

Minutes of the Regular Meeting
of the Board of Trustees of the
Village of Larchmont, New York,
held on **MONDAY, AUGUST 13, 2012**

PRESENT: Mayor Anne H. McAndrews
Trustees John Komar
Marlene Kolbert
Peter Fanelli

ABSENT: Trustee Lorraine Walsh

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

Mayor McAndrews called the meeting to order at 7:45 PM, and welcomed those present.

On motion of Trustee Komar, seconded by Trustee Fanelli, and unanimously carried, it was:

RESOLVED, to approve the appointment of Richard Metzner as a member of the Planning Board, for a term to expire on April 30, 2015.

RESOLVED
Metzner, R.
Planning Board

On motion of Trustee Fanelli, seconded by Trustee Komar, and unanimously carried, it was:

RESOLVED, to approve the reappointment of Peter Gaito as Chair of the Planning Board, for a term to expire on April 30, 2015.

RESOLUTION
Gaito, P.
Reappoint as Chair
Planning Board

On motion of Trustee Komar, seconded by Trustee Kolbert, and unanimously carried, it was:

RESOLVED, to approve the appointment of Elaine Kellogg as a member of the Traffic Commission, for a term to expire on June 30, 2015.

RESOLUTION
Kellogg, E.
Traffic Commission

On motion of Trustee Komar, seconded by Trustee Fanelli, and unanimously carried, it was:

RESOLVED, to ratify the appointment of Joseph Zuber as a member of the Planning Board, for a term to expire on April 30, 2015.

RESOLUTION
Zuber, J.
Planning Board

Fire Captain John Caparelli next addressed the Board and provided them with an update on their recent activities:

Fire Captain's Report

1. Since the beginning of the year, the Fire Department has responded to 525 calls.
2. The Department has completed 106 fire inspections of commercial businesses in the Village, along with three residential safety inspections. The Fire Department offers homeowners the opportunity to have their houses inspected free of charge.
3. On July 14, the Department responded to a fire call at 147 Chatsworth Avenue for spontaneous combustion. Minimal damage occurred at the restaurant.
4. The Department has had two drills with the Town of Mamaroneck Fire Department, one for high risk occupancy buildings and one for extrication.

5. Through the Terry Farrell Foundation, the Village of Larchmont was able to obtain a donated fire boat. It will be known as Marine 34 and will be available for use if significant flooding occurs again in the Village. The Foundation donated this boat to the Village in return for surplus equipment the Village donated to the Foundation.

6. Captain Caparelli was able to obtain six Scott Air Packs through the Rye Fire Department at no cost to the Village.

7. The Department has filed two grants recently, one for new turnout gear and another one for staffing.

8. The three new career firefighters have graduated the academy and are now undergoing training in fire headquarters. Firefighter Rosenberg has completed his EMT training. The others are undergoing Code Enforcement Officer training as well as EMT training.

9. Two new volunteer firefighters have been added to the roster, which now totals 33 volunteers. Nineteen of those individuals are interior firefighters.

Trustee Reports

Trustee Fanelli reported on the following:

1. He reminded tennis players that a permit was needed to play on the Flint Park Tennis Courts. He also cautioned players not to play when the courts were wet.

2. Big Trucks Day and the Larchmont Arts Festival will be held on September 29, 2012, at 10:00 AM and 1:00 PM, respectively.

Trustee Kolbert reported on the following:

1. The Village will be honoring Shah and Minu Prashant, current owners of Futterman's Stationery, for their 25 years of business in the Village. While Futterman's has been in existence for more than 25 years, Mr. and Mrs. Prashant have owned and operated the business since 1987. Mayor McAndrews will be presenting them with an award on August 15 at 10:00 AM in recognition of this milestone anniversary.

Mayor's Announcement

Mayor McAndrews reported on the following:

1. The next regular meeting of the Board of Trustees will be held on Wednesday, September 5, 2012.

On motion of Trustee Kolbert, seconded by Trustee Komar, and unanimously carried, it was:

RESOLUTION
Authorize Mayor and
Village Clerk to
attend NYCOM Fall
Training School
9/10-9/12/12

RESOLVED, to authorize Mayor McAndrews and Clerk Finn to attend the NYCOM Fall Training School in Lake Placid, New York, from September 10-12, 2012.

On motion of Trustee Komar, seconded by Trustee Fanelli, and unanimously carried, it was:

RESOLUTION
Set P.H. for 9/5/12
Water Rate Increase

RESOLVED, to schedule a Public Hearing for Wednesday, September 5 at 8:00 PM to consider a water rate increase for the Village of Larchmont.

On motion of Trustee Fanelli, seconded by Trustee Komar, and unanimously carried, it was:

RESOLVED, to schedule a Public Hearing for Wednesday, September 5 at 8:15 PM to consider and take public comment on assessment and apportionment of costs to adjacent property owners for the Palmer Avenue Streetscape Improvements Project.

