

Minutes of the Meeting of the Board  
of Trustees of the Village of Larchmont,  
New York, held on **MONDAY,**  
**APRIL 16, 2012**

**PRESENT:** Mayor Anne McAndrews  
Deputy Mayor John Komar  
Trustee Marlene Kolbert  
Lorraine Walsh  
Peter Fanelli

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

Mayor McAndrews called the meeting to order at 7:35 PM and welcomed those present.

Fire Captain John Caparelli addressed the Board and reported on the following:

Fire Captain's Report

1. The Fire Department has responded to 240 alarms to date. No serious incidents have occurred since his report at the April 2 meeting.
2. The Department has completed 48 fire inspections since March 1, 2012.
3. The Department has not received any complaints about brown water due to hydrant flushing this month.
4. The new firefighters recently hired by the Village are now beginning their third week of training, and they are progressing well.
5. He will be meeting with Lieutenant Ed Volpe, Town of Mamaroneck Fire Department, to schedule a drill that will familiarize both Village and Town firefighters with high risk occupancy buildings in the Village. A similar drill will be performed at a later date for buildings in the Town of Mamaroneck.
6. He announced that John Pomponio and Sean O'Brien were elected Lieutenants for the volunteer division of the Fire Department. Mayor McAndrews administered the Oath of Office to Lt. Pomponio. Lt. O'Brien was unable to attend this evening's meeting. The Board wished them both well in their new positions.

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

**RESOLVED,** to approve the appointment of Ruth Bradley and Elizabeth Poyet as members of the Environmental Committee.

**RESOLUTION**  
**Bradley, R.**  
**Poyet, E.**  
**Environmental Comm.**

Mayor McAndrews made the following announcements:

Mayor's Announcements

1. The Chatsworth Avenue School Carnival will be held on May 20, 2012, from 12:00 to 5:00 PM.
2. The Memorial Day Parade will be held on May 24, beginning at 7:00 PM. While this is a school vacation day, the parade must be held on this day as arrangements have been made to have servicemen in town for Fleet Week participate in the parade.

3. Mayor McAndrews announced that there will be improvements made by Metro-North to the Larchmont Railroad Station in the coming months. She will be meeting with Metro-North representatives on April 19 to learn more about this project.

4. The Board has received permission from New York State to proceed with the bidding process on the Palmer Avenue Streetscape Project.

5. LMC-TV will be offering summer filmmaking workshops. One will take place from July 9 through July 27. The second will be offered July 30-August 17.

6. Mayor McAndrews said that she will be attending a Summit meeting tomorrow morning on the Tappan Zee Bridge reconstruction project. LMC-TV will be taping this meeting.

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

**RESOLUTION**

Set P.H. – 5/14/12  
Amend Penalties in  
Vehicle and Traffic  
Law

**RESOLVED**, to schedule a Public Hearing for May 14, 2012, at approximately 7:30 PM, to consider a local law to amend the penalties for violations of Chapter 273 of the Vehicle and Traffic Law of the Village of Larchmont.

Brice Warner of Mercury Solar Systems next appeared to request a permit to conduct door-to-door solicitations to locate homeowners who might be interested in installing solar panels on their homes. Free home assessments would be performed, and then another representative would be sent to review details with the prospective purchasers.

Mr. Warner stated that they would like to canvass the Village on Mondays-Fridays between 3:00 PM and 7:00 PM, for three or four months.

The Board and Ms. Feldman discussed with Mr. Warner the regulations for door-to-door solicitations in the Village of Larchmont, and the permit fees. In response to a question posed by Trustee Walsh, Mr. Warner said that he would be the only person going door-to-door at this time.

Police Chief Poleway addressed the Board and expressed his dissenting views on door-to-door solicitation in the Village. He, however, stated that if the Board chose to approve the request, he would like the timeframe limited to 5:00 PM.

**RESOLUTION**

Warner, B.  
Mercury Solar Systems  
Door-to-Door  
Solicitation

A question arose regarding temporary identification tags for solicitors, and Chief Poleway stated that his department would prepare them, when necessary, and they would be handed out by the Clerk's Office when the official permit was obtained.

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

**RESOLVED**, to approve the request of Brice Warner, on behalf of Mercury Solar Systems, to allow him to solicit door-to-door in the Village of Larchmont on Mondays-Fridays from 1:00 PM to 5:00 PM, for the purpose of seeking homeowners wishing to install solar systems on their homes.

The vote on the above resolution was as follows:

**Ayes:** Mayor McAndrews, Trustee Kolbert, Trustee Fanelli, Trustee Walsh

**Nays:** Trustee Komar

Chief Poleway reported on the following:

1. Another residential burglary occurred on March 22, 2012. This crime fits the pattern of the other burglaries that have occurred since Thanksgiving weekend. He urged all residents to immediately notify the Police Department of suspicious activity.

