

Minutes of the Regular Meeting
Of the Board of Trustees of the
Village of Larchmont, N.Y.
held on Monday, April 20, 2020

The Board of Trustees held this meeting via Zoom with Mayor Walsh calling the meeting to order at 7:31PM. Instructions to join the meeting were published on Village website calendar and meeting agenda.

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

Also present: Dep. Clerk Riley, Attorney Staudt, Administrator Datino, Treasurer Gutwein

Mayor Walsh made read the following:

Good evening and welcome to the regular meeting or somewhat irregular meeting of the Board of Trustees of the Village of Larchmont. Today is Monday, April.20th, let the record show that the entire Board is present. We also have joining us on screen Administrator Justin Datino and Treasure. Kimberly Gutwein.

This evening we are having a meeting by video conference. I want to let you know that this is pursuant to Governor Cuomo's Executive Order 202.1, the meeting is being recorded. It is also being live broadcast on LMC-TV and live streamed on LMC's YouTube Channel. In addition, many members of the public may have joined us through this zoom link that will allow them to speak when we get to the public hearing portion of the meeting. If you are on here to make comment or ask questions during the public hearing, when we get to that point and I open the hearing. Please click on the raise your hand button, the raise hand button when we see that your hand has been raised, we will unmute you, and you will be able to speak with us. We'd like to thank LMC-TV for making it possible to live broadcast this Zoom Board meeting.

Well, it has been just about a month since our last Board meeting that was held in Village Hall. We had a couple of members with us and we were all sitting very spaced out in a new configuration. And, you know, at that point, I believe, you know, the shops were just about being shut down and, and the enormity of the change that was coming was breaking on all of us. And now here we are, what four or five weeks into this process. We know that we have at least another session Four weeks of New York PAUSE ahead of us because the governor has already set the deadline, the next deadline for May 15.

But we've been working hard all of us and in the Village to keep Village government up and running to continue to provide the essential services that are necessary in the Village. And as you'll see, as we get through the agenda, we have continued to work on the Village Budget and some other items of interest to our Village.

The first priority for all of us has been the health and safety of our residents and our Village staff. We have made changes in the functioning of Village Hhall and the way we are working with our employees. To protect them we've also made changes within the Village in terms of closing playgrounds and really emphasizing the need for social media.

At this point I'd also like to emphasize the need for wearing masks and face coverings. Governor Cuomo put into place a new executive order that became effective Friday night. That whenever possible in public, you should be wearing a face mask or a face covering that covers your mouth and your nose that can be something like a bandana.

If you are in a position where you cannot social distance, you must have that on, I think and he agrees and has stated that you basically should take your mask with you, whenever you leave the house. You can have it in a pocket or you can have it on and have it under your chin. Because you never know when somebody's going to get too close to you on the sidewalk or when you may need to walk into a bank or some other shop or retail place or get on a bus or maybe hop in a cab or any other place where you're going to be in tight circumstances. You need to be able to put that mask up. If you're out walking and you're on some of the busier streets in the Village like Larchmont Avenue, heading towards Manor Park on a nice sunny day, it gets crowded. And we do try or I've seen it I walk. You know, some people go to the left, some go to the right, you walk down the middle of the street, everything that you can do to try to keep that distance between you. But invariably, there are just a lot of people on the sidewalk and heading towards the park, you are going to at some point come in less than six feet from those people up the mask on your face. Just keep it on. It's just a good practice. I have a feeling that that this is the way that we are being sort of becoming being trained to become used to the need for masks because this may very well become part of the protocol that helps us move out of pause and start to slowly bring things back to normal. So everyone should get in the habit. It's not just for your own protection, it's really for the protection of the people around you. And if we can stop the spread of this virus, save some lives. The faster we do that, the faster we can start figuring out ways to start, you know, to bring things back to the new what is going to be the new normal.

Construction has been mostly shut down by the governor's orders landscaping services have been limited to only those which are deemed essential for set sanitation and safety. So regular lawn cutting is fine but no new plantings, no major landscape is acceptable in the Village. I issued an executive order which banned all types of leaf blowers, gas powered, electric powered hamster powered, I don't care what they are. They're all banned for all purposes. And that's because while we are on pause, everyone is home working from home. The kids are home, they're being schooled online. And to have the constant disruption throughout the day of leaf blower noise is really more than we need to add to anyone's played at this point in time. If you have any questions or concerns or comments about activities, you see that you're not sure if they're acceptable or you know that they're not and you would like to point it out to someone please email code enforcement at www.villageoflarchmont.org. You can also go to the Contact Us button on the Village's website. And you can click the button for code enforcement and the message will go to the core code enforcement officer who will look into your issue. They may he may respond to you or he may just go and take action. We get a lot of emails these days. So we can't necessarily say that we'll be able to respond to each and every one but we do attend to every issue that comes before us.

