Minutes of Regular Meeting of the
Board of Trustees of the
Village of Larchmont, NY
held on Monday, April 18, 2016

PRESENT: Mayor Lorraine Walsh
        Deputy Mayor Carol Miller
        Trustees John Komar
        Peter Fanelli

ABSENT: None

Also Present: Dep. Clerk Rilley, Treasurer Brucciani, Administrator Datino
and Joanna C. Feldman, Esq., representing the Village Attorney’s office

Mayor Walsh welcomed all in attendance and called the meeting to order at 7:08 PM.

The Mayor said this was a special evening because the Village is honoring former Mayor Anne McAndrews and former Trustee Marlene Kolbert.

Mayor Walsh read a prepared statement which addressed both Anne and Marlene’s commitment and dedication to the Village but also the many other ways they served the community. Aside from their combined twenty eight years on the Village Board, organizations like the League of Women Voters, the Board of Education, as well as many associations and committees, have benefited from their experience. But it will be their work for Larchmont that they both will be most remembered for. Like Marlene’s tireless efforts for the environment and Anne’s determination to see projects such as the Palmer Avenue Streetscape to their completion.

The Mayor then presented proclamations to both. Anne’s had a picture of a map that is hanging in Conference Room and Marlene’s, a picture of Village Hall when it was built.

Carol Casazza Herman spoke about Marlene citing her accomplishments during her time on the Board, especially in the environmental area. Under Marlene’s guidance the Committee on the Environment became a vibrant force in the Village with the adoption of the idling law, pesticide ban, restrictions of leaf blowers and the plastic bag ban. She added the Marlene and Gerry’s daughter Elizabeth, an author who has become an important voice in the environmental movement.

Judy Silberstein was next to speak about Anne McAndrews. She said she cannot remember a time when Anne wasn’t volunteering. Always passionate and enthusiastic, Anne found a way to balance family, work and community even when her family grew to five. New residents can learn by Anne’s example that getting involved doesn’t mean not having a life.

Others asked to address the audience were, Westchester County Legislator Catherine Parker, Town Supervisor Nancy Seligson, State Assemblyman Steve Otis and State Senator George Latimer.
Also in attendance this evening were past Mayors, Miriam Curnin, Cheryl Lewy, Elizabeth Feld and Josh Mandell and past Trustees, Ned Benton, Jim Millstein and Jaine Elkind Eney.

Many past and current committee members, volunteers, staff and residents also came to express their gratitude to Anne and Marlene for all they have done for Larchmont.

Anne McAndrews thanked everyone in attendance then noted how many people in the audience this evening has called her many times. She thanked the Board, the Administrator, the Staff, the Police and Fire Departments, Public Works and all the volunteers for their civil involvement. The Village has a good government because of the Board, prior boards, staff and all the volunteers who share the same goal to make the Village what it is. She thanked her husband John, recently celebrated their 39th wedding anniversary for all his support. Now maybe he’ll be able to have dinner before 9:15 PM.

Marlene Kolbert started by saying that she and her husband Gerry will be celebrating their 58th wedding anniversary. She added that she considers her time on the Village and School Board as her graduate education. There has been as much learning as there has been giving. She has enjoyed all the people she has worked with. Recently while having dinner at La Reserva, there was a Village employee working that night, he sent over after dinner drinks as his way of thanking her. That’s what makes Larchmont a unique place.

The Board then presented Anne and Marlene with flowers and gift certificates to their favorite restaurants.

Mayor Walsh thanked everyone who came and added thanks to Joyce Callahan and Theresa Fanelli for all their work on this evening’s event.

Mayor Walsh announced that she would be appointing Malcolm Frouman to fulfill the final year of her term as trustee. Mr. Frouman and his wife Anne Kimball have been residents for over twenty years. Ms. Kimball recently became a member of the Traffic Commission. Mr. Frouman is the President of the Larchmont-Mamaroneck Hunger Task Force and volunteers with the local Summit.
On motion of Trustee Faneilli, seconded by Trustee Miller, and unanimously carried, it was:

RESOLVED, that the Public Hearing to review the 2016-2017 Tentative Budget, adjourned from April 4, 2016, was reopened.

