

Minutes of the Regular Meeting  
Of the Board of Trustees of the  
Village of Larchmont, N.Y.  
**held on Monday, July 22, 2019**

**PRESENT:** Mayor Lorraine Walsh  
Trustees Carol Casazza Herman  
Peter Fanelli  
Malcolm Frouman  
Sarah Bauer

**ABSENT:** Dep. Clerk Riley, Attorney Staudt

**Also present:** Administrator Datino, Treasurer Siegrist and Amanda Brosy representing the Village Attorney's office.

Mayor Walsh welcomed all in attendance and called to meeting to order at 7:37 PM.

The Mayor announced two new businesses have recently opened, Bango Bowls and Mixed Enerjy. Both are located on the Boston Post Road side of the Village. There was a ribbon cutting at Bango Bowls last week and we hope to have one soon for Mixed Enerjy.

Thanks to Trustee Frouman and Brian Cullen of Gotham Signs in Mamaroneck. A couple of weeks ago, a vehicle late at night, went into the storefronts of three businesses on Palmer Avenue. Those businesses will be closed at that location for several months while repairs are made to the building. Trustee Frouman worked with the owners of the businesses to design signs and Brian Cullen made those signs and installed them on the scaffolding. The signs display the business name, logo and contact information. The businesses are still operating but at different locations.

Trustee Frouman added that Brian Cullen of Gotham Signs did all the work as a contribution.

Lt. Olsen gave the following report in place of the absent Chief Poleway.

1. The Federal Emergency Management Agency (FEMA) is calling on individuals and families across the nation to prepare for the 2019 Atlantic Hurricane season, which runs from June 1<sup>st</sup> through November 30<sup>th</sup>.

The National Oceanic and Atmospheric Administration's (NOAA) seasonal outlook for 2019 states the season will most likely be near-normal, but uncertainty about the formation of Atlantic storms makes predicting this season especially difficult. For 2019, NOAA predicts a likely range of 9 to 15 named storms (winds of 39 mph or higher), of which 4 to 8 could become hurricanes (winds of 74 mph or higher), including 2 to 4 major hurricanes (category 3, 4 or 5; with winds of 111 mph or higher). Preparing ahead of a disaster is the responsibility of all levels of government, the private sector, and the public. For more information on how best to prepare for an emergency or severe weather please go to the websites [fema.gov](http://fema.gov) or [www.noaa.gov](http://www.noaa.gov)

2. With hurricane season underway, Con Edison is expanding its efforts to partner with Westchester homeowners in a pilot program to identify and remove damaged and diseased trees on their property that could threaten power lines during storms.

The trees, identified by certified arborists as presenting a potential hazard, are removed with the permission of the homeowner and free of charge as part of a \$2 million program to reduce power outages caused by trees and branches falling on overhead lines. Last year, back-to-back storms caused outages of more than 155,000 Westchester customers, resulting in the largest restoration effort in company history after Superstorm Sandy.

Virtually all of the damage to the Con Ed distribution system was the result of fallen trees and branches. In the hardest hit areas, 77% of the surveyed damage was caused by privately owned trees and large tree limbs. Downed power lines and sustained power outages create a

significant public safety hazard and we must be practical when it comes to taking prudent steps to prevent them.

Homeowners concerned about potentially hazardous trees or interested in best management practices for maintaining tree health may contact the Cornell Cooperative extension at [Westchester@cornell.edu](mailto:Westchester@cornell.edu) Additional information on Con Edison's program can be obtained by visiting [coned.com/TreeTrimming](http://coned.com/TreeTrimming)

3. The Larchmont Police Department will be hosting another Coffee-with-a-Cop event on Saturday - August 3<sup>rd</sup> at the Farmers Market in Municipal Lot #3 from 9:00 – 11:00 p.m. Police and community members can come together in an informal, neutral space to discuss community issues, build relationships, and drink coffee. We encourage our residents to stop by to say hello and enjoy a cup of coffee with some of our officers. Information is available on the police department's website at [www.Larchmontpolice.org](http://www.Larchmontpolice.org) or the village website at [www.villageoflarchmont.org](http://www.villageoflarchmont.org)

4. Summer is a time when many of our residents travel and go on vacation. If you plan on being away for more than a couple of days, please stop by the police department and fill out a dark house form. These forms supply our officers with current contact information and advise us if anyone will have access to your residence while you are away. The forms are placed in binders that the officers take out on patrol, and when time is available, visual inspections of the dark houses are performed and documented. This process assists the police department in determining if any criminal mischief has occurred to your residence or if any suspicious conditions exist.

