

Minutes of the Regular Meeting
Of the Board of Trustees of the
Village of Larchmont, N.Y.
held on Monday, December 21, 2020

The Board of Trustees held this meeting via Zoom with Mayor Walsh calling the meeting to order at 7:32 PM. 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 the following announcements.

1. Condolences to Police Chief John Poleway and his family on the passing of his father, William. Chief Poleway thanked Mayor Walsh and the Board for their condolences.
2. Thanks to DPW for all their efforts with last Thursday's snow storm, one of the largest in several years.

The Mayor wished everyone a belated Happy Hanukkah, a Merry Christmas and a Happy New Year and added that she hopes everybody is has a good enjoyable time but stay safe and remembers not to travel too far and to keep your bubbles small. We're almost at the end of this tunnel. We have so all behaved really well for another four or five months and hopefully at that point we can all resume close to the life we remember from February of 2020.

Trustee Bauer stated the Larchmont Environmental Committee Co-Chair, Kristen Andersen is stepping down. She thanked Ms. Andersen for all her efforts moving the committee forward.

On motion of Trustee Bauer, seconded by Trustee Herman, and unanimously carried, it was: **RESOLVED,** to appoint Sasha Nahr as Co-Chair of the Larchmont Environmental Committee.

On motion of Trustee Fanelli, seconded by Trustee Bauer, and unanimously carried, it was: **RESOLVED,** to open the Public Hearing on a local law to amend the Traffic Commission Law of the Village Code to decrease the membership from Seven to Five members.

The Mayor said this law is fairly simple. In village law, in the creation of the Traffic Commission, we called for seven members. And we found that five members tends to work better. Seven is sometimes a hard number to keep constant on the committee. And also then there's a harder time having a quorum for a meeting. So it has been requested, we move that to five. We recently made the same change with the Planning Board, really for the same reason. So we're just making that amendment to this code.

Mayor Walsh asked if anyone wanted to comment on this proposed local law.

Trustee Fanelli asked if there could be alternates.

The Mayor replied no. Unlike when the Board reduced the number of Planning Board members from 7 to 5 earlier this year, the Planning Board needs alternates because their decisions determine whether projects go forward.

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

On motion of Trustee Bauer, seconded by Trustee Frouman, and unanimously carried, it was: **RESOLVED**, to adopt Local Law No. 8-2020 to amend the Traffic Commission law of the Code of the Village of Larchmont, Chapter 64, to decrease the Traffic Commission Membership from Seven members to Five members.

LOCAL LAW NO. 8-2020

A LOCAL LAW TO AMEND THE TRAFFIC COMMISSION LAW OF THE CODE OF THE VILLAGE OF LARCHMONT, CHAPTER 64, TO DECREASE THE MEMBERSHIP OF THE TRAFFIC COMMISSION FROM SEVEN MEMBERS TO FIVE MEMBERS

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

(deleted language in ~~strikeout~~, added language is underlined)

Section 1: Section 64-1 of the Code of the Village of Larchmont is amended to read as follows:

There is hereby created a municipal body to be known as the "Traffic Commission," which shall consist of ~~seven~~ five members, all of whom shall be residents of the Village of Larchmont. Such members shall be appointed by the Mayor with the approval of a majority of the Board of Trustees, and ~~two members shall be appointed to serve for two years, two members shall be appointed to serve for three years, and three members shall be appointed to serve for four years, and, thereafter, as their various terms expire,~~ each member shall be appointed for terms of three years each. The Mayor shall designate the Chairman, and he/she may designate additional persons to assist said Commission in an advisory capacity.

Section 2: 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 3: This Local Law shall take effect immediately upon filing with the Secretary of State.

Chief Poleway made the following report.

1. The Holidays Season is upon us and residents are reminded to be aware of their surroundings when shopping and conducting business in the Village. The holiday season is a time when busy people can become careless and vulnerable to theft and other holiday crime. Even though you may be rushed and thinking about many different things, please remember to stay alert. The following tips can help residents be more careful and prepared during this time and should help ensure a joyous holiday season for all:

- If you are shopping locally and park your car - Do not leave valuables or electronic devices in your car, especially in plain view, as this may entice someone to break into your vehicle.
- Avoid carrying large amounts of cash. If you are carrying cash, make sure it is in a secure place.
- If your credit card is lost, stolen or misused. Notify the police and the credit card issuer immediately.