Mayor McAndrews encouraged everyone to participate in the Town of Mamaroneck’s survey on what they would like to see for the Town of Mamaroneck in the future. The survey may be done online at www.townofmamaroneck.org. If property owners would prefer a paper copy, they should contact the Supervisor’s Office at 381-7805.

Mayor McAndrews announced that letters will be sent to all corner property owners whose shrubbery and/or other vegetation is overgrown and blocking the sight lines as established in the Village Code. The Village will be asking for voluntary compliance in this letter. If no action is taken by the property owner, the letter may be followed up with additional letters and/or a violation notice.

Theresa Vozza and Carolyn Lee of the Mamaroneck Schools Foundation next appeared to present their plans for the Junior Triathlon to be held on September 22, 2012 from 6:00 AM to 11:00 AM.

Ms. Vozza discussed the plans for the event with the Board, stating that the run portion of the Triathlon will take place in the Village of Larchmont. Road closures would begin at 7:30 AM and would re-open at approximately 10:30 AM. She assured the Board that the Mamaroneck Schools Foundation would pay for any police overtime incurred.

Ms. Vozza added that over 200 volunteers have been enlisted to help with this event, and Trustee Fanelli offered to try and get additional assistance from the volunteer members of the Larchmont Fire Department.

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

RESOLVED, to approve the request of the Mamaroneck Schools Foundation to host the run portion of the Junior Triathlon in the Village of Larchmont on September 22, 2012, with the understanding that any overtime incurred by Village of Larchmont personnel will be paid for by the Mamaroneck Schools Foundation.

Doug Sands of Green Mountain Energy Group next appeared to request a solicitation permit to offer his company’s renewable energy service to the residents and businesses in the Village of Larchmont.

Mr. Sands stated that Green Mountain Energy Group has been in operation since 1997.

Mr. Sands stated that instead of soliciting door-to-door, they would like permission to stand outside of business establishments they have partnered with in the Village to solicit interest from passersby. Currently, they have partnered with Longford’s Ice Cream on Palmer Avenue, and are attempting to partner with other businesses in the community as well. They will not use a table to conduct their business.

Following a brief discussion on the time limits for Green Mountain Energy Group to conduct their business, on motion of Trustee Kolbert, seconded by Trustee Komar, and unanimously carried, it was:

RESOLUTION
Set P.H. for 9/5/12
Palmer Avenue
Streetscape
Improvements
Project – Property
Owners’
Assessments

Intersection
Vegetation Violation
Notices

RESOLUTION
Approve request of
Mamaroneck
Schools Foundation
Junior Triathlon –
9/22/12

RESOLVED

Approve request of Green Mountain Energy Group for solicitation permit through 2/28/13

RESOLVED, to approve the request of Green Mountain Energy Group to solicit their renewable energy business in the Village of Larchmont's business district during the storefronts' regular business hours, with said solicitation permit to expire on February 28, 2013.

On motion of Trustee Fanelli, seconded by Trustee Komar, and unanimously carried, it was:

RESOLUTION

Chamber of Commerce – Approve Sidewalk Sales – 9/6-9/8/12

RESOLVED, to approve the request of the Chamber of Commerce to hold Sidewalk Sale Days on September 6-8, 2012.

On motion of Trustee Kolbert, seconded by Trustee Komar, and unanimously carried, the public discussion on the 2013 parking permit rates was opened.

The Board discussed the projected slight increase in rates for the 2013 parking year, which were as follows:

Metered Permits – Railroad Station

- Village of Larchmont Resident - \$55
- Village of Larchmont Merchant - \$55
- Town of Mamaroneck - \$180
- Out of Town - \$530

Combined Permits (Includes up-front annual meter costs)

- Village of Larchmont - \$675
- Town of Mamaroneck - \$1,300
- Out of Town - \$1,650

Non-Metered Permits

Railroad Station – Residents Only

- \$825 day/night annual
- \$675 day annual
- \$350 day semi-annual

All other lots – Daytime Permits

- \$600 day/night annual
- \$450 day annual
- \$250 day semi-annual

Night Permits

- \$225 annual
- \$150 semi-annual
- \$25 Resident Senior Permits*
- \$25 Resident Emergency Services Permit*

* = *Fee waived if daytime annual permit is purchased.*

Saturdays and Nights

- \$300/year (valid Saturday days and all nights)

Temporary Parking

- \$5.00 (for each 12-hour period)

Replacement Permit

- \$40.00 (without old sticker)
- \$10.00 (with old sticker)

On motion of Trustee Komar, seconded by Trustee Fanelli, and unanimously carried, it was:

RESOLVED, to approve the rates for 2013 Parking Permits as listed above.

Mayor McAndrews next discussed the Palmer Avenue Streetscape Improvements Project and explained the grant and bid processes that have taken place to date. The bids were opened on June 28, 2012, with 13 contractors submitting bids for the project.

On motion of Trustee Fanelli, seconded by Trustee Kolbert, and unanimously carried, it was:

RESOLVED, that the Board hereby finds that the project entitled “Palmer Avenue Business District Streetscape Improvements Project” will not cause any significant adverse impact on the environment and further authorizes Mayor McAndrews to execute the necessary Environmental Assessment Form for said project.