The Village Elections were originally going to be held on March 18, the date of our last board meeting, they were postponed to April 28. They have been postponed again to sometime after June 1. At this point, that's all we know, we don't have a date. We don't have a process. We're still waiting for that information to come from Albany. As soon as it comes. We will send out an email blast and we will put it up on the Village's website.

That brings me to my next point, please sign up on the Village website for email notices. You can go on the website homepage and click the light yellow, light blue button called Village news and sign up. A lot of our communication is done through email blasts. You know, some days we have quite a few notices to go out some days we don't really have anything I don't want to be Robo calling your house three times a day. You probably don't want to hear me either. So sign up for email notifications. It'll be the best way for us to be able to communicate with you. Also, please check the Village calendar on the Village website for information on meetings.

Tonight is our first Village Board meeting via Zoom tomorrow evening the Planning Board will be meeting also via zoom video conference. And the information on how to participate in that meeting is all found on the Village council. So just keep checking in on that occasionally.

Finally, even though we are in the midst of this Coronavirus crisis, we are still also in the middle of the census 2020. And it's never been more important for us to get the full account of how many residents we have living in this Village. So much of the state and federal funding that comes to the Village is based on the numbers from the census. And every person who is not counted means we lose 2,500 per year, every year for 10 years. In addition to that, our sales tax portion is made it out based on a per capita basis. So if we are under counted, we will receive much less sales tax. You're going to hear later when we get to the budget presentation that we are going to have some real financial stress because of the, the after effects of this crisis. And one of the things that are going to be most effective is sales tax. So let's do what we can to make sure we get our fair share and make sure everyone goes to census2020.gov and completes the census for their household. The last thing I want to say during this portion is I just want to thank all of the Village staff for being extremely flexible, adapting to new ways of working, new protocols to follow and really being very attentive and I think compassionate with a lot of the residents who've been calling who need help, who have questions and who are just really struggling at this point. And I thank them for that. It's really important. It helps when you have someone that you can reach out to at the local level.

On motion of Trustee Bauer, seconded by Trustee Frouman, and unanimously carried, it was: **RESOLVED**, to appoint Alanna Murray to the Larchmont Environmental Committee.

Next Administrator Datino said at the last Board meeting on March 18th, the Tentative 2020-2021 Village Budget was presented. The budget process really started in late 2019 and progressed through January and February of 2020. By the time we were ready to present the Tentative Budget on March 18th, the Corona pandemic was just really starting to unravel. So at that point, we had to present and file a Tentative Budget by March 20th, which we did. We were left with a very large asterisk and that we would be working through revisions to that budget ensuing weeks. A responsible and relevant budget was developed that considers the impact of the COVID-19 pandemic as it pertains to the Village's financial future.

Administrator Datino began his presentation of the 2020-2021 Tentative Budget. Some items are:

1. Percentages of Property Tax and Non Tax revenues
2. Pandemic impact to Non Tax revenues and future capital projects
3. Fund Balance
4. Library Fund
5. Staffing
6. 2018-2019 Audit

A discussion began during the presentation between the Board, Administrator, Treasurer and members of the Finance Committee: Chair, Paul Silverman, John McGarr, Ian Post and past member Michael Gottfried.

On motion of Trustee Frouman, seconded by Trustee Herman, and unanimously carried, it was: **RESOLVED**, to open the Public Hearing to review and take comment on the Tentative 2020-2021 Village Budget.

Mayor Walsh asked if anyone would like to comment on the Tentative Budget. A discussion began between the Board, Administrator, Treasurer and members of the Finance Committee on the Tentative Budget.

On motion of Trustee Herman, seconded by Trustee Herman, and unanimously carried, it was: **RESOLVED**, to close the Public Hearing.

To watch the presentation, the Public Hearing and discussions on the Tentative Budget, see the link below:

https://lmctv.org/videos_list/village-of-larchmont-board-of-trustees-meeting-4-20-20/

Mayor Walsh stated that since the Tax Levy for the 2020-21 Tentative Budget will not exceed 2%, the Board will close the Public Hearing on the Proposed Local Law authorizing a Property Tax Levy in excess of the limit established in General Municipal Law.

On motion of Trustee Herman, seconded by Trustee Frouman, and unanimously carried, it was: **RESOLVED**, to close the Public Hearing and withdraw the Proposed Local Law authorizing a Property Tax Levy in excess of the limit established in General Municipal Law.