Mayor Walsh said this budget has been prepared by the Board, Administrator Datino, Treasurer Brucciani and the Finance Committee, Chair, Paul Silverman, John McGarr, Michael Gottfried and Charles McMullan. The Board held budget work sessions on 1/21, 1/25, 2/1, 2/10, 2/22 and 3/7/16. At its March 15, 2016 regular meeting, the Board adopted L.L. No. 2-2016, the Tax Cap override, a requirement by law to, if necessary, override the NYS Tax Cap. On April 4, 2016 there was a public hearing, where the Board directed the Administrator to apply an additional $25,000 of fund balance. The Mayor then asked the Administrator to comment on the budget.

Administrator Datino said the budget process began on December 1st with a staff meeting where the 2015-16 budget was reviewed then segued into 2016-17. This budget reflects the economic realities of pressure to limit growth of property taxes while keeping the quality services residents have come to expect. Included in the budget is $480,400 earmarked for capital money. These funds will be used for road resurfacing, sidewalks-curbing, police vehicles, improvement of the DPW UHF channel and related equipment and a comprehensive master plan.

Finance Committee Chair, Paul Silverman addressed the meeting on the budget. Items he touched on were; high levels of service at tax value rate, aggressive water revenue, capital costs and balancing the budget.

Denise Fletcher of 1 Park Avenue was next to speak on the budget. Ms. Fletcher said over a year ago she tripped on an uneven sidewalk sustaining painful injuries. Recently she tripped again on another uneven sidewalk and like the previous accident, suffered injuries. She added that in this budget there is only fifteen to twenty thousand dollars available for sidewalk repair. She requested the Board increase funding for sidewalk repair to help prevent accidents like hers from happening in the future.

Mayor Walsh expressed the Board’s regrets for Ms. Fletcher’s injuries and wished a speedy recovery. Since the Administrator was hired, the Board has made it a focal point to look for additional funding for sidewalk repairs and will continue to do so.

Finance Committee member and 16 Ocean Avenue resident, Michael Gottfried commented on the budget. He stated his thanks to the Board, Administrator Datino and the Finance Committee. Mr. Gottfried spoke about the tax cap, water fund, the water meter replacement project, additional water department labor, equipment and closing leaks.
Administrator Datino said that he has focused his time on the water department and it is going through changes. A laborer has been hired with experience in equipment used to search for leaks. The assumptions of the budget are not just good guessing, they are grounded in good management.

Trustee Komar thanked the Budget Committee, Treasurer Bruccianni, and Administrator Datino for their work on the budget. This year’s budget was done with a blueprint that will be valuable for the future. The issue that the Board in confronted with each year is the tax cap which gets a lot of public attention from the Governor and puts local officials in a difficult position because while revenues are capped, they are not on the expense side. Because of mandates from the county, state and federal governments, approximately 80% of the budget is locked in contractually or by mandates. The other 20% is to be used for street and sidewalk repairs, maintaining the parks and that is where the Board gets squeezed. Infrastructure items most benefit the residents and it is there where the Board has the least flexibility. This budget does its best to addresses many of those needs like sidewalk repair.

Paul Silverman informed the Board that currently there are five bills on the floor of the State Senate to provide relief from mandates. He encouraged the Board to contact State Senator George Latimer on what can be done to support those bills.

Mayor Walsh thanked Mr. Silverman for all his efforts.

The Mayor stated the tax cap total increase allowed is .5% and the budget presented with the additional $25,000 of fund balance is 2.8421% and the tax levy increase will be 3.6763%.

RESOLUTION
P. H. Closed

RESOLUTION
Adopt 2016-2017 Budget

RESOLUTION
Open P. H. Alarms

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

RESOLVED, that the Public Hearing for the 2016-2017 Tentative Budget was closed.

Mayor Walsh asked if the Board was prepared to vote on this matter. The Board acknowledged they were.

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

RESOLVED, to adopt the 2016-2017 Village Budget

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

RESOLVED, that the Public Hearing for a local law to amend Chapter 85 of the Village Code entitled “Alarms” adjourned from March 15, 2016, was reopened.
Administrator Datino said that the Police Department when answering a false alarm will now leave a notice informing the resident that they had been there in response to a false alarm. This amendment will remove the false alarm fees from the code then add them to the Fees & Charges. If a false alarm goes unpaid, this amendment will allow the Village to add the fee to the tax arrears.

Mayor Walsh said the Fees & Charges Schedule was adopted on April 4, 2016.

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

**RESOLVED**, that the Public Hearing was closed.

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

**RESOLVED**, to adopt Local Law No. 4-2016, to amend Chapter 85 of the Village Code entitled “Alarms” by revising the rules governing false alarms.

