussion was held and Ms. Griffin and Ms. Levine addressed questions from the board.

Mr. Manley noted that this is in the Downtown Transition District and that is why the application is before the Board today and the Board will make comments before referring it to the Planning Board and AHRB. Mr. Manley said the final approval will come back to the Board of Trustees.

Motion by Trustee Patino, seconded by Trustee Taylor to refer the application of 185-191 Ashford Avenue for addition and alteration to mixed-use building to the Planning Board.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Mayor Rossillo said he agrees that we should have a joint meeting and if we could work that out that would be a great idea.

Ms. Griffin thanked the Board for their time.

Projects Requiring Board Review: Consider setting public hearing on January 12, 2021 for site plan approval of 13 English Lane

Ms. Christina Griffin/Architect, Ms. Lizette Garcia-Elias/Project Designer and Mr. Andrew Cortese were present to represent the application.

Ms. Griffin said they have been before the AHRB and Planning Boards and received approval. Ms. Griffin said the drawings have been reviewed by Hahn Engineering and they are now before the Board of Trustees for approval.

Ms. Griffin discussed the proposed application and displayed the following slides:



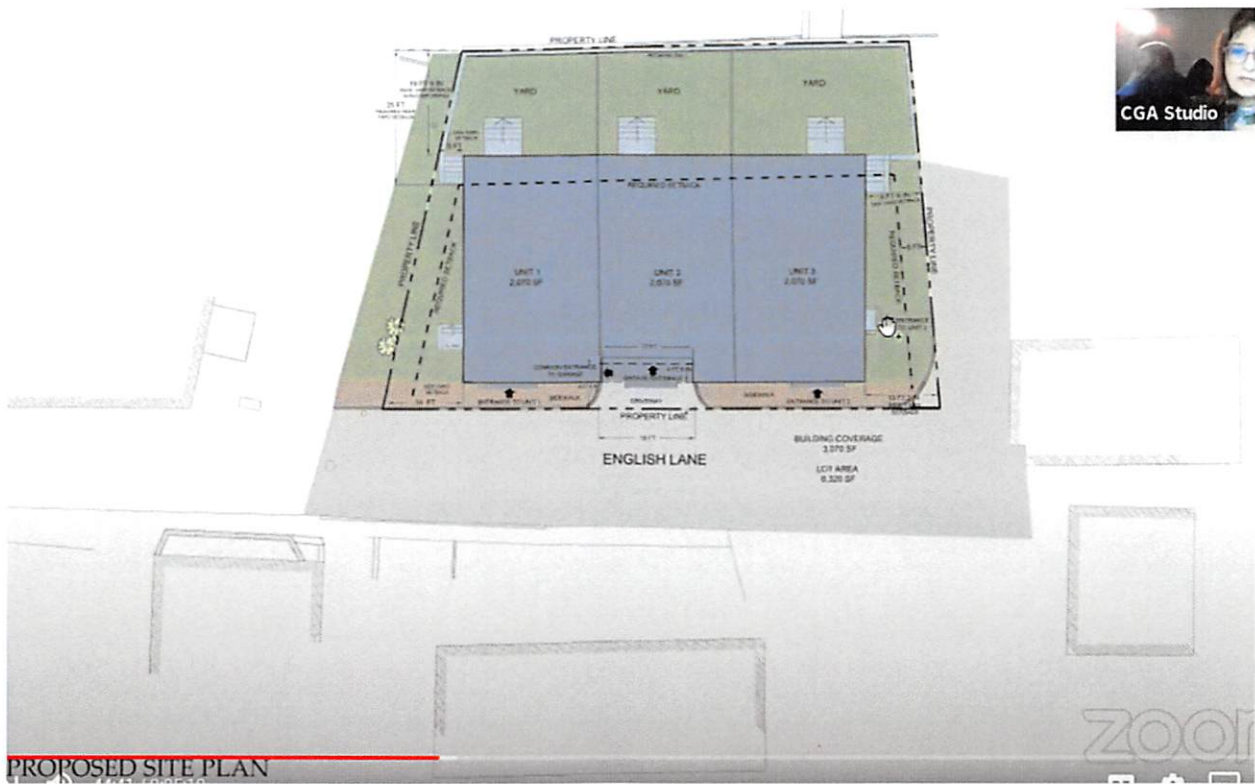


TABLE OF ZONING DATA			
ZONING DISTRICT: DT 390 - S2 - 21			
	REQUIRED	EXISTING	PROPOSED
LOT AREA	N/A	6,320 SF	6,320 SF
LOT COVERAGE - BUILDING	MAX 60%	N/A	(60.5%) 3,810 FT
LOT COVERAGE - IMPERVIOUS	MAX 60%	N/A	(62.4%) 3,910 FT
BUILDING HEIGHT	30 FT (3 STORIES)	N/A	30 FT (3 STORIES)
MIN. UNIT SIZE	900 SF	N/A	2,070 SF
FRONT YARD SETBACK	5 FT	N/A	5 FT
REAR YARD SETBACK	20 FT	N/A	20 FT
SIDE YARD SETBACK	5 FT	N/A	5 FT
BOTH SIDE YARD SETBACK	10 FT	N/A	10 FT

DATES	LIST OF DRAWINGS
DATE SUBMITTED: 08-10-22	DATE SHEET: 08-10-22
DATE PRELIMINARY SUBMISSION: 08-10-22	DATE SHEET: 08-10-22
DATE FINAL SUBMISSION: 08-10-22	DATE SHEET: 08-10-22
DATE APPROVAL: 08-10-22	DATE SHEET: 08-10-22



13 ENGLISH LANE
DOBBS FERRY, NY 10522

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13 ENGLISH LANE
DOBBS FERRY, NY 10522
914.410.0000
www.christinagriffinarchitect.com



PHOTOS OF EXISTING CONDITIONS

S-1



17 ENGLISH LN



18 ENGLISH LN



14 ENGLISH LN



87 ASHFORD AVE



85 ASHFORD AVE



81 ASHFORD AVE

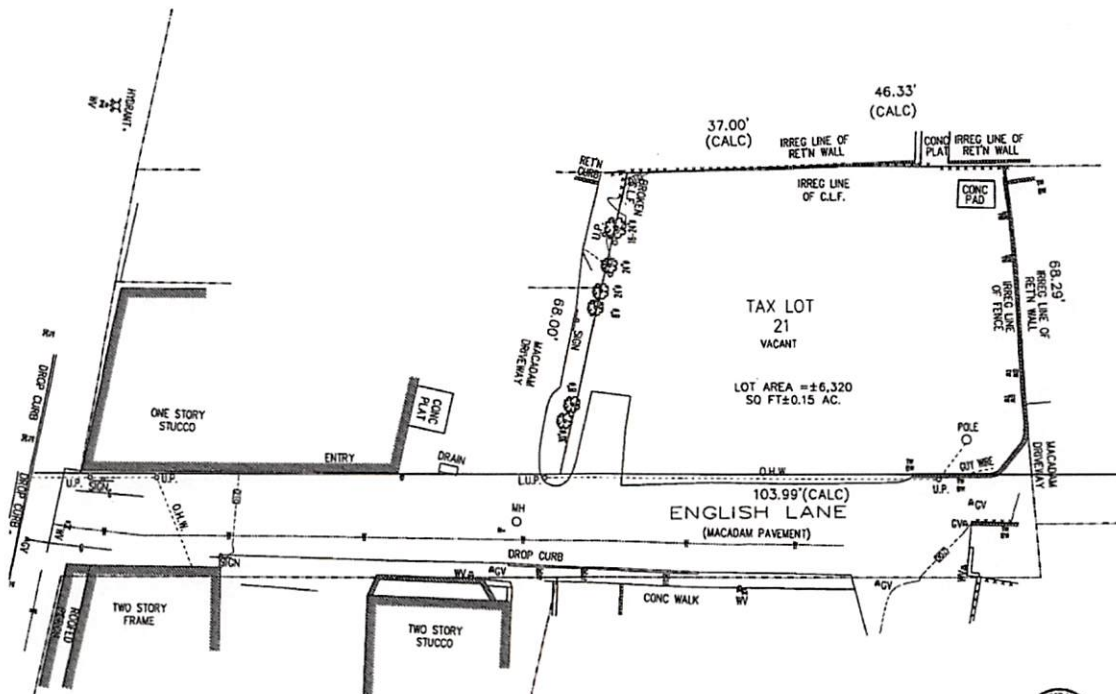
PHOTOS OF NEIGHBORING PROPERTIES



13 ENGLISH LANE
DOBBS FERRY, NY 10522

CONSULTING ENGINEER ARCHITECT
13 English Lane
Dobbs Ferry, NY 10522
Tel: 914.261.1234
Fax: 914.261.1235
www.dobbsferryarchitect.com

S-2



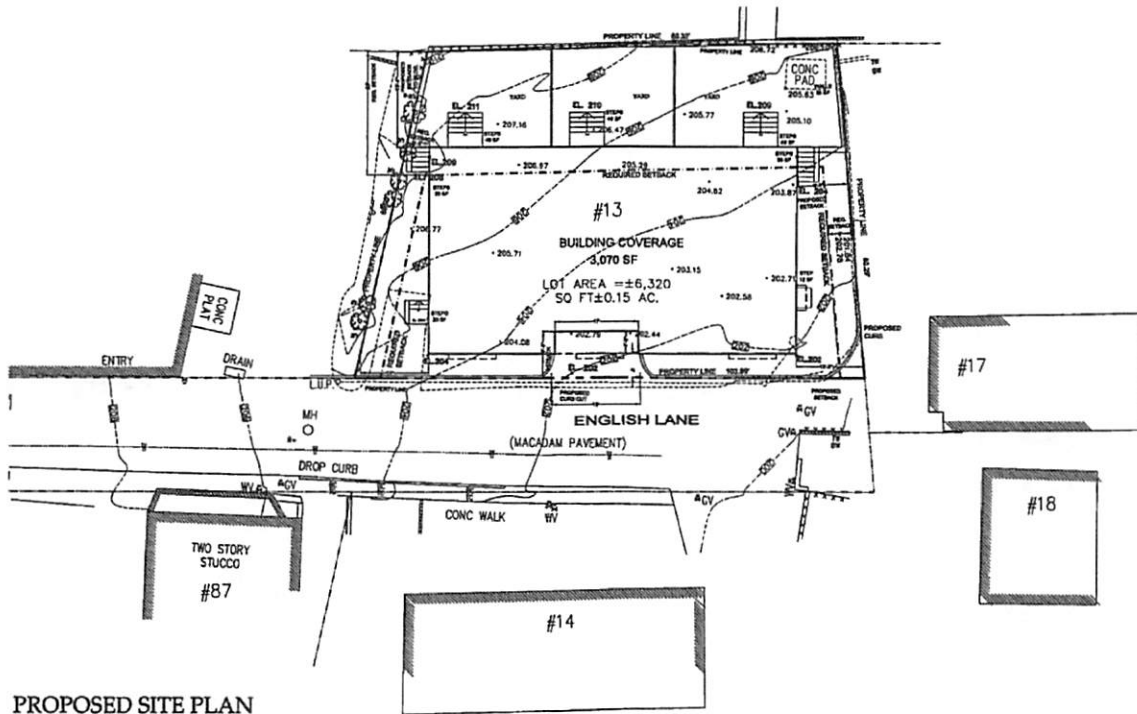
SURVEY OF EXISTING CONDITIONS
SCALE: 1/8" = 1'-0"



