

Minutes of the Regular Meeting
of the Board of Trustees of the
Village of Larchmont, New
York, held on **MONDAY,**
FEBRUARY 28, 2011

PRESENT: Mayor Joshua L. Mandell
Trustees Anne H. McAndrews
Richard Ward
Jaine Elkind Eney

ABSENT: Trustee Marlene Kolbert

Also Present: Treasurer Brucciani, Clerk Finn,
Joanna C. Feldman, Esq., representing Village Attorney's
Office

Mayor Mandell called the meeting to order at 7:00 PM and welcomed those present.

Mayor Mandell made the following announcements:

1. Mayor Mandell extended the Board's condolences to the following families:

- The family of Martin Quigley, former Trustee and Larchmont's first Democratic Mayor
- The family of Joseph Bohan, former member and Chair, ZBA
- The family of Geraldine Herlitz, former member of Beautification Committee
- The family of Marvin Schwartz, curator at the Metropolitan Museum of Art and lecturer for programs at the Library and Continuing Education for many years.
- To Rosita Fichtel and her family on the loss of her mother. Mrs. Fichtel is a member of the Technology Committee.
- The Reisman family on the loss of Anna Reisman. Mrs. Reisman is a former Library employee.
- To Peter Gaito and his family on the loss of his mother. Mr. Gaito is Chair of the Planning Board.

2. Mayor Mandell welcomed the following businesses to the Larchmont community:

- Larchmont Bicycle, 2097A Boston Post Road
- Flower Bar (reopening with new owners), 11 Addison Street
- Excel Martial Arts, 2097 Palmer Avenue
- Groove, who has relocated to 108 Chatsworth Avenue
- Winetasters, reopening at 100 Chatsworth Avenue

3. The Larchmont Public Library and the Committee on the Arts will be presenting the movie *Annie* for children ages 5 and up on Saturday afternoon, March 5 at 2:30 PM in the Village Center. Also, on April 16 at 2:30, they will present *The Muppet Movie*. Caregivers must attend with children. The movies are free and no registration is required.

4. March is American Red Cross Month. They are asking for volunteers, donations, and blood, or for people to take a class. Visit www.westchestercounty.redcross.org for information.

5. Mayor Mandell extended the Board's appreciation to Assemblyman George Latimer and Senator Suzi Oppenheimer for their efforts to allow

Mayor's
Announcements

Villages to return to lever machines for voting this March. Voting for two Trustees and one Village Justice will be held at the Village Center, and polls will be open from 6 AM to 9 PM.

6. Preliminary Budget Public Hearings will be held on April 4, 2011, at 6:00 PM or as soon thereafter as possible, and April 25, 2011, at 7:00 PM or as soon thereafter as possible. The Board must adopt the Village's budget by April 30, 2011.

On motion of Trustee Eney, seconded by Trustee McAndrews, and unanimously carried, it was:

RESOLUTION

Rename Committee on Telecommunications & Technology to Technology Committee

RESOLVED, to authorize the renaming of the Committee on Telecommunications and Technology to the Technology Committee, with members to serve at the pleasure of the Board.

On motion of Trustee Eney, seconded by Trustee McAndrews, and unanimously carried, it was:

RESOLUTION

Fichtel, R.
Technology Committee

RESOLVED, to approve the appointment of Rosita Fichtel as a member of the Technology Committee.

On motion of Trustee Eney, seconded by Trustee McAndrews, and unanimously carried, it was:

RESOLUTION

Eisenberg, P.
Technology Committee

RESOLVED, to approve the appointment of Paula Eisenberg as a member of the Technology Committee.

Police Chief Poleway reported on the following:

Police Chief's Report

1. He updated the Board and the audience on the case now pending before the court involving Plaza Bootery owner Lee Mendes. Mr. Mendes is accused of trademark counterfeiting and robbery. A felony hearing is being held this evening in connection with this case. If residents have purchased merchandise from Plaza Bootery and feel there is a problem with their purchase, they should contact the Police Department.

Trustee Ward noted the chronic problem at Plaza Bootery where merchandise is continually placed out on the sidewalk in front of the store. Chief Poleway advised that eight Fire Department violations have been served in this regard, and they are trying to address some of those problems as well.

2. Effective February 16, 2011, New York State will be assessing two points on driving records for making cell phone calls without a hands-free device.

Trustee Reports

Trustee Eney reported on the following:

1. The Village has been able to secure rainy day space for the Flint Park Day Camp and, therefore, the camp will be able to accommodate children entering Grades 1-6 in the fall. Camp registration will take place on March 25 and 26 in the Flint Park Playhouse.

2. As gas prices continue to increase, she encouraged everyone to shop and dine locally.

Trustee McAndrews reported on the following:

1. She advised that the Palmer Avenue Streetscape Project is down to fine-tuning the construction bid documents and meeting final requirements that are necessary for the New York State Department of Transportation.