2. He reminded the audience that April 23 will be “Share the Air” No Idling Day in the Village of Larchmont and several other Sound Shore communities. Trustee Kolbert thanked Chief Poleway and Police Lieutenant Tony Rigano for their assistance in this program.

4. The Drug Enforcement Agency (DEA) will be collecting unused drugs in the lobby of Village Hall on April 28, 2012.

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

**RESOLVED**, to approve the request of Community Markets to hold the 2012 Farmer’s Market in Lot #3 at the Larchmont Railroad Station, beginning May 26, 2012, and further authorizes Mayor McAndrews to enter into the necessary contract with Community Markets for this year’s market.

On motion of Trustee Komar, seconded by Trustee Walsh, and unanimously carried, the following resolution was adopted:

BE IT RESOLVED, that the Village of Larchmont hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees’ Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body:

**Police Chief’s Report**

**RESOLUTION**

Auth. Mayor to enter into agreement with Community Markets for Farmer’s Market 2012

**RESOLUTION**

N.Y.S. Retirement System Standard work days for elected and appointed officials

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (Hrs/Day)	Term Begins/Ends	Participates in Employer’s Time Keeping System (Y/N)	Days/Month (Based on Record of Activities)
<b>ELECTED OFFICIALS</b>							
None							
<b>APPOINTED OFFICIALS</b>							
Village Clerk	Eileen A. Finn	0435	3073162-4	7	04/02/2012-04/07/2014	Y	
Village Treasurer	Denis J. Brucciani	3341	4034976-3	7	04/02/2012-04/07/2014	Y	
Village Attorney	James Staudt	3649	3246473-7	6	04/02/2012-04/02/2013	N	14.2
Dep. Village Clerk	Brian E. Riley	1318	4155595-4	7	04/02/2012-04/02/2013	Y	
Sen. Account Clerk/Dep. Village Treasurer	Joanne J. Lanza	8969	1466038-5	7	04/02/2012-04/02/2013	Y	
Village Assessor	Daniel T. Whittemore	5915	35886050	7	04/02/2012-04/02/2013	N	4.26

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

**RESOLUTION**

Auth. replacement of lead water service line at 16 Monroe Avenue

**RESOLVED**, to approve the request of Drs. Maria Brown and Ravi Mehrotra to have the Village of Larchmont replace its portion of the lead water service line to their home at 16 Monroe Avenue, Larchmont.

On motion of Trustee Kolbert, seconded by Trustee Komar, and unanimously carried, the Board re-opened the Public Hearing in connection with the 2012-2013 Village Budget.

Mayor McAndrews stated that no changes have been made to the budget since the April 2 meeting. This budget calls for an increase in the tax rate of 1.8233%, which meets the New York State's requirement of a maximum 2% increase in the property tax levy.

Paul Silverman, Chair of the Finance and Budget Committee, appeared to support the adoption of this budget. He said the Board has made a fair and reasonable effort to maintain the economic climate of the Village, as well as its efficiencies. The Village has been fortunate to realize major savings due to employee contributions, along with the mild winter experienced 2012 which required the use of less roadway salt. However, he also noted that these savings have been counter-balanced by a lower tax base.

Mayor McAndrews thanked Mr. Silverman for his comments this evening, and the entire Finance and Budget Committee for their efforts on behalf of the Village.

Treasurer Brucciani also thanked the Board, the Finance and Budget Committee, the Department Heads, and former Mayor Joshua Mandell for their recommendations during the development of this budget. With pension costs increasing and sales tax receipts decreasing, he was pleased that the Board did not have to use money from the undesignated fund balance to reach this rate.

**RESOLUTION**

Adopt 2012-2013 Village Budget

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

**RESOLVED**, to adopt the 2012-2013 budget for the Village of Larchmont, with a tax rate increase of 1.8233%.

Mr. David Sessions of Kellard Sessions next appeared to resubmit an application for a circular driveway for the Mason residence at 23 Willow Avenue. Mr. Joshua Mason was also in attendance at this meeting.

Sessions, D.  
Kellard Sessions –  
Proposed circular  
driveway at 23 Willow  
Avenue

Mayor McAndrews noted that Mr. Sessions appeared before the Board on February 13 with this application and was denied.

Mr. Sessions explained that since then, the resident at 27 Willow Avenue has expressed his support of this application and, therefore, he wanted to re-present the application to the Board one more time.

Mr. Sessions outlined the history of this proposal, stating that the Masons approached the land use boards and received approval for an addition to their house approximately one year ago. At that time, they also spoke to the Planning Board about a circular driveway there. He noted that the first set of plans submitted to the Planning Board did not include the circular driveway, but subsequent plans submitted to them did include it.

He stated that from safety and aesthetic standpoints, a circular driveway at this home would clearly benefit both the homeowners and the neighboring residents. The Masons have to back out of their driveway. There are two trees that exist to the west of the property and the curb cut is in the middle of those trees. The circular driveway, as proposed, would align the driveway with the Larchmont Temple property.