13 ENGLISH LANE
DOBBS FERRY, NY 10522

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Dobbs Ferry, NY 10522
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S-3



PROPOSED SITE PLAN
SCALE: 3/16" = 1'-0"

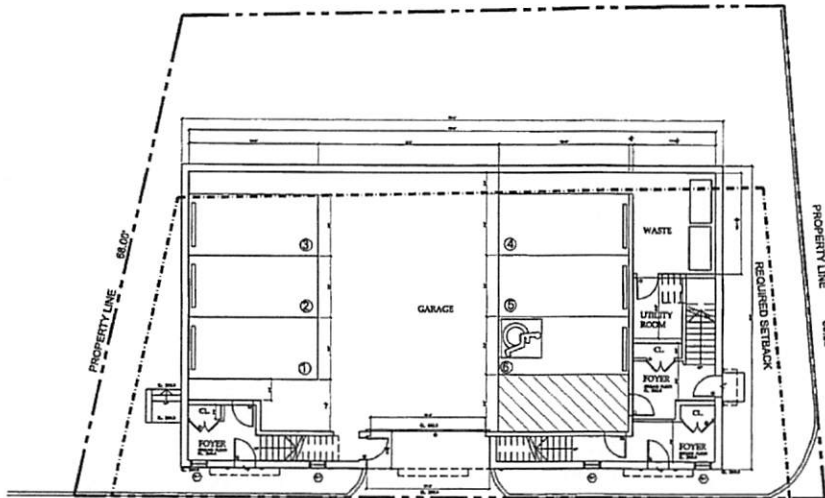


13 ENGLISH LANE
DOBBS FERRY, NY 10522

CHRISTINA GRIFFIN ARCHITECT, INC.
12 Spring Street
Dobbs Ferry, New York 10522
914.472.8778 or 914.472.8888
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S-4



GROUND FLOOR PLAN
SCALE: 3/16" = 1'-0"

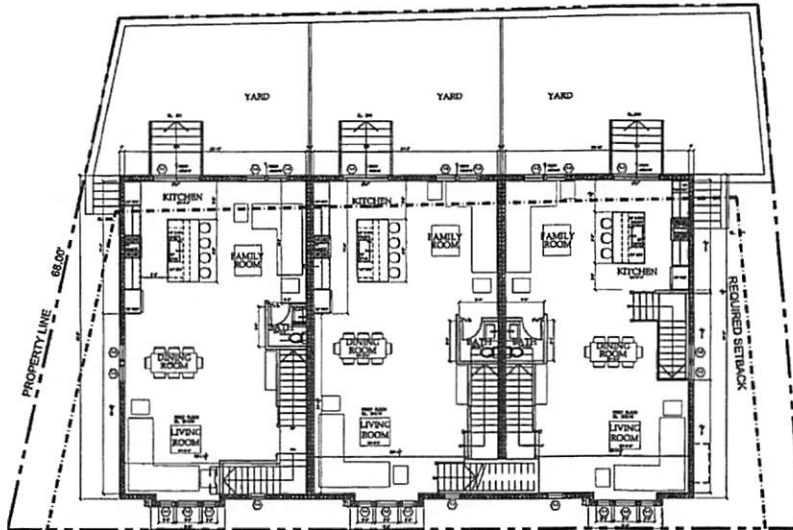


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A-1



FIRST FLOOR PLAN
SCALE: 3/16" = 1'-0"



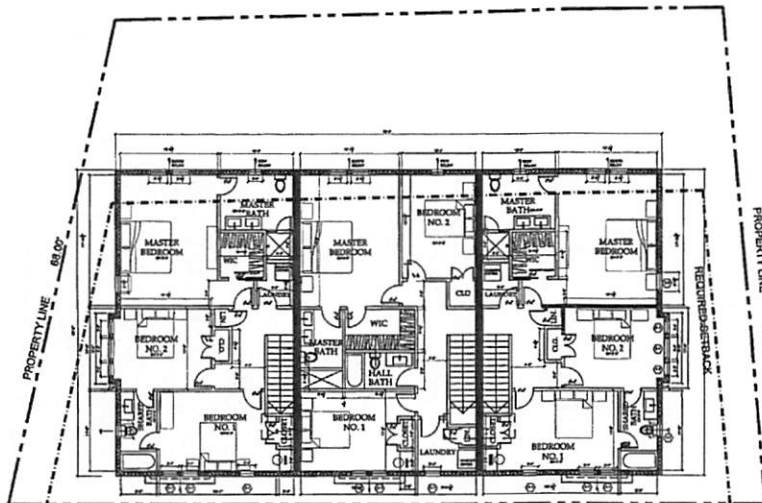
13 ENGLISH LANE
DOBBS FERRY, NY 10522

CHRISTINA BEUTLER ARCHITECT, PC
11 Spring Street
New York, NY 10012
Tel: 212.279.1111
www.christinabeutler.com

ALL WORK SUBJECT TO APPROVAL BY THE
LOCAL PLANNING BOARD AND THE
LOCAL BOARD OF ZONING APPEALS
AND THE LOCAL BOARD OF ZONING
APPEALS. ALL WORK SHALL BE
IN ACCORDANCE WITH THE
LOCAL ZONING ORDINANCES.

Project: 13 English Lane
Sheet: A-2

A-2



SECOND FLOOR PLAN
SCALE: 3/16" = 1'-0"



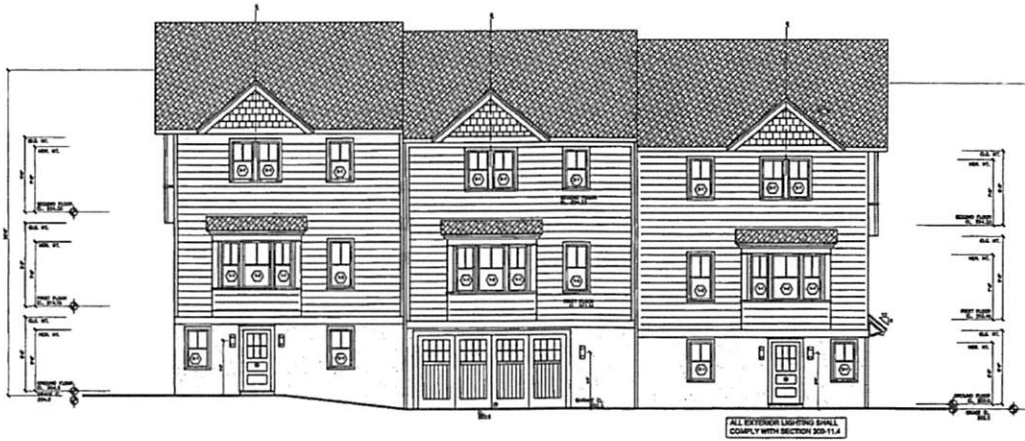
13 ENGLISH LANE
DOBBS FERRY, NY 10522

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APPEALS. ALL WORK SHALL BE
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LOCAL ZONING ORDINANCES.

Project: 13 English Lane
Sheet: A-3

A-3



NORTH ELEVATION
SCALE: 1/4" = 1'-0"



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13 Spring Street
New York, NY 10003
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A-4



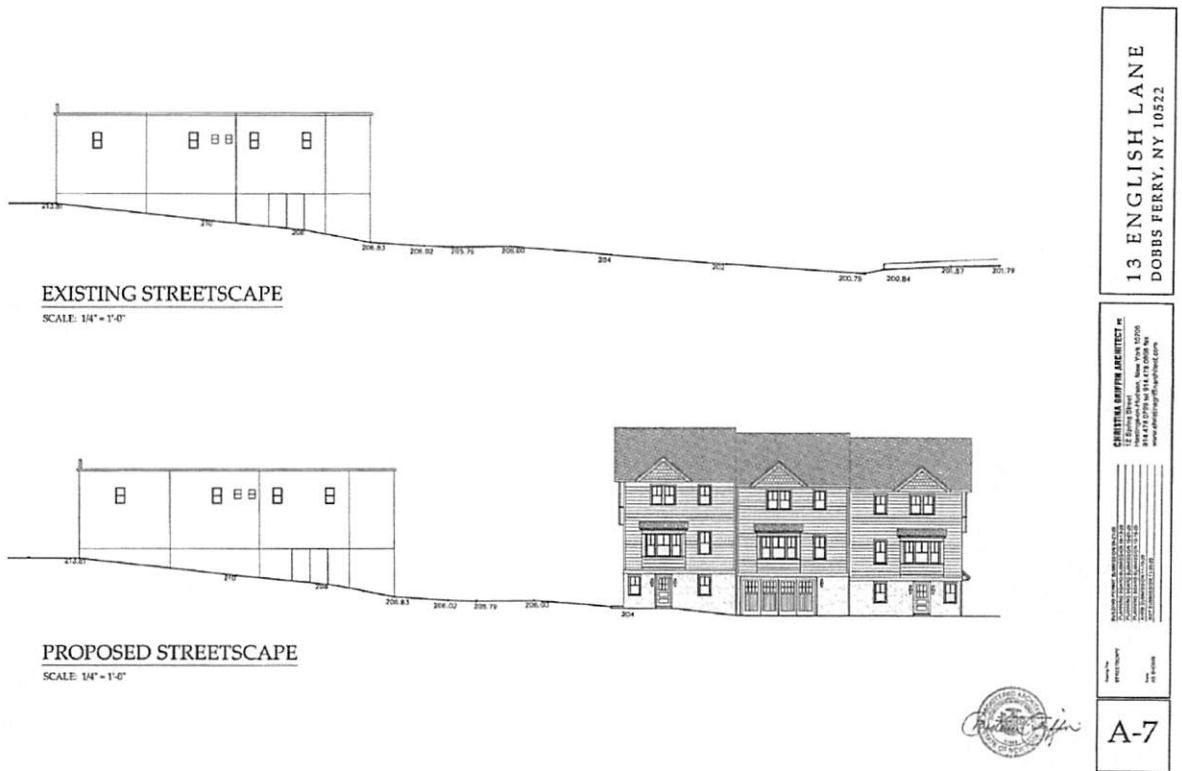
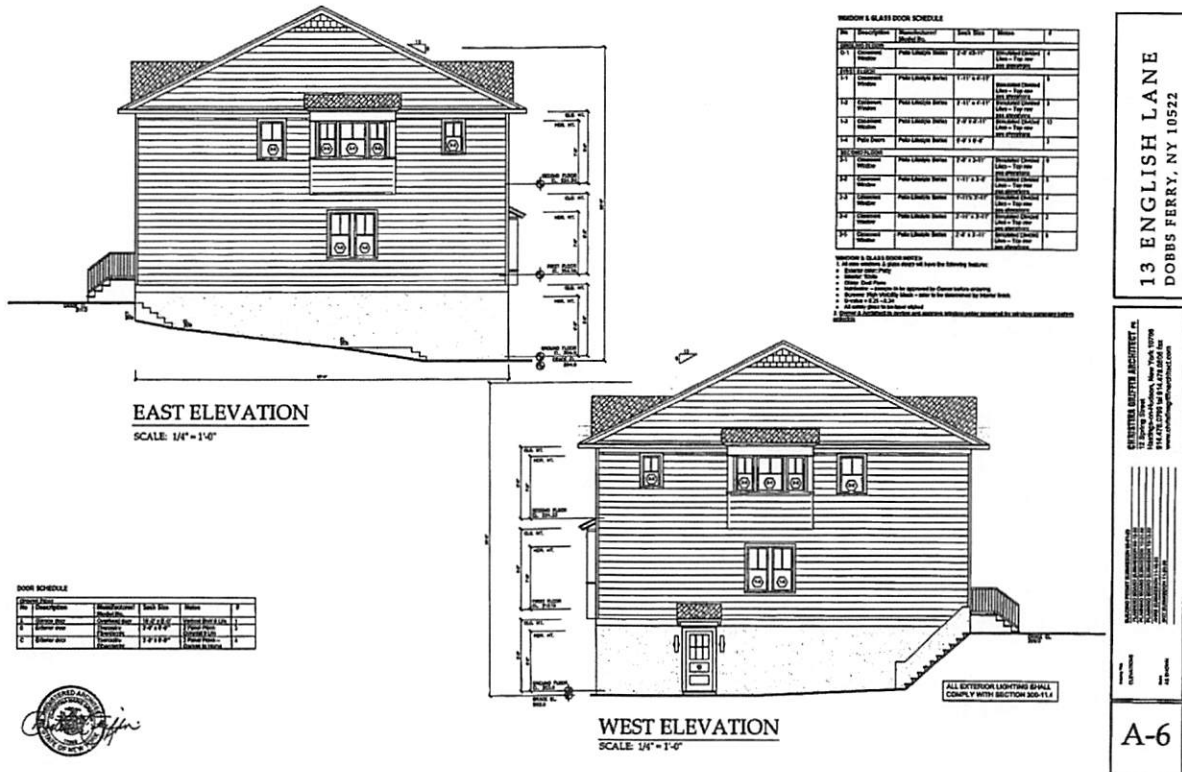
SOUTH ELEVATION
SCALE: 3/16" = 1'-0"