Trustee Ward reported on the following:

1. The Coastal Zone Management Commission has openings for new members. Anyone interested in serving is asked to contact Mayor Mandell. He noted that the Commission is responsible for reviewing environmental laws and regulations that govern construction activities and their impact on Long Island Sound.

On motion of Trustee McAndrews, seconded by Trustee Ward, and unanimously carried, it was:

RESOLVED, to authorize Mayor Mandell to execute the TraCS agreement between the County of Westchester and the Village of Larchmont.

RESOLUTION

Auth. Mayor to sign
TraCS agreement with
Westchester County

Mayor Mandell next opened the discussion on recreation fees, primarily for 2011 tennis, day camp, and field usage.

Mayor Mandell stated that the Board has agreed to hold all field usage fees flat for the Fall 2011 season.

On motion of Trustee Eney, seconded by Trustee McAndrews, and unanimously carried, it was:

RESOLVED, to adopt the following rates for tennis permit fees for the 2011 tennis season:

RESOLUTION

Recreation Fees – 2011
Tennis Permits
Flint Park Day Camp
Field Usage

Junior Permit (age 16 or under) - \$75.00

Resident adults - \$150

Non-resident adults - \$300

Regarding the Day Camp, Mayor Mandell stated that, historically, the camp has been partially subsidized by the Village of Larchmont. Westchester County regulations have grown, and they now require adequate rainy day space for campers. Last year, the Hommocks School was closed for construction, and the camp was downsized dramatically due to the reduction in rainy day space available. He said that the Village lost \$46,000 of surplus last year because of the reduction.

The Village has been able to negotiate a private agreement with a property owner for rainy day space this year so that children entering Grades 4-6 in the fall will again be eligible to attend the camp.

Following further discussion, on motion of Trustee Eney, seconded by Trustee Ward, and unanimously carried, it was:

RESOLVED, to adopt the following rates for the 2011 Flint Park Day Camp:

For the 9:00 AM to 1:00 PM Camp - \$580 (Grade 1 only)

For the 9:00 AM to 3:00 PM Camp - \$870 (Grades 2-6)

Mayor Mandell noted that both of these rates equate to \$5.00 per hour.

On motion of Trustee McAndrews, seconded by Trustee Eney, and unanimously carried, it was:

RESOLUTION

**County Estates, LLC
Tax Certiorari
Settlement for 1880
Palmer Avenue**

RESOLVED, to approve a tax certiorari settlement between the Village of Larchmont and County Estates, LLC, 1880 Palmer Avenue, for the years 2004-2010, in the amount of \$89,351.30.

On motion of Trustee Ward, seconded by Trustee McAndrews, and unanimously carried, it was:

RESOLUTION

**Howell Associates,
LLC
Tax Certiorari
Settlement for 128-44
Chatsworth Avenue**

RESOLVED, to approve a tax certiorari settlement between the Village of Larchmont and Howell Associates, LLC, 128-144 Chatsworth Avenue, for the years 2004-2010, in the amount of \$65,510.75.

On motion of Trustee Eney, seconded by Trustee McAndrews, and unanimously carried, it was:

RESOLUTION

**Chatsworth CVS,
LLC
Tax Certiorari
Settlement for 21-25
Chatsworth Avenue**

RESOLVED, to approve a tax certiorari settlement between the Village of Larchmont and Chatsworth CVS, LLC, 21-25 Chatsworth Avenue, for the years 2004-2010, in the amount of \$5,282.88.

On motion of Mayor Mandell, seconded by Trustee Ward, and unanimously carried, it was:

RESOLUTION

**Auth. issuance of
bond for Village cost
of new Sanitation
facility construction**

RESOLVED, to authorize the issuance of a bond for the Village's share of the cost of the construction of a sanitation facility for the Larchmont-Mamaroneck Garbage Disposal Commission, in and for the Village of Larchmont, Westchester County, New York, at a maximum estimated cost of \$300,000.

The vote on the above resolution was as follows:

Ayes: Mayor Mandell, Trustee Ward, Trustee McAndrews, Trustee Eney

Nays: None

On motion of Trustee McAndrews, seconded by Trustee Eney, and unanimously carried, it was:

RESOLVED, to approve the retroactive request of Nancy Pagliaro, Court Clerk, to attend the Court Clerk's Training School on February 21-22, 2011, at a cost under \$200.

RESOLUTION

**Pagliaro, N.
Approval to attend
Court Clerk's
Training School**

On motion of Trustee Eney, seconded by Trustee McAndrews, and unanimously carried, it was:

RESOLVED, that Abstract Audited Voucher No. 11, dated February 28, 2011, in the amount of \$249,486.97, per copies filed with the Clerk, be paid, subject to confirmation and approval by Trustee Eney.

On motion of Trustee Eney, seconded by Trustee Ward, and unanimously carried, the meeting was adjourned at 7:30 PM.