

Minutes of Regular Meeting of
the Board of Trustees of the Village
of Larchmont, held on
Monday, October 21, 2013

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

ABSENT: None

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

Mayor McAndrews welcomed all in attendance and called the meeting to order
at 7:56 PM.

Chief Poleway gave the following report.

1. This coming Saturday, October 26th, in the lobby at Village Hall, residents can bring expired or unused prescription medication for disposal. This is a program sponsored by the DEA. The Chief thanked Trustee Kolbert and Janet Buchbinder for their efforts with this program. For more information go to www.dea.gov.
2. Next Chief Poleway talked about the Distracted Driver Law. Anyone caught using a cellular device while driving will be subjected to a \$150 fine and five points on their license.
3. October 31st is Halloween. The Chief asked that everyone drive safely and watch out for Trick or Treaters. He added that parents should try to avoid dark costumes and bring the children around in groups which is easier for motorists to spot.
4. Chief Poleway reminded everybody about the Village's Anti-Idling Law. He requested voluntary compliance but added violators will be prosecuted.
5. "See something, say something". The Chief said it is important that everyone be vigilant and if you see suspicious activity to report it. Residents may call 1-866-SAFENY or the Larchmont Police Department at 834-1000.
6. Chief Poleway then introduced Officer Riccardo Martinez who was hired by the Police Department on September 16th. Officer Martinez came from the Mt. Vernon Police Department and prior to that was in the U.S. Navy. The Chief then introduced Officer Martinez's family members who were at the meeting. He thanked them for being in attendance and for their support.

Next Mayor McAndrews administered the Oath of Office to Officer Martinez.

The Mayor thanked the Chief for his report.

Captain Caparelli made the following report.

1. 673 Alarms to date and fire Inspections are progressing on schedule
2. The Captain and Lt. Martyn will be attending a training session on October 22nd, in conjunction with the Westchester County Hazmat

Police Chief's Report

Oath of Office
Martinez, R.
Police Dept.

Fire Captain's
Report

3. Squads for the new Sirius Multi Gas detectors now carried by the squads for hazmat responses.
4. The career staff will be attending the annual FDNY Mutual Aid drill at Randal's Island on Friday, October 25, 2013. This drill is conducted with the other 11 career departments throughout the county to familiarize themselves with the operational tactics and radio communications used by the FDNY in the event an incident occurs where the Department would have to respond or receive a response from the FDNY.
5. The volunteer staff has one new member pending Board approval at next month's Board meeting and two new explorer post members. Membership has been steadily increasing and the Captain thanked those residents who volunteered and participated in the membership drive.
6. The annual Ragamuffin Parade was conducted this past Saturday. There was a large turnout by both village residents and local politicians. Everyone enjoyed themselves and the Captain thanked the volunteer firefighters and village officials who helped make it a huge success.
7. The Fire Department's Annual Inspection Dinner is scheduled for November 7, 2013 at the Larchmont Yacht Club. Inspection will be at 6:30 pm sharp in front of Village Hall with dinner immediately following at the Yacht Club. The Captain requested everyone save the date.
8. Fire Prevention week was concluded with many schools and residents visiting the fire house for fire prevention talks and demonstrations. Captain Caparelli remind all in attendance to be prepared in the event of a fire in their home by checking the batteries in smoke detectors and c/o detectors. Also have an escape plan and schedule regular escape drills with small children. With the cold weather approaching, it is important to maintain heating equipment and properly dispose fireplace ash.
9. On November 9, 2013 at 12 pm at the Mamaroneck High School Football field the 2nd Annual Battle of the Badges football game and BBQ will be held to benefit the Wounded Warrior Project. The Larchmont Fire and Police will be playing the NYS Police in a much anticipated flag football game. Please make every effort to attend.
10. All apparatus are in service and all equipment is operational.

Mayor McAndrews thanked Captain Caparelli for his report.

The Mayor asked if there was anyone who would like to speak to the Board on a non-agenda item.

Maureen Morris of 1956 Palmer Avenue asked the Board about the tree removal going on Palmer Avenue today. Mayor McAndrews explained what was being removed were stumps left after the Palmer Avenue Streetscape Project was halted.

Trustee Walsh added in place of the stumps, the Village will be placing decorative planters to improve the appearance of the area. When the project resumes, each tree to be planted will be chosen so it will be able to flourish in a street environment.

Rowland, F.
Down to Earth
Markets

Next to address the Board was Frankie Rowland of Down to Earth Markets, the company that operates the Farmer's Market on Saturday's at the train station. Ms. Rowland was in attendance to ask the Board to allow the Farmer's Market to begin two weeks earlier than they currently do. Mayor McAndrews asked Attorney Feldman if the current agreement needed to be altered. Attorney Feldman replied if the Board had no objections to Ms. Rowland's proposal she

would draft an amendment to the Village's current agreement with Down to Earth Markets.

The Mayor stated to Ms. Rowland that the Village Attorney's office would be in contact with her and thanked her for coming to the meeting.