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DOBBS FERRY, NY 10522

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A-5



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A discussion was held and Ms. Griffin, Ms. Garcia and Mr. Cortese addressed questions from the Board.

Mr. Cortese said the units will be condos for sale.

Motion by Trustee Sullivan, seconded by Trustee Patino to set a public hearing for the application of 13 English Lane for site plan approval on January 12, 2021.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Ms. Dickson said she will work with the Clerk to get the notice published.

Courtesy of the Floor

Mayor Rossillo acknowledged receipt of the following e-mail dated December 11, 2020 from Mr. Andrew Loose:

From: Andrew Loose [REDACTED]
Sent: Friday, December 11, 2020 5:18 PM
To: Liz Dreaper <ldreaper@dobbsferry.com>
Subject: Fwd: Board of Trustees Meeting Agenda: December 15, 2020

[EXTERNAL] This email is from outside the Village of Dobbs Ferry - Please use caution when opening links and attachments!

Ms. Dreaper --

I have a comment/question for "Courtesy of the Floor" at the meeting of the Board of Trustees on December 15, 2020.

Comment/Question: Con Edison recently performed repaving work at the intersection of Ashford Avenue and Briary Road as part of its installation of new gas lines. Workers from Con Edison's paving subcontractor, Petrillo Contracting, stated to me that the "raised crosswalk" at this intersection, which they were required to re-build as part of the repaving work, appeared to be non-compliant and deficient. One worker said it is a "speed hump" and not a "raised crosswalk." Another worker said it "looked wrong." Can you confirm if Con Edison's construction at this intersection is ADA compliant? Furthermore, can you confirm if the Board of Trustees has been involved in a multi-year criminal conspiracy to cover up non-compliant construction with the "raised crosswalk" at this intersection?

Thank you so much.

Andrew Loose
25 Briary Road
Dobbs Ferry, NY

The following people addressed the Board: Mr. Paddy Steinschneider/329 Broadway; and Ms. Molly Rodriguez/Dobbs Ferry Food Pantry at South Presbyterian Church (Ms. Vera Halperin and Ms. Robin Larkins were also present with Ms. Rodriguez)

Mayor Rossillo said we appreciate everything the food pantry does and is glad that the Village was able to help.

Review and consideration of a Draft Resolution approving the site plan application for 100 Main Street

Ms. Dickson said the public hearing for the proposed application was closed on November 30, 2020. Ms. Dickson discussed the proposed resolution.

A discussion was held and Ms. Dickson and Mr. Manley addressed questions from the Board.

Trustee Patino offered the following resolution which was seconded by Trustee Sullivan:

RESOLUTION 50-2020

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY
APPROVAL OF SITE PLAN – 100 MAIN STREET**

WHEREAS, L.M. Sutton Management Company, 2600 Netherlands Avenue, Riverdale, New York 10403, (“Applicant”) is the owner of property located in the DB Zoning District at 100 Main Street on the corner of Elm Street having the tax designation of Section 3.80, Block 44, Lot 8 (“Premises”) which is currently improved with two structures consisting of a three-story two-residential unit building with the majority of frontage along Main Street and an accessory barn-like building in disrepair at the rear of the property directly adjacent to the Old Croton Aqueduct Trail (“OCA”); and

WHEREAS, the Village Zoning Code §300-52(B) reserves to the Board of Trustees the review and approval of all site plans in the DB Zoning District following mandatory referral to the Planning Board for public hearing and their recommendations and a review by and recommendations from the Architectural and Historic Review Board (“AHRB”) in accordance with Article IV of the Village Zoning Code; and

WHEREAS, the Applicant currently seeks site plan approval from this Board for a project consisting of four duplex residential units within essentially the same footprint of the existing residential structure and the addition of a fourth story, the rehabilitation of the existing dilapidated accessory structure for use as a garage for on-site resident parking and an open courtyard along the Elm Street frontage (“Project”); and

WHEREAS, this Premises has been the subject of a number of proposed site plans over the years including in 2018 when the Applicant presented to this Board a project generally consisting of the demolition of the barn-like accessory building and three stories of six residential units presenting significant massing along the Elm Street frontage (“Earlier Project”); and

WHEREAS, the mandatory referral of the Earlier Project to the Planning Board and AHRB resulted in a request to this Board for consideration of a revised design concept as a way to reduce potential impacts of the project including the loss of the accessory structure (circa 1930s) adjacent to the OCA and the increase in massing along the Elm Street frontage, but which also included the addition of a fourth story on the residential building, permission for which could only be granted by the Board of Trustees in accordance with the Village Zoning Code 300-36 (E) (1) after a “reasoned judgment setting forth the public benefits of the development which would warrant the Board of Trustees granting approval of a fourth story and an increase in height”; and

WHEREAS, in an effort to more fully understand the revised design concept, this Board conducted a duly noticed site visit at the Premises with Planning Board and AHRB members on April 18, 2019; and

WHEREAS, the Board of Trustees opened a duly noticed public hearing on April 23, 2019 to publicly discuss their impressions from the site visit and further explore the conceptual revisions with the Applicant, with a majority of this Board voting to refer the matter back to the Planning Board for continuing review with comments now favoring a revised project including the 4-story residential structure and a PILOP for any parking spaces that could not now be located on the site due to the new configuration of improvements; and

WHEREAS, in a memo to the Planning Board dated April 30, 2019 and in connection with their favorable opinion of a fourth story and recognizing that the Premises is a corner lot, the Board of Trustees pointed out the necessity to soften and minimize the visual effect of the fourth story from the Elm Street perspective to mitigate any potential vertical massing that may result from a solid 4-story wall, believing this to be just as important as any mitigation of impacts a Village Code-mandated set-back would accomplish from the Main Street facade; and

WHEREAS, the Memo also indicated a basic compatibility of the revised site plan with the Village's Vision Plan, the ability to maintain open space with the inclusion of a courtyard (specifically for the Elm Street frontage), the rehabilitation and adaptive re-use of a structure deemed noteworthy to the Village if not historically significant, and the fact that this proposal for a 4th floor basically met the criteria set forth in §300-36 (E) (1)¹ and the Notes to Table B-8 in Appendix B of the Zoning Code² by adding to the diversity of residential units in the Village with a suggestion that the condominium form of ownership would also provide further diversity by offering owner-occupied apartments and more affordability when compared to the single-family residence option in the Village; and

WHEREAS, the Planning Board then formally returned to their review and conducted a public hearing on the revised site plan design and passed Resolution #14-2019 dated June 6, 2019 containing its recommendations to this Board, including the addition of a fourth residential floor, the open courtyard along Elm Street and the preservation of the existing accessory building which in their opinion adds to the "character and sense of place" along the OCA deeming it worthy of preservation; and

WHEREAS, following the Planning Board's review of the revised site plan, the AHRB took up their review which resulted in a January 31, 2020 memo to this Board indicating support for the fourth floor under the unique circumstances, commending the applicant on adaptive reuse of the accessory building and pointing out that although the project is predicated on a more generous allowance of a 4th floor addition beyond the 50% footprint of the third floor as set forth in §300-36 (E) (1), the relatively small footprint and lot coverage of the existing residential building vis-à-vis other downtown buildings, the preference for setbacks of the fourth floor from both street frontages and the steeply sloping property create unique challenge for meeting this 50% criteria which is more relevant to the more prevalent larger buildings in the downtown; and

WHEREAS, following receipt of the comments and recommendations from the referral boards, in accordance with New York State Law and after having provided all requisite notice thereunder, the Board of Trustees scheduled a public hearing which process was interrupted by the declaration of a Statewide Health Emergency by Executive Order of the Governor with a prohibition against in-person hearings; and

WHEREAS, on July 14, 2020 after having been duly noticed with detailed instructions for participation by video conferencing technology which complied with the mandates of the Governor's continuing Executive Order, the hearing was re-opened virtually and thereafter adjourned to dates certain in order to

¹ **Excerpt of applicable provisions of 300-36 E (1)**

Upper-story setbacks...The addition of a fourth story of any building and/or a building in excess of 40 feet DB Zone (up to 45 feet in the DB) may be permitted at the discretion of the Board of Trustees as part of the site plan review application and only after a reasoned judgment setting forth the public benefits of the development which would warrant the Board of Trustees granting approval of a fourth story and an increase in height above 40 feet. In determining the appropriateness of the fourth story and an increase in height above 40 feet in the DB Zone, the Board of Trustees shall take into consideration the recommendations of the Planning Board and the AHRB in considering impacts, including but not limited to viewsheds, solar access to the streetscape and surrounding buildings, use and enjoyment of the Old Croton Aqueduct (OCA) and consistency with the character of the individual building and surrounding buildings. Based on a review of potential impacts cited above, a fourth story and/or an increase in height above 40 feet, if approved, may be required to recede from the front facade, either within a sloping roof form or as a setback volume and the applicant must use available techniques to minimize the visual impact of any such fourth story or increased height. In addition, in the downtown districts, the livable floor area of the fourth story, if permitted, shall not comprise more than 50% of the total floor area of the story below.