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

**RESOLVED**, that the Public Hearing for a local law to amend Chapter 229, “Sewers” of the Village Code, adjourned on March 15, 2016, was reopened.

Administrator Datino said that the changes for the fee associated with this proposed amendment were sent to the Board and it will be twenty five cents per unit.

Mayor Walsh asked if there any comments for the audience and the Board. There were none.

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

**RESOLVED**, that the Public Hearing was closed.

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

**RESOLVED**, to adopt Local Law No. 5-2016 amending Chapter 229, “Sewers” of the Village Code establishing Sanitary Sewer Rents.
Chief Poleway gave the following report.

1. The Larchmont Police Department conducted active shooter drills at the Chatsworth Elementary School on March 21, 22, & 23. This training is important as it increases our officers tactical awareness in responding to these types of events, should they occur. Our training was done in conjunction with the Larchmont Fire Department and scenarios were created that required the response of the Fire Department in removing injured victims from the scene as it was still active. Including the fire department in the training allowed the police officers and firefighters to coordinate their efforts and work together to achieve common goals in response to the particular set of circumstances that were presented to them. We had not done this previously and I thought the training went very well and was beneficial to all that were involved. I would like to thank Chief Capparelli for his assistance in allowing his men to participate. The ultimate goal of this training is to be as prepared as possible in responding to any serious emergency so that we may minimize potential injuries and any negative impact to everyone involved.

2. April is Distracted Driving Awareness Month. Police officers throughout New York State will be looking for cell phone law violators. New York prohibits all drivers from using portable electronic devices. Illegal activity includes holding a portable electronic device and:
   a) Talking on a handheld mobile telephone
   b) Composing, sending, reading, accessing, browsing, transmitting, saving, or retrieving electronic data such as e-mail, text messages, or webpages
   c) Viewing, taking, or transmitting images
   d) Playing games

According to the National Highway Traffic Safety Administration, 3,154 people were killed and 424,000 were injured nationwide in crashes involving a distracted driver in 2014. Additionally, ten percent of all fatal accidents involved a driver who was identified as distracted at the time of the crash.

Distracted driving is any activity that diverts a person’s attention away from the primary task of driving. All distractions endanger driver, passenger, and bystander safety.

Because text messaging requires visual, manual, and cognitive attention from the driver, it is by far one of the most alarming distractions.

Texting and driving requires motorists to take their eyes off the road, hands off the wheel, and mind off the task of driving. It creates the proverbial ‘perfect storm’ for a crash, and no one has the right to put another person’s life at risk like that. So please do not text and drive.
3. As part of Larchmont & Mamaroneck’s Safe Routes to School Program, all four elementary schools in the Mamaroneck School District (Central, Chatsworth Avenue, Mamaroneck Avenue and Murray Avenue) will hold Walk to School Week from (today) April 18th thru April 21st. The event is organized by the elementary schools’ PTA organizations. The idea is that this program will highlight the health benefits of regular daily physical activity among children. It also emphasizes the need for pedestrian safety, the dangers of traffic congestion, concern for the environment, and the positive impact of building connections between families, schools, and the broader community. I would therefore like to remind motorists to be aware of the increased number of children walking to and from school for the next few days and to be careful when driving especially in and around school zones.

4. See something – Say something – I would like to remind everyone to stay vigilant in reporting any suspicious activity that may be observed. If you observe something that may be suspicious, please, do not keep it to yourself – call the 24 hour NYS Terrorism Tips Line at 866 SAFE-NYS (866-723-3697) or call the Larchmont Police Department at (914) 834-1000 or simply dial 911.

Trustee Fanelli asked the Chief if volunteers participated in the active shooter drill. The Chief replied no. Normally this drill is conducted with the Town and Village of Mamaroneck Police Departments but this year a scheduling conflict occurred so the Fire Department was ask to participate. Chief Caparelli added it was time sensitive so the participants from the Fire Department were whoever was on duty. Chief Poleway said the Fire Department’s involvement gave the drill a more true to life effect adding to its success.

Trustee Fanelli hoped in the future volunteers will be able to participate in the drill.

Mayor Walsh asked Chief Poleway to talk about Drug Take Back Day. On April 30th from 10:00 AM - 2:00 PM in the Lobby of Village Hall, in association with the DEA, Drug Take Back Day will take place said the Chief. Residents may bring unwanted and unused prescription medication for proper disposal.