5. Finally, I would like to remind everyone to stay vigilant in reporting any suspicious activity that may be observed. As you are aware, New York State participates in the nationwide "If you see something, SAY SOMETHING" program regarding suspicious or possibly terrorist activity. 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.

Chief Caparelli made the following report.

1. The Larchmont Fire Department responded to 550 calls for assistance thus far in 2019. Two this month deserve mentioning.

2. A fire at a home on Chatsworth Avenue did considerable damage to the basement and its contents as well as smoke damage to the entire home. The fire was suspected to be sparked by a dehumidifier malfunction or the outlet it was plugged into. A neighbor spotted the fire and rescued the family dog after reporting the fire. The fire was well advanced upon arrival and the three on duty personnel were forced to exit the home and make entry through the rear basement door to extinguish the fire after attempting to descend down the interior basement stairs was not possible due to heavy smoke and high heat. No occupants were home and no personnel sustained injuries. Larchmont was supported by the TMFD, NRRFD, PFD, SFD, VAC and LPD.

2. A home on Walnut Ave was struck by lightning during the storms last week. The three on duty personnel needed to open inspection holes in the ceilings throughout the second floor of the residence to ensure no fires were sparked by the lightning in the attic space. Minimal damage was done to the home and no occupants were harmed.

3. I am pleased to report that I was successful in securing a grant from the DEC for \$ 1500.00 to purchase a marine fire suppression pump for our Fire boat Marine 34. Currently, our fire suppression capabilities on the water are limited to hand held fire extinguishers. This pump will enable the Larchmont Fire Department to have the capability to extinguish fires aboard watercraft with large volumes of water from greater distances. The ability to have a watercraft with this capability increases the safety of residents, visitors and boaters from neighboring communities who spend time on the water within our jurisdiction as well as providing this capability to nearby harbors and those passing through our waters.

4. The Fire departments experiment a few years ago with the acquisition of our first water craft, a 17 foot RIB from the U.S Navy has grown into a highly utilized and sought after service by residents and yacht club members who frequent the waterways. Our current vessel, a 22 foot Boston Whaler also acquired from the U.S. Gov't surplus equipment inventory has been very busy these past few weeks. This past week personnel spent 5 days on the water during the LYC

Race week ensuring the safety of the hundreds of children on the water racing their sailing vessels as well as the collegiate sailing regatta on Saturday. Larchmont Fire Department Marine 34 was in service the Evening of July 4<sup>th</sup>. Providing Fire/Rescue/EMS services. Marine 34 along with the USCG provided security zone for the Fireworks barge off Larchmont Harbor. The Marine unit was always in close proximity to Manor Park and the adjacent shoreline where large crowds had gathered to view the Fireworks.

5. Larchmont Fire Department Marine 34 was in service on the water for The Larchmont Yacht Club Junior Race Week. The Marine unit provided on water EMS and Fire/Rescue Services to more than 600 Junior Sailors Ages 8-17 and more than 400 sailing vessels. Marine 34 provided medical services to several sailors as well as several sailboats taking on water. On July 17<sup>th</sup> a sudden thunderstorm caused several sailboats to capsize sending the crew into the rough waters. Lt. Martyn and Lt. Augsburg assisted in the removal of several sailors from the water, and provided Emergency Medical Care to three sailors back on land complaining of lightning related injuries. On July 20<sup>th</sup> while on Race Duty, Lt. Martyn and FF Valentine monitored a distress call on the marine emergency channel and assisted the New Rochelle Police Marine unit in locating a 35ft powerboat which was taking on water outside Echo Bay Harbor in the vicinity of the Larchmont Shore Club.