² **Excerpt of applicable Notes to Appendix B, Table B-8**

a. May be increased to four stories and 45 feet in the DB zone at the discretion of the Board of Trustees to accomplish the goal and objectives of enhancing residential diversity and affordability in the downtown.
b. Notwithstanding the minimum setbacks required, all structures adjacent to a residentially zoned property or to the Old Croton Aqueduct ("OCA") shall be set back a minimum of 10 feet from each property line shared with a residentially zoned property or the OCA.

DRAFT MINUTES – NOT TO BE USED AS OFFICIAL DOCUMENT

publicly review and obtain final comments from the Planning Board, the AHRB and all interested persons concerning the substantive revisions to the Application including an additional fourth floor which did not meet the maximum 50% footprint of the third floor as required by the Village Zoning Code, with the final session of public hearing completed by the Board of Trustees on November 10, 2020; and

WHEREAS, since the Project now included substantial revisions from initial and subsequent submissions, in an abundance of caution and with acknowledgement and cooperation of the Applicant, on November 30, 2020 the Village referred the matter to Westchester County Department of Planning in connection with General Municipal Law §239 and received correspondence from the County Planning Board dated December 2, 2020 acknowledging the notification and indicating no further review by the County's Planning Board would be required.

NOW, THEREFORE, BE IT RESOLVED, that under SEQRA, Article 8 of the State Environmental Conservation Law and 6 NYCRR Part 617, the Board of Trustees of the Village of Dobbs Ferry hereby (i) declares itself Lead Agency based on its status as the only agency with approval jurisdiction; (ii) finds that the Project is a Type I Action based on its location abutting the OCA; and (iii) adopts a Negative Declaration in connection with the Project based upon the review of the EAF and all application materials and reports that were prepared for this action; and

BE IT FURTHER RESOLVED, that the Board hereby conditionally approves the Site Plan consisting of drawings as set forth below for the property at 100 Main Street:

Drawings prepared by Gotham Design & Community Development Ltd. Signed and sealed by Sirius Miandoabi, Licensed Professional Engineer				
Dwg. No.	Title	Sheet	Original Date	Last Revised
T-1	Title Sheet, General Notes, Location Map, List of Drawings, Aerial Site Map, List of Property Owners	1		11/3/2020
SP-3.1	Existing and Proposed Storm Drainage and Utility Plans	2		11/3/2020
SP-4.1	Erosion Control Plan and Details	3		11/3/2020
A-1.1	Site and Landscaping Plan, Zoning Analysis	4		11/3/2020
A-2.1	First and Second Floor Plans	5		11/3/2020
A-2.2	Third and Fourth Floor Plans	6		11/3/2020
A-2.3	Garage Plans and Elevations	7		11/3/2020
A-3.1	North and West Elevations, Details	8		11/3/2020
A-3.2	South and East Elevations, Details	9		11/3/2020
A-4.1	Building Section	10		11/3/2020
	Materials, Colors, and Finishes	11		01/13/2020
	Environmental Assessment Form	12		02/12/2015

AND BE IT FURTHER RESOLVED that this Board hereby acknowledges the work of the Planning Board, AHRB, staff and consultants and the collaborative effort between the Village and the Applicant with regard to the Project which evolved to its current form following extensive and time-consuming review of alternatives, adjustments and mitigation and now consists to the greatest extent possible a project that

meets the Downtown design standards and Village Code and Vision Plan criteria given the unique nature, location and characteristics of the location and constraints on the Project; and

BE IT FURTHER RESOLVED, that the Board in its reasoned judgment hereby determines the inclusion of a fourth story in the Project with a maximum height of 45 feet provides public benefits meeting the mandates of Village Code §300-36 (E) and Table B-8 of the Zoning Ordinance inasmuch as the addition of the partial fourth floor: (i) allows for a greater mix of unit types in the Village by adding four duplex style apartments in the downtown; (ii) minimizes potential visual impacts on both street frontages of this corner lot with setbacks from both Main and Elm Streets; (iii) minimizes massing along Elm Street with a residential project limited to essentially the same footprint of the existing residential building and includes an open courtyard in the rear of the building; (iv) provides an opportunity for rehabilitating the existing unsightly and dilapidated accessory building increasing the use and enjoyment of the users of the adjacent OCA; (iv) and takes into considerations the recommendations of the Planning Board and AHRB which favored the fourth story given the unique circumstances of the corner property, the relatively small size of the existing residential building as compared with the nearby buildings, the steeply sloping site, and the benefit of rehabilitating the existing barn-like structure and adapting it for use in the project design; and

BE IT FURTHER RESOLVED, that the Board acknowledges the Project includes a fourth story having a 69.9% footprint of the third story footprint and hereby waives the requirement for a maximum 50% footprint as required by §300-36 E (1) based on the following findings: (i) the footprint was deemed the best option for this corner property since designs with less non-compliant footprints were shown to significantly increase massing and impact on Elm Street; (ii) the proposed footprint was favored over other smaller footprints which resulted in a commensurate reduction in adherence to logic and downtown design standards; (iii) as the AHRB pointed out, the 50% requirement is better suited to address impacts resulting from fourth stories on the larger buildings much more prevalent in the zoning district; (iv) adherence to the standard on this Project which has a limited building footprint would be challenging and result in a tower-like top floor of questionable value to the Village; and (v) permitting the larger footprint maximized the viability of the Project in order to gain the benefit of increased open space along Elm Street and facilitated the rehabilitation of the barn adjacent to OCA, which was an important aspect identified by the public and the referral boards; and

BE IT FURTHER RESOLVED, that the Board acknowledges the Project includes an accessory structure with a non-compliant setback from OCA as required in the Notes to Appendix B, Table B-8 and hereby waives the 10-foot setback under the unique circumstances whereby the Applicant has agreed to address the consensus of the Village community by rehabilitating and adaptively reusing a pre-existing non-conforming accessory building which was deemed worthy of preservation (even if not historically significant) during the public hearing process and of adding a sense of place in its present location; and

BE IT FURTHER RESOLVED, that the Project meets the goals and objectives of the Village Vision Plan by: (i) generating an increase in tax revenues to the Village and the school district; (ii) adding two residences on Main Street that will add to the vitality of the area; (iii) providing an upgraded residential building and rehabilitation of a dilapidated accessory structure adjacent to the OCA and enhanced landscaping which is an improvement over the current conditions at the Premises; and (iv) a design having an attractive character, materials, colors and façades all consistent with the guidelines established for the area, as recommended by the AHRB.

AND BE IT FURTHER RESOLVED that the following shall be conditions of the approval granted herein:

- Applicant shall comply with all applicable conditions of the Planning Board Resolution #14-2019 and the AHRB memo dated January 31, 2020; and

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- Applicant shall submit a complete set of building construction plans to the Building Department for approval; and
- The within approval shall expire 6 months from the date hereof unless a building permit is issued, with the option for 2 extensions of 6 months each at the discretion of the Building Inspector; and
- Applicant shall pay a Recreation Fee of \$24,000 prior to issuance of a Building Permit.
- Applicant shall pay a PILOP fee of \$10,000 representing the parking space(s) to be located off-site prior to issuance of a Building Permit; and
- Applicant shall pay all Village consultant invoices in full prior to issuance of a Building Permit; and
- Applicant shall maintain escrow during construction in an initial minimum amount of \$5,000 with an ongoing obligation to replenish the account at any point when the balance shall reach or fall below \$1,500; and
- At Applicant's expense, the above referenced engineering plans shall be subject to final review and approval by the Village's engineering consultant; and
- At Applicant's expense, the above referenced landscape plan shall be subject to review and final approval of the Village Landscape Architect who will determine in their sole discretion compliance with Village Code Section 300-49 to preserve transitions between uses; and
- Applicant shall provide a one-year survival bond for the landscaping in an amount established by the Village's Landscape Architect with the approval of the Building Inspector; and
- Applicant must submit a construction timeline and sequencing for approval by the Village Building Inspector and provide for protection of the existing accessory building from impact of construction activity as recommended by the Planning Board; and
- Applicant must submit full construction plans to Village Building Inspector with the address as 100 Main St, including unit number designations and intended ownership plan.

MAYOR ROSSILLO	<input type="checkbox"/> AYE	<input checked="" type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input type="checkbox"/> AYE	<input checked="" type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
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TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 4	NAY: 3	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Discussion of amendment to the Parklet Program Agreement

Mr. Manley discussed the proposed Parklet Program Agreement.

A discussion was held and Mr. Manley, Chief Guevara and Ms. Dickson addressed questions from the Board.

Ms. Dickson said what the Board is voting on is the extension of the pilot program, under the rules and procedures already established, you are revising those rules and procedures to extend the Parklet

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Program with the caveat that you choose to keep your parklet or you get a drop off spot and it's the choice of the existing license holders. Ms. Dickson said this is through the winter.

Motion by Trustee Knell, seconded by Trustee Patino to extend the licensing agreement pursuant to addendum to the memorandum of agreement for the Parklet License and Pilot Program 2020.

Mr. Manley said the way it was written if you had three or two spots, you could get two spots, no more three, but if you had one you are still having one.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Consider a motion to adopt a resolution approving loading zones on Cedar and Main Streets

Ms. Dickson said you established procedure leaving it in your purview, by Local Law 7-2020, which the Board passed at the last meeting, so now it is time for a presentation by the Chief on the actual locations of the loading zones and you can pass that by resolution. Ms. Dickson said the Board would be passing a resolution in accordance with the local law that you have already adopted.

Chief Guevara discussed the proposed loading zones and gave the following presentation:



LOADING ZONES:

One step toward
improving
downtown traffic

Delivery trucks have no place to unload
their wares on Main or Cedar Streets.

As a result, they double park and cause
snarls in traffic downtown.