On motion of Trustee Fanelli, seconded by Trustee Komar, and unanimously carried, it was:

RESOLVED, to accept the low bid from DiMarino Bros. Contracting, Inc., Mt. Vernon, New York, in the amount of \$1,266,585.16 for the Palmer Avenue Business District Streetscape Improvements Project.

Mayor McAndrews indicated that a pre-construction meeting will be held within the next week. It is hoped that the groundbreaking for this project will take place between now and Labor Day, and that the businesses and residents in the project area will be minimally impacted during the construction.

Syrette Dym and Frank Grant, 52 Wendt Avenue, next addressed the Board concerning the constant litter and debris they remove from in front of their home and the neighboring Village parking lots on a regular basis.

Ms. Dym began by congratulating the Board on the implementation of the Palmer Streetscape project. The project is important for the healthy maintenance of the business district.

She said, however, that the Village must consider ways to stop people from littering on Wendt Avenue and in the neighboring municipal parking lots. Ms. Dym and Mr. Grant have become the personal “clean-up crew” in that area as litter and debris, primarily food containers, are dropped on the ground instead of being placed into trash cans.

Mr. Grant stated that he personally has picked up and returned 50 used cups to various stores in the area over recent days.

Mayor McAndrews thanked Ms. Dym and Mr. Grant for their comments this evening. She said that she would work with the Board in developing an anti-litter campaign, similar to the one done years ago in the Village.

Mayor McAndrews opened the discussion on the scope of work proposal submitted by Woodard and Curran in relation to the Pine Brook Drainage Improvements.

Mayor McAndrews said that in 2008, the Village had a series of studies done by Dvirka & Bartilucci Engineers on this subject. Their study began at Beechmont Lake in New Rochelle, which they thought might be a usable source to alleviate flooding issues in the Pine Brook area of

RESOLUTION
Approve Parking
Permit rates for
2013

RESOLUTION
Palmer Ave.
Business District
Streetscape
Improvements
Project – Negative
Declaration

RESOLUTION
DiMarino Bros.
Contracting –
Accept bid for
Palmer Avenue
Business District
Streetscape
Improvements
Project

Litter in Wendt
Avenue Parking
Lots

Larchmont. This proposal did receive favorable consideration from Westchester County for potential grant funding at that time.

During former Mayor Mandell’s administration, Westchester County came back with a grant offering of \$2.3 million, with the Village of Larchmont contributing the remaining 50 percent to the project. The Board decided to have another engineering firm look at the proposal and determine if the projected rates in 2008 would be effective in 2012.

In July, 2012, she sat down with Woodard and Curran Engineering and reviewed the prospective project in detail. She added that the City of New Rochelle just had significant work done to create a retention structure underground at City Field.

Woodard and Curran has submitted a proposal of \$9,100 to answer feasibility questions brought up by the County and to determine how the new retention structure in New Rochelle will impact the project as it is currently proposed.

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

RESOLUTION

Accept proposal from Woodard and Curran Pine Brook Drainage Project

RESOLVED, to accept the proposal from Woodard and Curran, in the amount of \$9,100, to perform the abovementioned work associated with the Pine Brook Drainage Project, pending review and advice of counsel.

William Zalenka, a resident of Pheasant Run, approached the Board and requested a copy of the study done by Dvirka and Bartilucci to see if there is a determination as to how much water will be directed into the Premium River under this project. Mayor McAndrews said she would provide Mr. Zalenka with a copy of the study for his review.

Regarding the Palmer Avenue Streetscape Improvement Project, on motion of Trustee Komar, seconded by Trustee Fanelli, and unanimously carried, it was:

RESOLUTION

Accept proposal from IQ Landscape Architects – Palmer Avenue Streetscape Improvement Project

RESOLVED, to accept the proposal from IQ Landscape Architects, in an amount not to exceed \$25,000, for continued service to clarify design intent and answer questions in connection with their work on the Palmer Avenue Streetscape Improvement Project.

Mayor McAndrews announced that the matter regarding Metro-North and renewal of their lease agreement with the Village of Larchmont would be tabled this evening and discussed at a future meeting of the Board.

On motion of Trustee Kolbert, seconded by Trustee Komar, and unanimously carried, the minutes of the meeting of July 9, 2012 were approved.

On motion of Trustee Kolbert, seconded by Trustee Komar, and unanimously carried, the minutes of the July 19, 2012 work session were approved.

On motion of Trustee Komar, seconded by Trustee Kolbert, and unanimously carried, it was

RESOLVED, that Abstract Audited Voucher No. 4, dated August 13, 2012, in the amount of \$82,067.72, per copies filed with the Clerk, be paid, subject to confirmation and approval by Trustee Walsh.

On motion of Trustee Komar, seconded by Trustee Kolbert, and unanimously carried, the meeting was adjourned at 9:30 PM.