On motion of Trustee Herman, seconded by Trustee Frouman, and unanimously carried, it was: **RESOLVED**, to open the Public Hearing on a Proposed Local Law to amend the Planning Board Membership Law of the Code of Village of Larchmont by adding provisions regarding alternate Board members.

Mayor Walsh asked if there is anyone who wanted to comment on this proposed law. There were none.

On motion of Trustee Bauer, seconded by Trustee Fanelli, and unanimously carried, it was: **RESOLVED**, to close the Public Hearing.

On motion of Trustee Frouman, seconded by Trustee Fanelli, and unanimously carried, it was: **RESOLVED**, to adopt Local Law No. 5-2020, a Local Law to amend the Planning Board Membership Law of the Code of Village of Larchmont by adding provisions regarding alternate Board members.

**VILLAGE OF LARCHMONT
LOCAL LAW No. 5 OF 2020**

**A LOCAL LAW TO AMEND THE PLANNING BOARD MEMBERSHIP LAW OF THE CODE OF THE
VILLAGE OF LARCHMONT BY ADDING PROVISIONS REGARDING ALTERNATE BOARD MEMBERS**

Be it enacted by the Board of Trustees of the Village of Larchmont as follows:

Section One. Chapter 298 of the Code of the Village of Larchmont is hereby amended to read as follows:

Article I

Planning Board

§ 298-1. Planning Board Membership.

The membership of the Planning Board of the Village of Larchmont shall be decreased from seven members to five members pursuant to New York Village Law § 7-718(7), to take effect upon the next two expirations of terms.

Article II

Alternate Members of the Planning Board

§ 298-2. Short title and applicability.

This article shall apply to the appointment, terms, functions and powers of alternate members appointed to serve on the Planning Board in the Village of Larchmont.

§ 298-3. Declaration of purpose.

This article is adopted for the purpose of providing for the appointment of alternate members of the Village Planning Board. Such alternate members are to serve in the event of membership vacancy, absence, disqualification, resignation, or conflict of interest of any regularly appointed member of the Planning Board. This article is adopted pursuant to New York Municipal Home Rule Law, §§ 10 and 22, intending to modify, enlarge and supersede the provisions of § 7-718 of the Village Law to the extent this article contradicts § 7-718.

§ 298-4. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ALTERNATE MEMBER

An individual appointed by the Mayor and approved by the Village Board of Trustees to serve on the Village Planning Board when a regular member will not

be participating on an application or matter before the Planning Board for reasons described in Section 298-3 above.

MEMBER

An individual appointed by the Mayor and approved by the Village Board of Trustees to serve on the Village Planning Board pursuant to § 7-718 of the Village Law.

PLANNING BOARD or BOARD

The Planning Board of the Village of Larchmont as established by the Village Board of Trustees pursuant to the provisions of § 7-718 of the Village Law.

§ 298-5. Authorization.

The Mayor, subject to the approval of the Board of Trustees, is hereby authorized to appoint up to three alternate members to the Planning Board. These individuals may serve when: (i) there is a membership vacancy; (ii) regular member(s) are absent; or (iii) regular member(s) are unable to participate on an application or matter before the Board because of disqualification, resignation, or conflict of interest.

§ 298-6. Duties, powers, and functions.

Upon designation by the Planning Board Chair, alternate members shall sit as members of the Planning Board exercising full power as if they were regular members.

§ 298-7. Terms of Office.

Alternate members of the Planning Board shall serve for a term of three years.

§ 298-8. Supersession of Village Law.

This article is hereby adopted pursuant to the provisions of §§ 10 and 22 of the New York Municipal Home Rule Law. It is the intent of the Village Board of Trustees to supersede the provisions of any existing law relating to the appointment of members to the Village Planning Board to the extent that this article is contrary to § 7-718.

Section Two. Severability. If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section Three. Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

On motion of Trustee Herman, seconded by Trustee Frouman, and unanimously carried, it was: **RESOLVED**, to withdraw from consideration a Proposed Local Law to Amend the Code of the Village of Larchmont re: Chapter 215/Property Maintenance.

Next the Mayor introduced Caitlyn Carpenter a MHS student who has been working with Village resident Michael Gottfried on a grant application to NYSDEC for the purchase of electric car charging stations for the Village.

Ms. Carpenter thanked the Board for their interest in this project then began her presentation. Some of the items presented:

1. Percentage of costs the grant allows for installation
2. Features of the charging station
3. Placement in the Village: Addison & Wendt lots and Village Hall

A discussion began between the Board, Ms. Carpenter and Mr. Gottfried.

Mayor Walsh thanked Ms. Carpenter and Mr. Gottfried for their efforts in the matter.