The Problem

The Solution

Loading Zones

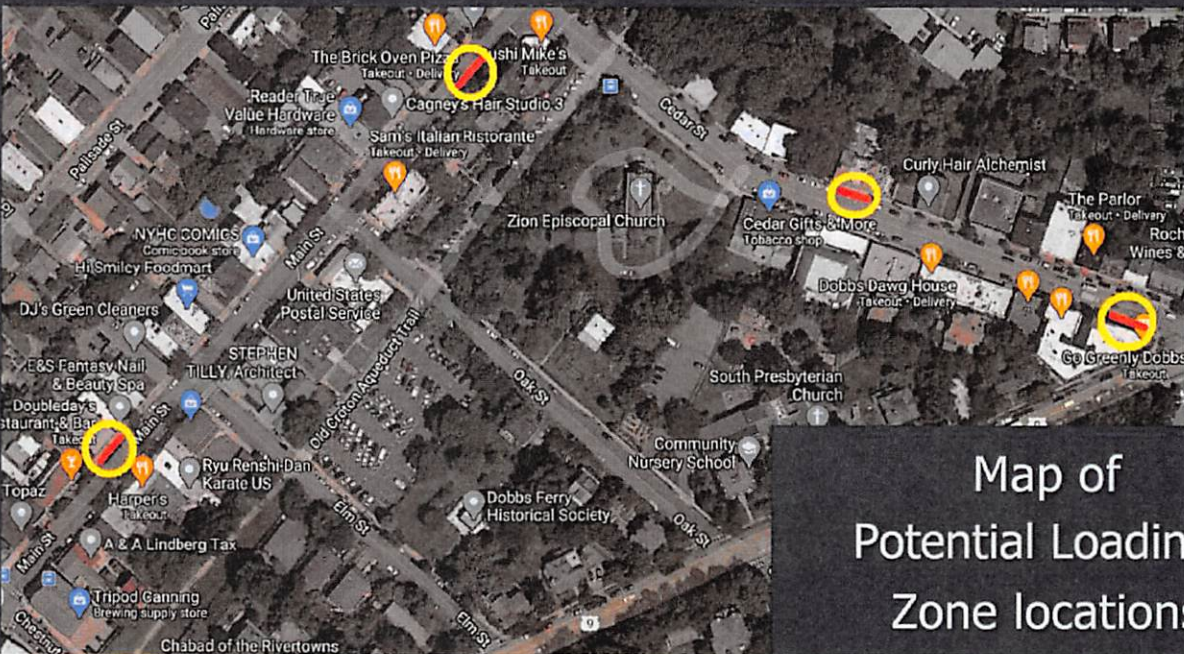
- 4 Locations: 2 on Main, 2 on Cedar
- Operative from 7am - 6pm
- Takes 8 parking spaces out of daytime use
- Free parking resumes after 6pm
- Removes 4 parking meter heads, reducing wireless fees

FINANCIAL IMPLICATIONS:

- Loss of parking revenue at 8 parking spots
Loss of \$9/day per spot x 8 = \$72/day
 - \$72/day x 6 days per week x 52 weeks per year = ~~-\$22,464~~
 - This presumes maximum parking capacity which is not the norm.
- Reduction in wireless payments for 4 meter heads
 - \$8.50/ month per meter head = \$34/month = ~~f\$408/yr~~



Map of
Potential Loading
Zone locations



Map of
Potential Loading
Zone locations

LOADING ZONES: DOWNTOWN BUSINESS SURVEY RESULTS

Total Respondents: 13

- **6 Restaurants:** Tomatillo, Rare Bit, Brick Oven, Harpers, Sweet and Savory, JJ Beans
- **3 Retail:** At Land, Endless Trail Bikeworx, NYHC Comics
- **2 Service:** Affordable Interiors, DJs Green Cleaners
- **2 Sports Facilities:** Dobbs Ferry Karate, Barre3 Rivertowns

Q1: Does traffic congestion downtown have an impact on your business?

	Restaurant	Retail	Service	Sports
Yes (5)	II	I	II	
No (2)	I	I		
Sometimes (6)	III	I		II

Q2: Do you support the idea of adding loading zones to Cedar and Main?

	Restaurant	Retail	Service	Sports
Yes (9)	IIII	II	I	I
No (2)		I		I
Depends on implementation/enforcement (2)	I		I	

Survey Results

Q3: Would your business use any of the proposed locations for loading zones?

	Restaurant	Retail	Service	Sports
Yes (5)	IIII	I		
No (7)	I	II	II	II
Maybe (1)	I			

Q4: Do you receive deliveries on Saturdays?

	Restaurant	Retail	Service	Sports
Yes (5)	IIII	I		
No (8)	III	I	II	II
Sometimes				

Q5: Do you regularly receive deliveries outside the hours of 7am-5pm? If so when?

	Restaurant	Retail	Service	Sports
Yes				
No (8)	IIII	III		I
Sometimes (1)	I			

Survey Results

Q6: Do you have control over what time your deliveries arrive?

	Restaurant	Retail	Service	Sports
Yes				I
No (7)	III	II	II	
Sometimes (5)	III	I		I

Q7: How do you envision a Loading Zone might impact your business?

Restaurants

It would help expedite deliveries. Cut congestion.

Depending on how many spaces this zone would take ... 4 per street ? 6 per street?

Might affect the parking during lunch hours

I do not see a problem with impacting my business.

Retail

If they're at the already proposed sites, I think it will affect our business very little.

Thank you for this proposal! The lack of a loading zone impacts us greatly. Paying for a premium storefront property with no parking meters in front of the space, we assumed access and prime visibility, which are keys to our business. We have shared complaints to the board and village as the bars' delivery trucks illegally park in front of our storefront, blocking visibility of our store, signage and nearby parking for several hours during the day, each day. The trucks also cause a hazard for our customers as cargo from the trucks is left on our sidewalks and we have noticed multiple instances of near accidents given proximity to the intersection. If the trucks are not parking illegally in the bus stop, they are parking partially in key spaces, including our very important and needed store pick-up space that all nearby businesses' customers utilize. We fully support designated areas, in addition to increased enforcements of trucks that do not comply.

Services

If you don't enforce the rules and make trucks use the loading zones they will continue to park either in front of my store which happens every single day mon-fri. which prohibits potential clients accessing my store. It is all about enforcement, this will fail if enforcement is not taken seriously.

The bodega by our shop always gets deliveries and the trucks idle outside our store which releases lots of fumes.

Sports

It may make parking more difficult for my clients

It does eliminate some parking spaces near my business but I think will make the flow of traffic much better and give these trucks a place to park - even UPS, Fed-Ex etc. I will say that the loading zones with the restaurants taking up parking spaces will really eliminate a lot of parking especially since the loading zones are around the restaurants.

Survey Results

Q8: Please provide any additional feedback you would like the Board to consider in their assessment of this proposal.

Restaurants

The double parked trucks are undoubtedly a problem. Losing parking spaces is not easy for anyone and I wonder whether it makes sense to start with one centrally located loading zone first. Also, will the addition of these zones lower the police's tolerance to double-parked trucks? Even two loading zones on each street will not completely eliminate the need for some trucks to double park.

Like all things if this is really enforced it could work well, if not the truck drivers will just still double park like they always have.

I think this is a wonderful idea!

Retail

As parking in downtown is always an issue, you may want to consider restricting the hours during which the loading zones are in effect

ServicesSports

Please consider the loading zones and outdoor restaurant space taking parking. I rely on my participants being able to park for classes and I feel the impact already with the restaurants.

QUESTIONS?

A discussion was held and Chief Guevara and Ms. Fasman addressed questions from the Board.

Mr. Manley said the new online parking payment system will also direct people through the app to all of the parking lots that we have, including 99 Cedar Street.

Trustee Daroczy thanked Chief Guevara and Mr. Manley for putting this together.

Trustee Taylor offered the following resolution which was seconded by Trustee Daroczy:

RESOLUTION 51-2020

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF DOBBS FERRY ESTABLISHING ON-STREET LOADING ZONES AS RECOMMENDED BY THE CHIEF OF POLICE

WHEREAS, on November 24, 2020 the Board of Trustees of the Village of Dobbs Ferry adopted Local Law #7-2020 which established a uniform process for this Board to designate on-street parking spaces on Village Streets for use as loading zones upon recommendation by the Chief of Police for the purpose of protecting the public, easing traffic flow of traffic and in support of local commercial businesses; and

WHEREAS, at a public meeting on December 15, 2020 the Chief of Police presented evidence to this Board and made recommendation for certain spaces that meet the criteria under the law and the Board has determined these locations as appropriate for designation as loading zones.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Dobbs Ferry hereby designates the following on-street locations as loading zones in accordance with Section 290-21 of Chapter 290 "Vehicles and Traffic" of the Village of Dobbs Ferry Code:

In front of 1 Cedar Street, parking meter #s 134 and 135.

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In front of 40 Cedar Street, parking meter # 109 (double headed meter)

In front of 138 Main Street, parking meter #s 269 and 270

In front of 91 Main Street, parking meter #s 214 and 215

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
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TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Mayor Rossillo thanked Chief Guevara, Mr. Manley and Ms. Dickson.

Consider a motion to increase the hourly rate of Abby Connett to \$32.00/hour, effective on December 15, 2020

Mr. Manley said there was a recommendation from Ms. Kendra Garrison/Superintendent of Recreation to give our Senior Advocate Abby Connett a raise, as she hasn't had on in a while. Mr. Manley said the Board has looked at it and thought it appropriate.

Mayor Rossillo said Ms. Connett has been doing a great job.

Motion by Deputy Mayor Cassell, seconded by Trustee Sullivan to increase the hourly rate of Abby Connett to \$32.00/hour, effective on December 15, 2020.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
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VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Consider a motion to appoint Don Marra as Children’s Village Representative for a term of one year

Mayor Rossillo said this appointment was overlooked at the Annual Organization Meeting of the Board.

Motion by Deputy Mayor Cassell, seconded by Trustee Daroczy to appoint Don Marra as Children’s Village Representative for a term of one year.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
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TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Consider a motion to approve the audit of claims as submitted and recommended by the Village Treasurer

Mr. Chuhta said these are the normal audits of claim.

Motion by Trustee Daroczy, seconded by Trustee Taylor to approve the audit of claims as submitted and recommended by the Village Treasurer as follows:

DECEMBER AUDIT #1

	<u>Fund Distribution</u>	<u>Regular</u>
A-General Fund		\$ 657.13
Grand Total		<u>\$ 657.13</u>

DECEMBER AUDIT #2

	<u>Fund Distribution</u>	<u>Regular</u>
A-General Fund		\$ 6,023.30
Grand Total		<u>\$ 6,023.30</u>

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DECEMBER AUDIT #3

<u>Fund Distribution</u>	<u>Regular</u>
A-General Fund	\$ 117,489.91
CD-Special Grant Fund	1,000.00
CM-Special Purpose Fund	3,366.31
H-Capital Fund	9,511.20
ES - Enterprise Sewer Fund	11,992.04
L- Library Fund	9,797.02
T-Trust & Agency Fund	2,279.00
Grand Total	<u>\$ 155,435.48</u>

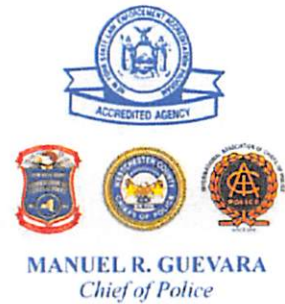
MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Consider a motion to authorize the Police Chief to sign an agreement with the County for the STOP-DWI Patrol/Datamaster Project

Police Chief Manuel Guevera sent the following memorandum dated November 25, 2020 to Mayor Vincent Rossillo and the Board of Trustees, Mr. Ed Manley/Village Administrator and Ms. Elizabeth Dreaper/Village Clerk:



POLICE DEPARTMENT
VILLAGE OF DOBBS FERRY
112 Main Street • Dobbs Ferry, New York 10522
Telephone (914) 693-5500 • Fax (914) 693-2040



To: Mayor Vincent Rossillo and Board of Trustees
Ed Manley, Village Administrator
Liz Dreaper, Village Clerk

From: Manuel R. Guevara, Chief of Police

Date: November 25, 2020

Subject: Authorize the Chief of Police to sign the Stop-DWI Patrol Project Reimbursement Contract, effective date of January 1, 2021 – December 31, 2025

The Dobbs Ferry Police Department is seeking permission to sign an agreement with the Stop-DWI Project. This authorization will allow the Dobbs Ferry Police Department to claim reimbursement from the Stop-DWI Program.

This agreement will allow us to claim up to a maximum of \$8,400.00 per year when Dobbs Ferry Police Officers conduct added patrol overtime to specifically enforce the New York State Vehicle and Traffic Laws against intoxicated and impaired driving.

This agreement shall have an effective date of January 1, 2021 and continue through December 31, 2025.