Chief Caparelli made the following report and started it by congratulating the new trustee, Malcolm Frouman.
Three alarms of significance to mention.

1. On April 5th 2016, Firefighters Allen & Ettere were dispatched to a call on Sherwood Drive for an unresponsive patient. They entered the house to find the patient slumped over in her chair. Firefighter Allen checked for a pulse. After confirming no pulse or breathing from the patient Firefighter Allen & Police Officer Schnall lowered patient to the ground and began CPR. Officer Schnall began chest compressions while Firefighter Allen placed an Oropharyngeal Airway in patient. Firefighter Ettere set up the Bag Valve Mask and supplemental oxygen and Firefighter Allen began ventilations. Firefighter Ettere connected the defibrillator to the patient but no shock was advised. Firefighter Allen & Officer Schnall continued CPR. After 2 Minutes of CPR the patient regained a pulse. Once a pulse returned compressions were discontinued. Firefighter Allen continued administering Oxygen via BVM to patient. The patient was transported to Moniflore New Rochelle for further care.

2. On April 6th, 2016 The Larchmont Fire Department was dispatched to the Metro North Train Station for a reported unresponsive party on the train. Lt. Augsburg, Lt Martyn and FF. Rosenberger responded. Upon arrival a 32 y/o male was found on the bathroom floor purple and in respiratory arrest. A syringe was found next to the patient. The responding personnel immediately began rescue breathing for the patient and the patient’s color returned to normal and his pulse stabilized. The LVAC arrived and administered Narcan and within 1 minute the patient began to breathe on his own and became conscious and alert. The patient was transported to MNR hospital for further evaluation. (Training for the Narcan medication has begun and will be concluded shortly where the Larchmont Fire Department will carry on all its apparatus the drug to combat the opioid overdose epidemic.)

3. On April 16th, the Fire Department in TL-7 responded on a mutual Aid request to the Town of Pelham for a residential structure fire as part of our participation in the Westchester County Mutual Aid Plan. TL-7 backfilled the Pelham Fire Headquarters and was then called to the scene to relieve manpower who were fighting the fire. They returned to Larchmont at approximately 1237 hrs.

4. The Volunteer staff will be sponsoring a “Wet Down” for the new Rescue 1 on May 22, 2016 at 11 am. There will be food and drinks as well as a ceremony to christen the new apparatus.
All apparatus and equipment are in service. Code Enforcement and Fire Inspection efforts are ongoing.

Administrator Datino next discussed the 2016 MS4 Stormwater report. Communities that live on the water are required to submit to the NYSDEC an annual stormwater report. Parts of the report include what the community has done in the way of stormwater education, prevention, staff training, events and maintenance. The MS4 Stormwater Report will be available for viewing and comment in the Clerk’s office and on the website on the stormwater page.

Trustee Fanelli gave the following report.

1. Congratulations to former Mayor Anne McAndrews and former Trustee Marlene Kolbert who was proud to serve with for four years. Marlene seemed to know everyone and Anne was the mother of the house who only wanted peace. Thanks for their wisdom.

Trustee Komar made the following report.

1. For five years Trustee Komar worked on the Board with Anne McAndrews and Marlene Kolbert who between them had twenty four years of Board experience. Often other Board members would have what they thought was a great idea. When it came time to pitch the idea, Anne and Marlene would sit and listen politely then explain why it can’t be accomplished. They are both a great example of what Tip O’Neill said “Politics are local”.

Trustee Miller gave the following report.

1. Thanks to Anne McAndrews and Marlene Kolbert. Marlene is the reason she got involved. Marlene would ask anyone to pitch in and help.

On motion of Trustee Miller, seconded by Trustee Fanelli, the vote on the proposed resolution to name the Journal News as the official newspaper is as follows:

AYES: Mayor Walsh, Trustee Millar
NAYS: Trustee Komar
ABSTAIN: Trustee Fanelli

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

WHEREAS, the Village of Larchmont Board of Trustees approved an Intermunicipal Agreement with Westchester County on July 20, 2015, the terms of the agreement include specific obligations with regard to the Village performing a sewer system evaluation study (SSES) of the sanitary system and subsequent repairs if defects are identified within the system; and
WHEREAS, the Town of Mamaroneck, City of New Rochelle and the Village of Pelham Manor (hereinafter, Municipal Consortium or MC) are within the New Rochelle Sanitary Sewer District and parties to the same agreement with Westchester County; and