6. I would like to remind all residents, please take note and advise your landscapers to adhere to Village Code 241 which describes collection procedures for organic waste. All organic waste, yard debris, shall be placed out for collection no earlier than sundown on the day before your scheduled collection day. For those residents east of Boston Post Road, organic waste is collected on your second pick up day, Thursday and for those residents West of Boston Post Road your pick up day is Friday.

During these hot summer days please hydrate and stay indoors when possible. Wear light colored, loose fitting clothes and if you are passing Village Hall, please take advantage of our cooling station in front of the firehouse.

All training is ongoing

All apparatus are in service and all equipment is operational.

Next Mayor Walsh asked Westchester County Executive George Latimer, Westchester County Legislator Catherine Parker, State Senator Shelly Mayer and State Assemblyman Steve Otis to address the meeting on the county sales tax.

County Executive Latimer said from the County Legislature to both houses of the State Legislatures to the County Administration ending with the Governor, we were able to accomplish something that has direct benefit to Larchmont to manage the budget. This additional tax revenue equalizes sales tax rates across the county. There is no difference buying something in White Plains or anywhere in the county.

County Legislator Parker said The Village will be benefitting from people who sail across Long Island Sound when they come into town to make purchases. Additional revenue for 2019 approximately will be \$144,000, for 2020 \$313,639. The Town of Mamaroneck for 2019 \$295,000, for 2020 \$644,000.

State Senator Mayer said it is good to reassert this was a group effort. An effort to the County Executive and Legislators benefit or smart thinking was crafted where they could make the argument that would help municipalities, particularly with the failure to increase AIM.

State Assemblyman Steve Otis said that all the governments and school district got behind this initiative. The County Executive and Legislature could have gone a different route and done a sales tax increase where all the money went to where the dire need is, the county. In their good judgement was to continue the ratios from the existing sales tax and share with the villages, the towns and school districts.

Mayor Walsh thanked County Executive Latimer, County Legislator Parker, State Senator Mayer and State Assemblyman Otis for attending this evening's meeting and for all their efforts on this matter.

Trustee Fanelli gave the following report.

1. The Fire Department is looking for volunteers. Stop by the fire house for information on how to join.
2. The Volunteer Fire Department is starting a non-membership Event Team. Anyone who would like to work on Village events with the volunteers can join. Contact Trustee Fanelli at 403-2387.
3. The Annual 4<sup>th</sup> of July Races in Flint Park was well attended. There were free hot dogs served by the volunteer fire fighters.
4. The Music in the Parks began on the 4<sup>th</sup> of July with the Dixie Dandies in Manor Park and continues through July.
5. Up-coming events are Larchmont Day on September 14<sup>th</sup> and the Arts Festival on October 5<sup>th</sup>.

Administrator Datino made the following report.

1. This coming Friday, July 26<sup>th</sup>, bids will be opened for this year's paving, curbing and sidewalk repair program. This work should begin in September and continue through the fall.

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

**WHEREAS**, pursuant to Section 12 of the New York State Highway Law, the maintenance of State highways includes control over snow and ice removal authorized by the New York State Department of Transportation (NYSDOT), in order to make these roads safe and passable; and **WHEREAS**, the snow and ice control on these State roads may be done by the host municipality, pursuant to an agreement entered into by the municipality and the NYSDOT; and **WHEREAS**, there are 4.8 lane miles of New York State-owned roads located within the Village of Larchmont; and

**WHEREAS**, the Village of Larchmont, in the interest of public safety, has historically contracted with the State for snow and ice removal services on these roads; and

**WHEREAS**, during severe winters which require municipalities to perform snow and ice removal services in excess of the ten-year average, the NYSDOT amends the intermunicipal agreement covering the impacted period to provide additional funding; and

**WHEREAS**, due to the severity of the winter storms during the 2018/19 Snow and Ice Season, the Village is entitled to an additional \$1,906.56 for the 2018/19 Snow and Ice Season which when added to the original amount of \$7,944.00 equals \$9,850.56; and

**WHEREAS**, in order for the Village to obtain these additional funds, the Village Board must authorize by resolution the execution of an amendment to the 2018/19 Snow and Ice Agreement increasing the estimated expenditure; now therefore be it

**RESOLVED**, that the Village Board of Trustees hereby authorizes the Village Administrator to execute Amendment "B" to the 2018/19 Snow and Ice Agreement, between the Village of Larchmont and the New York State Department of Transportation to revise the estimated expenditures and increase the Village's reimbursement for snow and ice removal services, in substantially the same form as attached hereto.