I thank you for your consideration in this matter.

Chief Guevara said this is an annual IMA, and enables the Village to get reimbursed when we do DWI enforcement.

Motion by Deputy Mayor Cassell, seconded by Trustee Sullivan to authorize the Police Chief to sign an agreement with the County for the STOP-DWI Patrol/Datamaster Project as follows:

Dobbs Ferry: 2021-2025- 06

THIS AGREEMENT made this _____ day of _____, 2020 by and between:

THE COUNTY OF WESTCHESTER, a municipal corporation of the State of New York, having an office and place of business in the Michaelian Office Building, 148 Martine Avenue, White Plains, New York 10601 (hereinafter referred to as the "County") Acting by and through its Department of Public Safety Services (hereinafter referred to as the "Department")

And

**Village of Dobbs Ferry
112 Main Street
Dobbs Ferry, NY 10522**

_____ a municipal corporation of the State of New York having an office and place of business at _____, New York _____ acting by and through the _____ Police Department, (hereinafter referred to as the "Municipality").

1. In consideration of an amount not to exceed EIGHT THOUSAND FOUR HUNDRED (\$8,400.00) DOLLARS per year to be paid in the manner and at the rates set forth in Schedule "A," which is attached to and forms a part of this Agreement, the Municipality shall participate in the Westchester County STOP-DWI Patrol/Datamaster Project as described in Schedule "A", which is attached hereto and made a part hereof (hereinafter the "Work").

2. The parties recognize and acknowledge that the obligations of the County under this Agreement are subject to the County's receipt of funds from New York State to operate the Westchester County STOP-DWI Patrol/Datamaster Project.

If, for any reason, the full amount of said funds is not paid over or made available to the County by New York State, the County may terminate this Agreement immediately or reduce the amount payable to the Municipality, in the discretion of the County. The County shall give prompt notice of any such termination or reduction to the Municipality. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice.

In addition, the parties recognize and acknowledge that the obligations of the County under this Agreement are subject to annual appropriations by its Board of Legislators pursuant to the Laws of Westchester County. Therefore, this Agreement shall be deemed executory only to the extent of the monies appropriated and available. The County shall have no liability under this Agreement beyond funds appropriated and available for payment pursuant to this Agreement. The parties understand and intend that the obligation of the County hereunder shall

constitute a current expense of the County and shall not in any way be construed to be a debt of the County in contravention of any applicable constitutional or statutory limitations or requirements concerning the creation of indebtedness by the County, nor shall anything contained in this Agreement constitute a pledge of the general tax revenues, funds or moneys of the County. The County shall pay amounts due under this Agreement exclusively from legally available funds appropriated for this purpose. The County shall retain the right, upon the occurrence of the adoption of any County Budget by its Board of Legislators during the term of this Agreement or any amendments thereto, and for a reasonable period of time after such adoption(s), to conduct an analysis of the impacts of any such County Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates set forth herein. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice.

This Agreement is also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of any such State Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice.

3. All records or recorded data of any kind compiled by the Municipality in completing the Work described in this Agreement, including but not limited to written reports, studies, computer printouts, graphs, charts, and all other similar recorded data, shall become and remain the property of the County. The Municipality may retain copies of such records for its own use and shall not disclose any such information without the express written consent of the Stop-DWI Director or her designee ("Director"). The County shall have the right to reproduce and publish such records, if it so desires, at no additional cost to the County.

4. The Work to be performed pursuant to the terms of this Agreement shall commence January 1, 2021 and continue through December 31, 2025.

The Municipality shall issue progress reports to the County as the Director may direct and shall immediately inform the Director in writing of any cause for delay in the performance of its obligations under this Agreement.

5. The Municipality agrees and shall be subject to the insurance requirements contained in Schedule "B," which schedule is attached to and forms a part of this Agreement. In addition to and not in limitation of the insurance provisions contained in Schedule "B," the Municipality agrees:

(a) that except for the amount, if any, of damage contributed to, caused by, or resulting from the sole negligence of the County, the Municipality shall indemnify and hold harmless the County, its officers, employees, agents, and elected officials from and against any and all liability, damage, claims, demands, costs, judgments, fees, attorney's fees or loss arising directly or indirectly out of the performance or failure to perform hereunder by the Municipality or third parties under the direction or control of the Municipality; and

(b) to provide defense for and defend, at its sole expense, any and all claims, demands or causes of action directly or indirectly arising out of this Agreement and to bear all other costs and expenses related thereto; and

(c) in the event the Municipality does not provide the above defense and indemnification to the County, and such refusal or denial to provide the above defense and indemnification is found to be in breach of this provision, then the Municipality shall reimburse the County's reasonable attorney's fees incurred in connection with the defense of any action, and in connection with enforcing this provision of the Agreement.

6. The Municipality shall comply, at its own expense, with the provisions of all applicable local, state and federal laws, rules and regulations, including, but not limited to, those applicable to the Municipality as an employer of labor or otherwise.

7. Requests for payment to be made shall be submitted by the Municipality on properly executed payment vouchers of the County in accordance with Schedule "A" and paid only after approval by the Director. All payment vouchers must be accompanied by a numbered invoice and must contain the invoice number where indicated. All invoices submitted during each calendar year shall utilize consecutive numbering and be non-repeating. In no event shall payment be made to the Municipality prior to completion of all Work and the approval of same by the Director.

The Municipality shall, at no additional charge, furnish all labor, services, materials, tools, equipment and other appliances necessary to complete the Work, unless specific additional charges are expressly permitted under this Agreement. It is recognized and understood that even if specific additional charges are expressly permitted under this Agreement, in no event shall total payment to the Municipality exceed the not-to-exceed amount set forth in Section 1 above.

All payments made by the County to the Municipality will be made by electronic funds transfer ("EFT") pursuant to the County's Vendor Direct program. Municipalities doing business with Westchester County, who are not already enrolled in the Vendor Direct Program, will be required to fill out and submit an EFT Authorization Form prior to receiving an award or purchase order. The EFT Authorization Form and related information are annexed hereto as Schedule "C." The completed Authorization Form must be returned by the Municipality to the Westchester County Department of Finance ("Finance Department") prior to execution of the contract. In rare cases, a hardship waiver may be granted. For a Hardship Waiver Request Form, please contact the Finance Department.

8. (a) The County, upon ten (10) days notice to the Municipality, may terminate this Agreement in whole or in part when the County deems it to be in its best interest. In such event, the Municipality shall be compensated and the County shall be liable only for payment for services already rendered under this Agreement prior to the effective date of termination at the rates specified in Schedule "A." Upon receipt of notice that the County is terminating this Agreement in its best interests, the Municipality shall stop work immediately and incur no further costs in furtherance of this Agreement without the express approval of the Director, and the Municipality shall direct any approved subconsultants to do the same.

In the event of a dispute as to the value of the Work rendered by the Municipality prior to the date of termination, it is understood and agreed that the Director shall determine the value of such Work rendered by the Municipality. The Municipality shall accept such reasonable and good faith determination as final.

(b) In the event the County determines that there has been a material breach by the Municipality of any of the terms of the Agreement and such breach remains uncured for forty-eight (48) hours after service on the Municipality of written notice thereof, the County, in addition to any other right or remedy it might have, may terminate this Agreement and the County shall have the right, power and authority to complete the Work provided for in this Agreement, or contract for its completion, and any additional expense or cost of such completion shall be charged to and paid by the Municipality. Without limiting the foregoing, upon written notice to the Municipality, repeated breaches by the Municipality of duties or obligations under this Agreement shall be deemed a material breach of this Agreement justifying termination for cause hereunder without requirement for further opportunity to cure.

9. All notices of any nature referred to in this Agreement shall be in writing and either sent by registered or certified mail postage pre-paid, or delivered by hand or overnight courier, or sent by facsimile (with acknowledgment received and a copy of the notice sent by registered or certified mail, postage pre-paid), as set forth below or to such other addresses as the respective parties hereto may designate in writing. Notice shall be effective on the date of receipt. Notices shall be sent to the following:

To the County:

Commissioner - Sheriff of Public Safety
1 Saw Mill River Parkway
Hawthorne, New York 10532

With a copy to:

Director, Drug Prevention & STOP-DWI
112 E. Post Road, 3rd Floor
White Plains, New York 10601

with a copy to:

County Attorney
Michaelian Office Building, Room 600
148 Martine Avenue

White Plains, New York 10601

To the Municipality:

10. This Agreement and its attachments constitute the entire Agreement between the parties with respect to the subject matter hereof and shall supersede all previous negotiations, commitments and writings. It shall not be released, discharged, changed or modified except by an instrument in writing signed by a duly authorized representative of each of the parties.

11. In the event of any conflict between the terms of this Agreement and the terms of any schedule or attachment hereto, it is understood that the terms of this Agreement shall be controlling with respect to any interpretation of the meaning and intent of the parties.

12. Nothing contained herein shall be construed to make either party the agent, employee or co-venturer of the other and the parties hereto expressly disclaim the existence of any such relationship between them.

13. The failure of the County to insist upon strict performance of any term, condition or covenant herein, shall not be considered a waiver of such breach or default or any subsequent breach or default of the terms, conditions and covenants herein. The remedies contained herein are cumulative and shall not limit or restrict any other remedy at law or in equity to which the County may be entitled.

14. Except as provided herein, the Municipality shall not assign, sublet, subcontract or otherwise dispose of this Agreement, or any right, duty or interest herein, without the prior express written approval of the County. Any purported delegation of duties, assignment of rights under this Agreement without the prior express written consent of the County is void. No assignment, subcontracting, subletting or other such disposition of this Agreement, either with or without such consent of the County, shall serve to relieve the Municipality of its obligations under this Agreement.

15. This Agreement shall be construed and enforced in accordance with the Laws of the State of New York.

16. This Agreement shall not be enforceable until signed by all parties and approved by the Office of the County Attorney.

IN WITNESS WHEREOF, the County of Westchester and the Municipality have caused this Agreement to be executed.

THE COUNTY OF WESTCHESTER

BY: _____
Thomas A. Gleason
Acting Commissioner – Sheriff of Public Safety

MUNICIPALITY

BY: _____
Name:
Title:

Approved by the Westchester County Board of Legislators on the 9th day of November, 2020 by
Act No. 184-2020

Approved as to form
and manner of execution

Sr. Assistant County Attorney
County of Westchester

ACKNOWLEDGMENT

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

On the _____ day of _____ in the year 2020 before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Date: _____

Notary Public

RPL § 309-a; NY CPLR § 4538

CERTIFICATE OF AUTHORITY
(MUNICIPALITY)

I, _____,
(Officer other than officer signing contract)

certify that I am the _____ of
(Title)
the _____
(Name of Municipal Corporation)

a corporation duly organized and in good standing under the _____
(Law under which organized, e.g., the New York Business Corporation Law) named in the
foregoing agreement; that

(Person executing agreement)

who signed said agreement on behalf of the _____
(Name of Municipal Corporation)

was, at the time of execution

(Title of such person)

of the Corporation and that said agreement was duly signed for and on behalf of said Municipal Corporation by authority of its Town/Village/City Board, thereunto duly authorized and that such authority is in full force and effect at the date hereof.