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

WHEREAS, the Village of Larchmont recognizes that petroleum-based energy use associated with the operation of motor vehicles exacerbates local air quality problems and results in greenhouse gas emissions that contribute to global climate change: and

WHEREAS, the Village of Larchmont, in demonstrating its concern, is a participant in the International Council for Local Environmental Initiatives (ICLEI)- Local Governments for Sustainability, which encourages its members to further participate by adopting their "Green Fleets" initiative; and

WHEREAS, the Village of Larchmont has a goal to purchase fuel-efficient and alternative-fuel vehicles to improve local air quality, reduce greenhouse gas emissions and set an example for the private sector and the community at large;

NOW, THEREFORE, LET IT BE RESOLVED that the Village of Larchmont will develop a "Green Fleets" policy which includes an inventory of fleet vehicles; establishment of clear goals for reducing energy use and emissions from fleet activities; and action steps to achieve stated goals.

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

RESOLUTION - To Authorize Village Administrator to enter into an agreement with EarthKind Energy for the preparation and submittal of applications for the NYSDEC Zero Emission Vehicle (ZEV) Grant for three (3) Level 2 EV charging stations.

Whereas, the Village of Larchmont has pledged to create a Green Fleets policy, and

Whereas, the Village of Larchmont seeks to receive a NYS DEC ZEV grant for the purchase and installation of up to three (3) Level 2 EV charging stations,

Therefore, Be it Resolved, that the Board of Trustees of the Village of Larchmont Authorizes the Village Administrator to enter into an agreement with EarthKind Energy for the preparation and submittal of applications for the NYSDEC Zero Emission Vehicle (ZEV) Grant for three (3) Level 2 EV charging stations, not to exceed the sum of \$2,500, and that the Village Administrator is authorized to undertake any administrative acts required to fulfill the grant application process.

To view the presentation and discussion on this item, see the link below:

https://lmctv.org/videos_list/village-of-larchmont-board-of-trustees-meeting-4-20-20/

Trustee Fanelli made the following report.

1. The Tour de Larchmont, the Sprint to Flint and the Memorial Day Parade have been cancelled due to the pandemic. Hopefully the Concerts in the Park will still go on.
2. The 2020 Flint Park Day Camp is currently is still a go. Wait and see.
3. The Fire Department is in need of volunteers. Contact Trustee Fanelli at 403-2387.

Trustee Frouman gave the following report.

1. The Hunger Task Force that runs the Food Pantry has been working to find a safe way to distribute packages while protecting patrons and volunteers due to the Coronavirus. Tomorrow, April 21st, at the Mamaroneck Avenue Grammar School parking lot a Walk-Up and Drive-Thru distribution system will be in place. With a forecast of rain for tomorrow, Rick Vetere and the DPW staff will erect canopies to shelter volunteers and patrons. In a normal week the Food Pantry can hand out 350 packages of food, this week that number is up to 600. Thanks to all the residents who have been very generous with their donations.

Trustee Bauer made the following report.

1. With everyone at home the Larchmont Library's website has many options to pass the time. There are online videos for adults and kids along with books and articles.

Trustee Herman gave the following report.

1. The Parks and Trees Committee held their first virtual meeting. They are disappointed that Arbor Day was cancelled. The committee would like to reschedule in the fall.

Mayor Walsh stated the local businesses in the Village are in trouble. Many have been shut down with no sign of reopening. Funds marked for small business loans have run out. There are stores are still open, with some providing online sales and delivery. The Mayor asked residents to support local business whether ordering take out from a restaurant, shopping at a hardware or liquor store. The local merchants are part of Larchmont and they need our support.

Administrator Datino gave the following report.

1. Water Bills are still being paid, one third of payments are being made through the web portal.
2. The Turtle Park intersection at Hall and Palmer Avenues construction should be completed by the end of the week. Traffic flow will be easier and safer.
3. The Annual 2020 MS4 Stormwater Report is available for review on the Stormwater page of the website and at the Clerk's office. Anyone wishing to make a comment of the report should contact the Administrator. The report will be up for adoption at the May 18th Board meeting.

On motion of Trustee Fanelli, seconded by Trustee Herman, and unanimously carried, it was: **RESOLVED**, to approve the minutes of the meeting held on March 18, 2020.

On motion of Trustee Frouman, seconded by Trustee Herman, and unanimously carried, it was: **RESOLVED**, to approve the minutes of the work sessions held on March 9, 2020 and April 2, 2020.

On motion of Trustee Herman, seconded by Trustee Frouman, and unanimously carried, the meeting adjourned at 9:40 PM.

Mayor Walsh thanked LMC-TV for all their assistance and everyone who commented during the meeting.