Following instructions of the Village staff, Mr. Sessions indicated that he appeared before the Traffic Commission to discuss the technical merits from a safety standpoint and received approval from the Commission. They then returned to the Planning Board, who, in turn, reviewed and commented on stormwater issues associated with their revised plans. Once their concerns were satisfied, their approval was issued. They then sought Village Board approval, which they were led to believe would be “rubber stamped” as they had satisfied the concerns of the other Commissions/Boards.

Mr. Mason stated that they bought the house approximately two years ago and undertook a painstaking process to improve it by adding on to the back of the house and to the existing driveway. These improvements did not require variances.

The street has turned out to be a busier street than expected. The proposed circular driveway, in his opinion, is a much safer prospect than having to back out onto a busy street.

Trustee Komar questioned whether the alternatives that were suggested to his architect at previous meetings were considered, especially the idea of having a hammerhead driveway. He noted the Village Board had concerns about adding an additional curb cut in that area. Mr. Sessions replied that a hammerhead is an aesthetic and safety issue two-fold. An offset problem with the Larchmont Temple’s driveway still exists when backing out of the Masons’ driveway with one ingress and egress.

Trustee Walsh asked whether this level of plan was presented to the Planning Board. Mr. Sessions stated that they did add drainage items; i.e., they designed additional infiltrators and included them on the revised plan. Trustee Walsh pointed out, though, that before the house was renovated there was turn-around space at the top of the driveway. By adding to the side of the house, that area was removed.

Trustee Kolbert added that a similar request was recently denied for a home on the other end of Willow Avenue. The property is owned by the Village of Larchmont and is not given away easily. If it was, most homes would then have circular or other types of driveways as frontages.

Discussion continued, whereby Mr. Mason stated that the circular driveway is what he would prefer for their home. They now have to double park cars to move them around. Mr. Sessions added that they have followed the rules and have done everything the right way. The Masons have incurred a lot of expense at the Planning Board’s request.

Mayor McAndrews stated that the Board has a fiduciary duty to the whole Village. Several applications for circular driveways have been recently reviewed by the Village and two were rejected. Curb cuts reduce parking spaces, although she realizes there is no parking on the Masons’ side of the street. Circular driveways have become parking lots, and cars become what you see instead of the house and landscaping. By adding onto the house, the turn-around at that end of the property was eliminated. The

suggestion of a hammerhead driveway would resolve this issue and a second curb cut would no longer be needed.

It was the consensus of the Board to take one more look at the area and the proposal to determine if any other suggestions could be made. Therefore, this matter was tabled pending additional review and discussion.

Mayor McAndrews announced that the Board has scheduled work sessions for April 23 and April 30, and that this matter will again be considered on April 23.

## Trustee Reports

Trustee Fanelli reported on the following:

1. The tennis courts opened on April 1. Permits are required and are available for purchase in the Village Clerk's/Recreation Office.
2. There will be a free tennis clinic for children at Flint Park. The tentative date is May 5, 2012.
3. "Sprint For Flint – Larchmont Run 2012" will be held on June 15, 2012.
4. He reported on activities have been completed by the Public Works Department, including:
  - Following a fire inspection of Village Hall and the Public Works Department facility, several updates were made to bring the facilities up to the current code.
  - The Village Hall generator, oil tank, and all air conditioning units have been tested.
  - Parks maintenance continues and the paddle tennis courts have been repaired.
  - Sign posts have been painted and bleachers have been repaired.
  - A water leak on Sherwood Drive has been repaired.
  - Fourteen trees are scheduled to be planted in the coming weeks.
5. Spring Clean-Up at the Larchmont Reservoir is scheduled for April 21, 2012. Wood chips will additionally be spread along the paths there to beautify the area.

Trustee Kolbert reported on the following:

1. The Environmental Committee recently received a Milestone Achievement Award from ICLEI in recognition of the Village's Climate Action Plan.
2. Pete Fornatale, a disc jockey who pioneered FM Radio in the 1960's and 1970's, will be presenting a program for the Friends of the Library on Simon and Garfunkel on April 22, 2012.
3. The Library is now participating in Facebook and has asked everyone to "friend" them.
4. The Library has begun sending out e-newsletters. She asked people to stop into the Library and let them know if they don't receive one.

On motion of Trustee Kolbert, seconded by Trustee Fanelli, and carried, the minutes of the meeting of March 20, 2012, were approved with a change in the spelling of Katherine Hiller to Catherine Hiller.

Mayor McAndrews did not participate in the vote on the above resolution.

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

**RESOLVED**, that Abstract Audited Voucher No 13, dated April 16, 2012, in the amount of \$174,778.02, per copies filed with the Clerk, be paid, subject to confirmation and approval by Trustee Walsh.

On motion of Trustee Kolbert, seconded by Trustee Fanelli, and unanimously carried, the meeting was adjourned at 9:25 PM.