(Signature)

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

On the _____ day of _____ in the year 2020 before me, the undersigned, a Notary Public in and for said State, _____ personally appeared, personally known to me or proved to me on the basis of satisfactory evidence to be the municipal officer described in and who executed the above certificate, who being by me duly sworn did depose and say that he/she resides at

_____, and he/she is an officer of said municipal corporation; that he/she is duly authorized to execute said certificate on behalf of said municipal corporation, and that he/she signed his/her name thereto pursuant to such authority.

Notary Public
Date

SCHEDULE A

STOP-DWI PATROL PROJECT

The STOP-DWI Patrol Project is an overtime, added, patrol effort to enforce the New York State Vehicle and Traffic Laws against intoxicated and impaired driving (DWI/DWAI) in Westchester County. Each participating municipality, through its police department, must submit the required documentation to claim reimbursement from the STOP-DWI Program. This is described below.

The Patrol Project requires that the STOP-DWI Patrol activity and assignment be in addition to the participating police department's normal and /or routine patrol activity and assignment. It cannot be used to replace any regular, normal or routine patrol. The additional patrol must be conducted during the critical DWI/DWAI hours of evening and nighttime as approved by the STOP-DWI Director. The STOP-DWI Patrol Project vehicle must bear the special logo and markings to increase public awareness of the enforcement effort. A police chief project director is appointed to work with the STOP-DWI Program in the operation of the patrol project. **ALL PATROLS AND SOBRIETY CHECKPOINTS MUST BE SCHEDULED AND APPROVED PRIOR TO CONDUCTING SAID OPERATION. THE MUNICIPALITIES' DWI PROJECT COORDINATOR MUST CALL THE COUNTY'S STOP-DWI OFFICE AND GET AN APPROVED CONTROL NUMBER. ONLY OPERATIONS WITH AN APPROVED CONTROL NUMBER WILL BE PROCESSED FOR PAYMENT.**

THE MAXIMUM AMOUNT PAYABLE UNDER THIS AGREEMENT IS \$8,400.00 PER YEAR.

Sobriety Checkpoints may be conducted with the reimbursable funds and one or more quarters may be combined to fund this particular effort. Coordination with the STOP-DWI Program Director is required before the checkpoint is conducted.

Patrol Project Reimbursement Documentation Packet - The following four items are required for reimbursement under this program and **MUST** be forwarded to the STOP-DWI Office within two weeks of the end of each quarter for payment to be approved. Each Municipality is required to maintain copies of all submitted documents and have them available for examination for a minimum of two calendar years in addition to the current calendar year. This is to facilitate future audits.

- A. **OFFICER Tracking Report:** This is to be completed and signed by the Police Officer assigned to a specific STOP-DWI Patrol. The form must also be signed by the Supervisor in charge for a specific STOP-DWI Patrol. All of the entries must be completed, including the date, times, number of hours, number of stops, tickets issued, arrests made before submission.
- B. **PATROL Tracking Report Summary:** This is to be completed and signed by the Supervisor in charge for a specific STOP-DWI Patrol. The report summarizes the work of each officer assigned to particular STOP DWI patrol duty for a given date. The information should be a compilation of the individual Officer Tracking Report. Note – Please use this report **ONLY** if there is more than one officers assigned to the patrol.
- C. **Payment Voucher:** A copy of the overtime report form used by the Municipality to pay each assigned officer must be included. Copy **MUST** show the assigned officer's name, title, number of hours, and assignment to solely to STOP-DWI Patrol. **AN AUTHORIZED INDIVIDUAL MUST SIGN THE SUBMITTED COPY AS CERTIFICATION THAT IT IS A TRUE AND ACCURATE COPY OF THE**

ORIGINAL AND THAT THE STOP-DWI PATROL ASSIGNMENTS WERE IN ADDITION TO ROUTINE PATROLS. The originals are to be kept by the submitting agency.

Vouchers MUST include your municipality's assigned "Vendor number." and "Account number." They must show that they are for the STOP-DWI Patrol Program and include the quarter and dates, officer's name, number of hours worked, officer's actual hourly rate and total payment for officer. The rate of reimbursement for officers assigned to STOP-DWI is the officer's actual hourly rate up to a maximum of \$75.00 per hour.

- D. **Quarterly Summary Report:** For reimbursement, each submission must have a Summary Report included. This Report, which indicates the activity of the Municipality for the quarter, will cover a specific period and should be submitted at the **END OF THE QUARTER**. This is a Summary of the Patrol Tracking Report Summary that is filled out for each STOP DWI Enforcement Patrol

Copies of the **OFFICER'S Patrol Tracking Report**, the **PATROL Tracking Report Summary**, as well as the **Payment Voucher** are to be attached to the completed **Quarterly Summary Report**. This complete reimbursement documentation packet is to be forwarded to:

**Director, STOP-DWI
112 E. Post Road
3rd Floor
White Plains, New York 10601**

ANY REIMBURSEMENT DOCUMENTATION PACKET FILED MORE THAN 30 DAYS AFTER THE CLOSE OF A QUARTER WILL NOT BE PAID UNLESS SPECIAL ARRANGEMENTS HAVE BEEN MADE WITH THE STOP-DWI PROGRAM DIRECTOR IN ADVANCE.

SCHEDULE "B"

STANDARD INSURANCE PROVISIONS
(Municipality)

1. Prior to commencing work, and throughout the term of the Agreement, the Municipality shall obtain at its own cost and expense the required insurance as delineated below from insurance companies licensed in the State of New York, carrying a Best's financial rating of A or better. Municipality shall provide evidence of such insurance to the County of Westchester ("County"), either by providing a copy of policies and/or certificates as may be required and approved by the Director of Risk Management of the County ("Director"). The policies or certificates thereof shall provide that ten (10) days prior to cancellation or material change in the policy, notices of same shall be given to the Director either by overnight mail or personal delivery for all of the following stated insurance policies. All notices shall name the Municipality and identify the Agreement.

If at any time any of the policies required herein shall be or become unsatisfactory to the Director, as to form or substance, or if a company issuing any such policy shall be or become unsatisfactory to the Director, the Municipality shall upon notice to that effect from the County, promptly obtain a new policy, and submit the policy or the certificate as requested by the Director to the Office of Risk Management of the County for approval by the Director. Upon failure of the Municipality to furnish, deliver and maintain such insurance, the Agreement, at the election of the County, may be declared suspended, discontinued or terminated.

Failure of the Municipality to take out, maintain, or the taking out or maintenance of any required insurance, shall not relieve the Municipality from any liability under the Agreement, nor shall the insurance requirements be construed to conflict with or otherwise limit the contractual obligations of the Municipality concerning indemnification.

All property losses shall be made payable to the "County of Westchester" and adjusted with the appropriate County personnel.

In the event that claims, for which the County may be liable, in excess of the insured amounts provided herein are filed by reason of Municipality's negligent acts or omissions under the Agreement or by virtue of the provisions of the labor law or other statute or any other reason, the amount of excess of such claims or any portion thereof, may be withheld from payment due or to become due the Municipality until such time as the Municipality shall furnish such additional security covering such claims in form satisfactory to the Director.

In the event of any loss, if the Municipality maintains broader coverage and/or higher limits than the minimums identified herein, the County shall be entitled to the broader coverage and/or higher limits maintained by the Municipality. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the County.

2 The Municipality shall provide proof of the following coverage (if additional coverage is required for a specific agreement, those requirements will be described in the Agreement):

- a) **Workers' Compensation and Employer's Liability.** Certificate form C-105.2 or State Fund Insurance Company form U-26.3 is required for proof of compliance with the New York State Workers' Compensation Law. State Workers' Compensation Board form DB-120.1 is required for proof of compliance with the New York State Disability Benefits Law. Location of operation shall be "All locations in Westchester County, New York."

Where an applicant claims to not be required to carry either a Workers' Compensation Policy or Disability Benefits Policy, or both, the employer must complete NYS form CE-200, available to download at: <http://www.wcb.ny.gov>.

If the employer is self-insured for Workers' Compensation, he/she should present a certificate from the New York State Worker's Compensation Board evidencing that fact (Either SI-12, Certificate of Workers' Compensation Self-Insurance, or GSI-105.2, Certificate of Participation in Workers' Compensation Group Self-Insurance).

- b) **Commercial General Liability Insurance** with a combined single limit of \$1,000,000 (c.s.1) per occurrence and a \$2,000,000 aggregate limit naming the "County of Westchester" as an additional insured on a primary and non-contributory basis. This insurance shall include the following coverages:
- i. Premises - Operations.
 - ii. Broad Form Contractual.
 - iii. Independent Contractor and Sub-Contractor.
 - iv. Products and Completed Operations.
- c) **Commercial Umbrella/Excess Insurance:** \$2,000,000 each Occurrence and Aggregate naming the "County of Westchester" as additional insured, written on a "follow the form" basis.

NOTE: Additional insured status shall be provided by standard or other endorsement that extends coverage to the County of Westchester for both on-going and completed operations.

- d) **Automobile Liability Insurance** with a minimum limit of liability per occurrence of \$1,000,000 for bodily injury and a minimum limit of \$100,000 per occurrence for property damage or a combined single limit of \$1,000,000 unless otherwise indicated in the contract specifications. This insurance shall include for bodily injury and property damage the following coverages and name the "County of Westchester" as additional insured:
- (i) Owned automobiles.
 - (ii) Hired automobiles.
 - (iii) Non-owned automobiles.

3. All policies of the Municipality shall be endorsed to contain the following clauses:

(a) Insurers shall have no right to recovery or subrogation against the County (including its employees and other agents and agencies), it being the intention of the parties that the insurance policies so effected shall protect both parties and be primary coverage for any and all losses covered by the above-described insurance.

(b) The clause "other insurance provisions" in a policy in which the County is named as an insured, shall not apply to the County.

(c) The insurance companies issuing the policy or policies shall have no recourse against the County (including its agents and agencies as aforesaid) for payment of any premiums or for assessments under any form of policy.

(d) Any and all deductibles in the above described insurance policies shall be assumed by and be for the account of, and at the sole risk of, the Municipality.

SCHEDULE “C”

Westchester County Vendor Direct Program Frequently Asked Questions

1. WHAT ARE THE BENEFITS OF THE ELECTRONIC FUNDS TRANSFER (EFT) ASSOCIATED WITH THE VENDOR DIRECT PROGRAM?

There are several advantages to having your payments automatically deposited into your designated bank account via EFT:

Payments are secure – Paper checks can be lost in the mail or stolen, but money deposited directly into your bank account is more secure.

You save time – Money deposited into your bank account is automatic. You save the time of preparing and delivering the deposit to the bank. Additionally, the funds are immediately available to you.

2. ARE MY PAYMENTS GOING TO BE PROCESSED ON THE SAME SCHEDULE AS THEY WERE BEFORE VENDOR DIRECT?

Yes.

3. HOW QUICKLY WILL A PAYMENT BE DEPOSITED INTO MY ACCOUNT?

Payments are deposited two business days after the voucher/invoice is processed. Saturdays, Sundays, and legal holidays are not considered business days.

4. HOW WILL I KNOW WHEN THE PAYMENT IS IN MY BANK ACCOUNT AND WHAT IT IS FOR?

Under the Vendor Direct program you will receive an e-mail notification two days prior to the day the payment will be credited to your designated account. The e-mail notification will come in the form of a remittance advice with the same information that currently appears on your check stub, and will contain the date that the funds will be credited to your account.