Mayor McAndrews said that since the last meeting Village Clerk, Eileen Finn had retired. The Mayor added that with Ms. Finn's retirement there was an opportunity for the Village to review its operations. She then introduced Jerry Faiella of GJF Management Services LLC. Mr. Faiella is the former Supervisor of the Town of New Castle and has over thirty three years of public sector experience. Mayor McAndrews stated that Larchmont and the Village of Tuckahoe are the only two communities in Westchester that do not have a professional administrator.

Faiella, J.
GJF Management Services

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

RESOLVED, to enter into agreement with GJF Management Services LLC to conduct a management study and analysis concerning appointing a chief administrative officer, subject to modifications by Village Counsel.

RESOLUTION
Enter into agreement with GJF Management Services, LLC for management study

Sam Lieber of 2 Beach Avenue was next to address the Board. Mr. Lieber was seeking Board approval to gain access across Dog Beach to repair his seawall that was damaged by Hurricane Sandy.

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

RESOLVED, to enter into agreement with Sam Lieber granting him access across Dog Beach for repair of his seawall, subject to modifications by Village Counsel.

RESOLUTION
Enter into agreement with Lieber, S. for access across Dog Beach to repair seawall

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

RESOLVED, to declare October 20th-26th, 2013, "Freedom from Workplace Bullies Week" in the Village of Larchmont.

RESOLUTION
Freedom from Workplace Bullies week, 10/20-10/26

Next to speak to the Board was Bill Balter of Wilder/Balter. Mr. Balter is seeking easement agreements for emergency and public access for what is commonly known as the "Esposito Project" on Palmer Avenue. This project will be part of the Westchester County Fair Housing Settlement. Mr. Balter said the initial phase project will begin around December 1st, breaking rock near Jack's Automotive which may take up to two to three months. Once that phase is done, construction will start with an estimate of sixteen to twenty months for completion.

Balter, B.
Wilder/Balter

Mayor McAndrews question the method being used for breaking the rock since it will be done near a gas station that has underground tanks. Mr. Balter replied that since they will be hammering the rock the risk is minimal and they will abide by local code for the hours the hammering may be done.

Attorney Feldman added that emergency services were consulted on these agreements and they met with their approval.

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

RESOLVED, to authorize the Mayor to enter into agreement with Wilder/Balter for public and emergency access easements for what is commonly known as the Esposito Project on Palmer Avenue.

RESOLUTION
Auth. Mayor to enter into agreement with Wilder/Balter for easements Palmer Ave-Esposito Project

RESOLUTION

Enter into agreement with New Rochelle Humane Soc. & Town of Mam'k, dog sheltering services

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

RESOLVED, to enter into agreement with the New Rochelle Humane Society and the Town of Mamaroneck for dog sheltering services, subject to modification by Village Counsel.

Mayor's announcements

Mayor McAndrews made the following announcements.

1. Condolences to the families of Joan Faulkner, John Py and Donald Manion on their passings.
2. Thanks to the Town of Mamaroneck Police and Fire Departments for their coverage during the services for John Py.
3. LMC-TV will be offering classes in Basic Photoshop 6, Final Cut Pro7 Editing-Beginner and Intermediate. Go online at www.lmcce.org to register.
4. Parking permits will go on sale for Village residents on November 6th and for all others November 7th. If not purchased by December 20th, late fees will be incurred. Reminder postcards and e-mails have been sent. Applications will be available on the Village website and outside the Clerk's Office beginning October 28th.
5. Residents who receive the Basic STAR Exemption need to re-register with the New York State Tax Department. Information will be posted on the Village's website.
6. Election Day is November 5th. Everyone should vote in their normal polling place.
7. Work sessions; Sale of Village vehicles

RESOLUTION

Glover, L.
Member, Comm.
on the Environment

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

RESOLVED, to appoint Lisa Glover as a member of the Committee on the Environment.

Trustee Reports

Trustee Walsh made the following report.

1. The Willow Park Improvement Project is moving along with the playground equipment to be delivered this week and installation of the equipment should be next week. The brick paver pathway may have to wait till spring to be installed.
2. Tree stumps left from the streetscape project are being removed. Decorative pots will be put in their place and will remain until the project resumes.

Trustee Kolbert gave the following report.

1. Condolences to the children of Joan Faulkner. Mrs. Faulkner was very active in the community for many years, especially as Chair of the Library Board of Trustees.
2. Library Programs:
 - a) Karen Greenberg, Director for the Center of National Security at Fordham University will be speaking on October 27th.
 - b) On November 10th, author and former New York Yankee P.R. Director, Marty Appel will talk about baseball.
 - c) Friends of the Library in conjunction with Committee on the Environment will screen "Gasland 2" on December 8th at 2:00 PM. At 4:00 PM, Paul Gallay, the Hudson Riverkeeper, will moderate a discussion.

- d. Frank Connolly will be reading selections of Edgar Allen Poe on October 28th. Bring expired or unused prescriptions to the lobby in Village Hall for "Drug Giveback Day" on October 26th from 10:00 AM to 2:00 PM.
3. With leaves falling, residents should speak to their gardener's about 'leaving leaves' on their lawn. Leaves, turned into mulch, are excellent in protecting lawns and flower beds during winter.
4. The 2013 Annual Library Report is now available.