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

**WHEREAS**, the Village of Larchmont desires to secure the obligation to provide volunteer firefighters' benefit law, volunteer ambulance workers' benefit law and workers' compensation benefits, as applicable, through participation in a group self-insurance program of which the Village will be a member; and therefore be it

**RESOLVED**, the Board of Trustees of the Village of Larchmont, duly convened in regular session, does hereby resolve, pursuant to, and in accordance with the provisions of Section 50 of the New York State Workers' Compensation Law and other applicable provisions of law and regulations thereunder, as follows:

**Section 1.** The Board of Trustees of the Village of Larchmont does hereby resolve to secure the Village of Larchmont's obligation to provide volunteer firefighters' benefit law, volunteer

ambulance workers' benefit law and workers' compensation benefits, as applicable, through participation in a group self-insurance plan of which the Village will be a member;

**Section 2.** The Board of Trustees does hereby resolve to become a member of Public Employer Risk Management Association, Inc., a workers' compensation group self-insurance program for local governments and other public employers and instrumentalities of the State of New York;

**Section 3.** In order to effect the membership in said group self-insurance program, the Village Administrator is hereby authorized to execute and enter into the Public Employer Risk Management Association Workers' Compensation Program Agreement, annexed hereto as Exhibit A, on behalf of the Village and is authorized to undertake any administrative acts that may be required to effectuate the Village's participation in the program.

**Section 4.** This Resolution shall take effect immediately.

Next the Mayor announced resolutions adopted at recent work sessions.

1. Auth. Administrator to execute grant w/ NYS Preservation League
2. Auth. Administrator to execute agreement w/ Neil Larson Assoc.
3. Auth. Administrator to advertise Road Resurfacing Bids w/ opening date 7/26/19

On motion of Trustee Herman, seconded by Trustee Frouman, and unanimously carried, with Mayor Walsh abstaining, it was:

**RESOLVED**, to approve the minutes of the meeting held on May 20, 2019.

On motion of Trustee Fanelli, seconded by Trustee Bauer, and unanimously carried, with changes by Trustee Frouman, it was:

**RESOLVED**, to approve the minutes of the meeting held on June 17, 2019.

On motion of Trustee Herman, seconded by Trustee Frouman, and unanimously carried, with changes by Trustee Frouman, it was:

**RESOLVED**, to approve the minutes of the work session meeting held on July 8, 2019.

On motion of Trustee Herman, seconded by Trustee Bauer, and unanimously carried, it was:

**RESOLVED**, that Abstract Audit Voucher #13\*, dated July 22, 2019, in the amount of \$337,225.09, per copies filed with the Clerk, be paid, closing Fiscal Year 2018-2019, subject to confirmation and approval of Trustee Herman.

On motion of Trustee Herman, seconded by Trustee Frouman, and unanimously carried, it was:

**RESOLVED**, that Abstract Audit Voucher #1, dated July 22, 2019, in the amount of \$122,343.35, per copies filed with the Clerk, be paid, subject to confirmation and approval of Trustee Herman.

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

**RESOLVED**, that Abstract Audit Voucher #2, dated July 22, 2019, in the amount of \$638,284.95, per copies filed with the Clerk, be paid, subject to confirmation and approval of Trustee Herman.

Mayor Walsh explained that the reason for the high amount of the last list of bills to be paid, is because of the payment for Worker's Compensation Insurance. She added by paying in a lump sum, the Village saves money.

On motion of Trustee Bauer, seconded by Trustee Herman, and unanimously carried, the meeting adjourned at 8:27 PM.

\*Voucher Number announced as #12, amended to #13 on July 23, 2019