5. WHAT IF THERE IS A DISCREPANCY IN THE AMOUNT RECEIVED?

Please contact your Westchester County representative as you would have in the past if there were a discrepancy on a check received.

6. WHAT IF I DO NOT RECEIVE THE MONEY IN MY DESIGNATED BANK ACCOUNT ON THE DATE INDICATED IN THE E-MAIL?


In the unlikely event that this occurs, please contact the Westchester County Accounts Payable Department at 914-995-4708.

7. WHAT MUST I DO IF I CHANGE MY BANK OR MY ACCOUNT NUMBER?

Whenever you change any information or close your account a new Vendor Direct Payment Authorization Form must be submitted. Please contact the Westchester County Accounts Payable Department at 914-995-4708 and we will e-mail you a new form.

8. WHEN COMPLETING THE PAYMENT AUTHORIZATION FORM, WHY MUST I HAVE IT SIGNED BY A BANK OFFICIAL IF I DON'T INCLUDE A VOIDED CHECK?

This is to ensure the authenticity of the account being set up to receive your payments.

	Westchester County • Department of Finance • Treasury Division Electronic Funds Transfer (EFT) Vendor Direct Payment Authorization Form	Authorization is: (check one) <input type="checkbox"/> New <input type="checkbox"/> Change
INSTRUCTIONS: Please complete both sections of this Authorization Form and attach a voided check. See the reverse side for more information and instructions.		
Mail to: Westchester County, Department of Finance, Treasury Division, 148 Martine Avenue, White Plains, NY 10601 Attention: Vendor Direct		
Section I - Vendor Information		
1. Vendor Name:		
2. Taxpayer ID Number or Social Security Number:		
3. Vendor Primary Address:		
4. Contact Person Name:		
Contact Person Telephone Number:		
5. Vendor E-Mail Addresses for Remittance Notification:		
6. Vendor Certification: <i>I have read and understand the Vendor Direct Payment Program and hereby authorize payments to be received by electronic funds transfer into the bank that I designate in Section II. I further understand that in the event that an erroneous electronic payment is sent, Westchester County reserves the right to reverse the electronic payment. In the event that a reversal cannot be implemented, Westchester County will utilize any other lawful means to retrieve payments to which the payee was not entitled.</i>		
Authorized Signature	Print Name/Title	Date
Section II- Financial Institution Information		
7. Bank Name:		
8. Bank Address:		
9. Routing Transit Number:		
10. Account Type: (check one) <input type="checkbox"/> Checking <input type="checkbox"/> Savings		
11. Bank Account Number:		
12. Bank Account Title:		
13. Bank Contact Person Name:		
Telephone Number:		
14. FINANCIAL INSTITUTION CERTIFICATION (required ONLY if directing funds into a Savings Account OR if a voided check is not attached to this form): <i>I certify that the account number and type of account is maintained in the name of the vendor named above. As a representative of the named financial institution, I certify that this financial institution is ACH capable and agrees to receive and deposit payments to the account shown.</i>		
Authorized Signature	Print Name / Title	Date
(Leave Blank - to be completed by Westchester County) - Vendor number assigned		

Westchester County • Department of Finance • Treasury Division

**Electronic Funds Transfer (EFT)
Vendor Direct Payment Authorization Form**

GENERAL INSTRUCTIONS

Please complete both sections of the Vendor Direct Payment Authorization Form and forward the completed form (along with a voided check for the account to which you want your payments credited) to: Westchester County Department of Finance, 148 Martine Ave, Room 720, White Plains, NY 10601, Attention: Vendor Direct. Please see item 14 below regarding attachment of a voided check.

Section I - VENDOR INFORMATION

1. Provide the name of the vendor as it appears on the W-9 form.
2. Enter the vendor's Taxpayer ID number or Social Security Number as it appears on the W-9 form.
3. Enter the vendor's complete primary address (not a P.O. Box).
4. Provide the name and telephone number of the vendor's contact person.
5. Enter the business e-mail address for the remittance notification. **THIS IS VERY IMPORTANT.** This is the e-mail address that we will use to send you notification and remittance information two days prior to the payment being credited to your bank account. We suggest that you provide a group mailbox (if applicable) for your e-mail address. You may also designate multiple e-mail addresses.
6. Please have an authorized Payee/Company official sign and date the form and include his/her title.

Section II - FINANCIAL INSTITUTION INFORMATION

7. Provide bank's name.
8. Provide the complete address of your bank.
9. Enter your bank's 9 digit routing transit number.
10. Indicate the type of account (check one box only).
11. Enter the vendor's bank account number.
12. Enter the title of the vendor's account.
13. Provide the name and telephone number of your bank contact person.
14. If you are directing your payments to a Savings Account OR you can not attach a voided check for your checking account, this line needs to be completed and signed by an authorized bank official. IF YOU DO ATTACH A VOIDED CHECK FOR A CHECKING ACCOUNT, YOU MAY LEAVE THIS LINE BLANK.

NEWCHANGE VEN EFT 9/08

DRAFT MINUTES – NOT TO BE USED AS OFFICIAL DOCUMENT

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Minutes: November 24, 2020 and December 7, 2020

Ms. Dreaper noted that in the meeting minutes of December 7, 2020 it was necessary to include the effective dates of the appointment of the Registrar and Deputy Registrar of Vital Statistics as January 1, 2021 to December 31, 2022.

Motion by Trustee Sullivan, seconded by Trustee Taylor to approve the meeting minutes of December 7, 2020 as amended and outlined by the Village Clerk.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Motion by Trustee Sullivan, seconded by Trustee Knell to approve the meeting minutes of November 24, 2020 as submitted.

DRAFT MINUTES – NOT TO BE USED AS OFFICIAL DOCUMENT

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

Trustee Liaison Reports

1. Traffic Committee – 11/25/2020

Deputy Mayor Cassell said at the last meeting not much happened and there was just old business. Deputy Mayor Cassell said the only thing out there is Price Street and the Traffic Consultant has been out there and it looks like that will be going through with a couple of changes.

Mr. Manley said we met at Price Street with Mr. Phil Grealy/Traffic Consultant today and measured off the preliminary design and we decided that it was a little tight with the walking next to the cars on the west side. Mr. Manley said Mr. Grealy is going to go back to the drawing board and re-stripe it so that all the parking is on the west side and the walking lane is all on the east side. Mr. Manley said we thought that would be safer for the pedestrians and fits better with the width of the road.

2. Zoning Board of Appeals – 12/9/2020

Trustee Knell said there was nothing to report.

3. Tree Commission – 12/14/2020

Trustee Patino said he has not had a meeting yet, so there is nothing to report at this time.

4. AHRB – 12/14/2020

Trustee Knell said there was nothing to report.

5. Parks & Recreation Commission – 12/14/2020

Trustee Sullivan said the Recreation Department organized events with Santa and pictures with Santa. Trustee Sullivan said the community was grateful and happy to be able to get outside and do something. Trustee Sullivan the Recreation Department has been working hard on the Senior's Program and this week Sam's Restaurant has generously donated 60 meals to the seniors. Trustee Sullivan thanked Sam's Restaurant.

Announcements

Trustee Daroczy said the Youth Services Council Holiday Hustle is still running until the 20th if anyone wants to do the run virtually. Trustee Daroczy said this is for charity and anything anybody can do would be appreciated.

Ms. Dreaper read the following statement regarding the 2020 Toys for Tots campaign:

“Each year the Village has a Toys for Tots Collection bin at Village Hall. The toys collected make a difference in the lives of the less fortunate children in our Village and in surrounding communities.

Due to the COVID-19 pandemic and financial crisis that so many are experiencing I was very worried this year that it may be a difficult year for collections.

Once again, the generosity of our wonderful Village residents, and of our surrounding communities and neighbors, has gone above and beyond what I dreamed of, and has sent a message of hope for so many families during this 2020 holiday season.

On behalf of the Westchester County detachment of the Marine Corps League, I wish to thank you all for your very generous donations, and for your support of the 2020 Toys for Tots campaign, and to express my most sincere gratitude for all that you have done to bring so much joy to so many children.”

The Mayor and Board thanked Ms. Dreaper for her efforts.

Trustee Daroczy said last night there was a post on social media that she was tagged on, and some of the members of the Dobbs Ferry Human Rights and Diversity Committee were also tagged on. Trustee Daroczy said it appears to be that an action was done to one of our residents where someone went into their property and violated their rights by writing on a sign that they had of Black Lives Matter on their front lawn. Trustee Daroczy the put a sign on top of that which said All Lives Matter. Trustee Daroczy said there are a lot of comment on social media about this and she wanted to encourage any member of our community that experiences any type of harassment or any type of behavior such as this one, to please come to our Human Rights Committee and make this public. Trustee Daroczy said she wants everyone to feel comfortable and to feel welcome in Dobbs Ferry. Trustee Daroczy said it is very disturbing to see something that this happening in our community and as the Mayor created this Diversity Committee, it is something that this Board and this administration will not tolerate. Trustee Daroczy said she is very disappointed and she really would like for people who feel oppressed or feel attacked with this type of action to please come to us and share with us what your concerns are, because we will support you. Trustee Daroczy said we are here to make sure this type of behavior stops and she doesn't think that it's right and she thinks that it is something that with all of us working together we will be able to stop.

Mayor Rossillo thanked Trustee Daroczy and said he was not aware of it. Mayor Rossillo said we have been in contact with the Chair of the Human Rights and Diversity Committee and expects to be talking to him tomorrow and come up with an action or statement to respond to this.

Mayor Rossillo thanked Rabbi Benjy and the Chabad for inviting him to light one of the Menorah candles, and it was a great honor and experience. Mayor Rossillo thanked Ms. Fasman for live streaming the event.

Mayor Rossillo said we did a ribbon cutting and he would like to thank Ms. Fasman for filming the ribbon cutting; and to thank Trustee Knell.

Adjournment

Motion by Trustee Patino, seconded by Trustee Taylor to close the meeting.

Mayor Rossillo wished everyone happy holidays.

Trustee Sullivan said DPW did a great job on the Village snow removal in the downtown.

Mayor Rossillo said due to COVID-19 the Embassy Community Center ribbon cutting will be online on Friday. Mayor Rossillo said at a later date we will have a much bigger event to honor it. Mayor Rossillo thanked Mr. Manley for all his efforts in moving this project along, as well as the Recreation Department, Ms. Garrison, Mr. Chuhta, Village Trustees and the Village Staff for the efforts they have done.

MAYOR ROSSILLO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
DEPUTY MAYOR CASSELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE DAROCZY	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE KNELL	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE PATINO	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE SULLIVAN	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
TRUSTEE TAYLOR	<input checked="" type="checkbox"/> AYE	<input type="checkbox"/> NAY	<input type="checkbox"/> ABSTAIN	<input type="checkbox"/> RECUSE	<input type="checkbox"/> ABSENT/EXCUSED
VOTE TOTALS	AYE: 7	NAY: 0	ABSTAIN: 0	RECUSE: 0	ABSENT/EXCUSED: 0
RESULT:	MOTION PASSES				

The meeting closed at 8:36 p.m.