Trustee Komar gave the following report.

1. Congratulations to new Police Officer, Riccardo Martinez on his joining the Police Department.
2. Condolences to the family of volunteer firefighter John Py on his passing.

Trustee Fanelli made the following report.

1. The previous monthly report was submitted August 18th. Since that time the DPW has completed cleaning all 76 of the garbage and recycling barrels in the Parks and Business area. Leaf collection has started and landscape maintenance continues in all parks and traffic islands.
2. Construction of the Willow Park Playground has started with removal of the toys and sand along with the construction of a retaining wall. We anticipate the delivery of the new play equipment this week and the installation of the new equipment in the following weeks.
3. With guidance from the Village Arborist, 9 ailing Village trees have been removed from Village property and 20 trees have been trimmed of dead wood. 8 Stumps have been ground down, and have been top-soiled and seeded.
4. 26 street lights and 2 traffic lights were reported as not functioning and were repaired. 3 additional street lights await attention from Con Edison crews.
5. 1400 tons of asphalt has been installed on 6 streets in the Village and was coordinated through an inter-municipal agreement with New Rochelle, The Town and Village of Mamaroneck, Pelham, and the Village of Larchmont.
6. 2 water leaks were repaired and the Annual Sanitary Sewer Survey for the Westchester County Department of Environmental Facilities has been completed.
7. At the Larchmont Reservoir, The Garden Club has harvested a total of 155 pounds of vegetables this year. These fresh vegetables were enjoyed by local food pantries. The Town crews continue to clear and maintain trails around the property. Work has begun repairing the utility poles and electric wires that were damaged during Hurricane Sandy.
8. Thanks to the Recreation Committee, the Committee on the Arts, the Fire Department, Public Works and the Library for all their efforts on the Ragamuffin Parade, the Arts Festival and Big Trucks Day.

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

RESOLVED, to approve the minutes of the regular meeting held on August 12, 2013.

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

RESOLVED, to approve the minutes of the work session held on August 29, 2013.

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

RESOLVED, to approve the minutes of the regular meeting held on September 9, 2013.

Next Attorney Feldman presented three tax certioraris for the Board's approval. Mar-Liv LLC, 150 Larchmont Avenue LLC and Yogi Realty.

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

RESOLUTION

Accept tax certiorari settlement with Mar-Liv, 1899 & 1895 Palmer Ave

RESOLVED, to accept the tax certiorari settlement with Mar-Liv LLC for 1899 and 1895 Palmer Avenue, for the assessment years 2011-2013 in the amount of \$9,610.10.

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

RESOLUTION

Accept tax certiorari settlement with 150 Larchmont Avenue 148-150 Larchmont Ave

RESOLVED, to accept the tax certiorari settlement with 150 Larchmont Avenue LLC, for 148-150 Larchmont Avenue, for the assessment years 2012-2013 in the amount of \$5,743.50.

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

RESOLUTION

Accept tax certiorari settlement with Yogi Realty 1906 Palmer Ave.

RESOLVED, to accept the tax certiorari settlement with Yogi Realty, for 1906 Palmer Avenue, for the assessment years 2009-2013 in the amount of \$4,193.26.

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

RESOLVED, that Abstract Audit Voucher No. 4, dated October 21, 2013, in the amount of \$319,118.07, per copies filed with the Clerk, be paid, subject to confirmation and approval by Trustee Walsh.

Treasurer Bruccinani next addressed the Board. He asked the Board to authorize the transfer of funds in the amount of \$5,000.00 from the Pine Brook Park Renovation Trust fund to the Willow/Woodbine Park Playground Trust Fund. He stated that these monies were not needed to complete the Pine Brook Park Renovation Project.

RESOLUTION

Auth. Treasurer to transfer \$5,000 from Pine Brook Park fund to Willow/Woodbine Park fund

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

RESOLVED, to authorize the Treasurer to transfer funds in the amount of \$5,000.00 from the Pine Brook Park Playground Renovation Trust Fund to the Willow/Woodbine Playground Renovation Trust Fund.

Treasurer Bruccinani asked the Board authorize a Bond Resolution to borrow funds to purchase accounting software up to \$175,000.00.

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

RESOLVED, that the Board authorizes the Treasurer to borrow the necessary funds, to purchase of accounting software in the amount up to \$175, 000.00.

The vote on the above resolution was a follows:

AYES: Mayor McAndrews, Trustee Walsh, Trustee Fanelli, Trustee Kolbert, Trustee Komar.

NAYS: None

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

RESOLVED, to authorize the Treasurer to enter into a five year agreement with O'Connor Davies, LLP, for the fiscal year 2012-13 thru fiscal year 2016-17 at a cost of \$41, 700.00 per annum for auditing services, authorization subject to modification by Village Council.

On motion of Trustee Kolbert, seconded by Trustee Walsh, and unanimously carried, the meeting was adjourned at 9:38 PM.

RESOLUTION

Auth. Treasurer to issue a bond in the amount of \$175,000 for the purchase of accounting software

RESOLUTION

Auth. Treasurer to enter into agreement with O'Connor Davies for auditing services fiscal years 2012-2013 2016-2017