WHEREAS, the MC recognizes the economies to be realized in cooperating together to meet the requirements set forth in the agreement with Westchester County; and

WHEREAS, since each municipality must perform a SSES of their sanitary sewer system within the New Rochelle Sanitary Sewer District the MC will seek to retain a single firm to complete a district-wide SSES; and

WHEREAS, considering the size and scale of a district-wide SSES it is prudent to have a firm provide oversight and coordination in selecting an appropriate firm to perform the SSES and then manage that firm once the study is underway; and

WHEREAS, Dolph Rotfeld Engineering P.C. has expressed interest in performing the work requested by the MC and has particular knowledge and expertise in managing and performing a SSES, in addition to extensive knowledge of each of the municipal sanitary sewer system included in the consortium; and

WHEREAS, the Intermunicipal agreement will allow the MC to share the cost of the services by Dolph Rotfeld Engineering P.C. based on population, as such the Village of Larchmont will be responsible for 6.7% of the hourly charges based on the attached rate schedule; and

RESOLVED, that the Village of Larchmont Board of Trustees hereby approves the attached agreement between the Town of Mamaroneck, City of New Rochelle, Village of Pelham Manor and the Village of Larchmont; and be it further

RESOLVED, that the Village Administrator is hereby authorized to execute the Intermunicipal Agreement for the Coordination and Oversight of the Sanitary Sewer System Evaluation Study in substantially the same form as attached hereto; and be it further

RESOLVED, that the Village Administrator is authorized to undertake any administrative acts required under the terms of the agreement.

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

WHEREAS, the East Coast Greenway (Greenway) is a proposed 2,900 mile, shared-use pathway that will pass through Westchester County to connect cities, towns and villages along the eastern seaboard from Calais, Maine, to Key West, Florida; and
WEREAS, New York is one of 15 states and the District of Columbia through which the Greenway runs; and

WHEREAS, the Greenway, considered the "urban equivalent of the Appalachian Trail," will pass through sites showcasing the nation's industrial, historic, and cultural diversity; and

WHEREAS, the Greenway may encourage the building of a network of pedestrian and bicycling greenways through New York, a goal encouraged by the New York Department of Transportation and other agencies; and

WHEREAS, the Greenway will serve bicyclists, walkers, equestrians, the physically challenged and other non-motorized users, both local residents and long-distance travelers; and

WHEREAS, the Greenway, by providing a largely off-road route separated from vehicular traffic, may encourage people of all ages to be outdoors more, which has benefits to personal health and physical fitness while enjoying their playing fields, parks and nature preserves; and

WHEREAS, the Greenway, by offering tourists and shoppers access to cultural and historical sites, may bring economic benefits to municipalities and businesses along the route; now therefore be it

RESOLVED, that the Village of Larchmont, New York, hereby endorses the concept of the East Coast Greenway and its passage through the Village of Larchmont, and encourages our neighboring cities, towns and villages to do the same; and be it further

RESOLVED, that the Village Administrator shall coordinate the signage locations for the East Coast Greenway along the route within the Village of Larchmont; and be it further

RESOLVED, that the Village Administrator shall forward a certified copy of this Resolution to the East Coast Greenway, the Governor of the State of New York, the New York State Department of Transportation, the Westchester County Planning Department, the Village of Port Chester, the City of Rye, the Town of Harrison, the Town of Mamaroneck, the Village of Mamaroneck, the City of New Rochelle and the Village of Pelham Manor.

Next Joan Glennon spoke to the Board about the proposed bicycle lanes for Larchmont Avenue. Ms. Glennon said that the streets look beautiful and more lines painted on them would be ugly. A cyclist herself, Ms. Glennon added that the streets are not wide enough for more lines.

Mayor Walsh thanked her for her comments and this topic will be on the Board’s agenda for either the May 16th or the June 20th meeting.
On the motion of Trustee Komar, seconded by Trustee Fanelli, and unanimously carried, it was:

RESOLVED, to approve the minutes of the meeting held on March 28, 2016.

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

RESOLVED, to approve the minutes from the meeting held on April 4, 2016

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

RESOLVED, to approve the minutes from the meeting held on April 8, 2016

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

RESOLVED, that Abstract Audit Voucher #13, dated April 18, 2016, in the amount of $398,079.36, per copies filed with the Clerk, be paid, subject to confirmation and approval of Mayor Walsh.

On motion of Trustee Komar, seconded by Trustee Miller, and unanimously carried, the meeting adjourned at 9:20 PM.