Cyber fraud and crimes are also on the rise and residents are reminded to be vigilant for scams designed to steal their money and personal information. As a result...

- Check your credit card statement routinely. If possible, set up a credit card transaction auto alert. It is important to keep checking your account after the holiday season as many fraudulent charges can show up several weeks later.
- If purchasing merchandise online, ensure it is from a reputable source and beware of providing credit card information when requested through unsolicited emails.
- Do not respond to spam or unsolicited emails or click on links contained in them.

As you are aware, Larchmont is a very safe and convenient place to shop and dine during this season, and we certainly encourage people to come to the Village to do so. All we ask is that

people use common sense and be alert when you are here in order to ensure that everyone has a safe and positive experience when in Larchmont.

Also, police officers will be on daily foot patrols in the business districts in an effort to interact with the public and business owners and create a safe environment for those that are conducting business and shopping. Business owners are reminded to contact the police if they would like an escort while making bank deposits for their businesses at any time during the day.

2. With the increase of online shopping, many residents are having packages delivered to their homes. As these shipments increase so do the opportunities for criminals to steal your merchandise from your doorstep. When you increase opportunities, which is natural during the holiday season, we can expect to see a rise in the incidents of theft, which we have. There have recently been several reports of larcenies of packages from porches and front stoops. If anyone sees what they believe to be suspicious activity regarding package thefts, please report it to the police department immediately.

3. The holidays are known for being merry and bright, but they're also known for being the deadliest season when it comes to drunk driving. Every holiday season, lives are lost due to drunk drivers. An average of 29 people in the United States die in alcohol impaired vehicle crashes every day – that's one person every 50 minutes. I would like to take this opportunity to remind everyone that if you are going to drink alcohol – don't drive. If you are going to consume alcohol, choose a sober designated driver or call a taxi to get home safely. The police department patrol units will have additional DWI patrols on duty over the Christmas and New Year holiday to enforce driving while impaired laws to keep all of our motorists and pedestrians safe.

4. As we continue into winter and the possibility of more storms, please be reminded that residents and business owners are responsible for clearing any sidewalks in front of their property of snow and ice after the storm. Village law dictates that this is done within 24 hours of the precipitation event, or the responsible tenant could receive a court summons for a lack of compliance. Village Law (245-11) specifically states that there "should be a free and continuous passageway for a width of at least 3 feet within 24 hours of the time the snow event ends. Failure to comply could also result in the Village DPW removing the snow or ice and the cost of the labor can be assessed against the person responsible for the property. So for safety reasons, please be responsible and shovel your sidewalk.

5. Covid cases in New York State and Westchester County continue to climb and everyone should be aware that we are still contending with the coronavirus and that physical distancing is not only important but necessary to contain and prevent the spread of the virus. Crowds amplify the spread of the virus so please keep a proper distance in any situation when you are out in public. Also, amid the ongoing COVID-19 pandemic, all people in New York are required to wear a mask or a face covering when out in public and in situations where social distancing cannot be maintained.

6. The police department and Village would like to be able to contact you in the event of an emergency. So if you have not enrolled to receive the Village's mass callings and e-mails, please visit our website at villageoflarchmont.org and supply us with any contact information that you may have.

7. Also, as our residents are enjoying the holidays, I would like to remind them to stay vigilant in reporting any suspicious activity that may be observed. Our world can often be a violent and unpredictable place. So "If you see something, SAY SOMETHING". If you observe something that may be suspicious, please, do not keep it to yourself - call the Larchmont Police Department at (914) 834-1000 or simply dial 911.

– call the 24 hour NYS Terrorism Tips Line at **866 SAFE-NYS (866-723-3697)**

This concludes my report for this evening. Thank you and may you and your families enjoy a safe and healthy holiday season.

Chief Capareill gave the following report.

1. 893 Alarms to Date. 9094 in 2019 and 1004 in 2018. Lower than expected but understandable with the COVID-19 circumstances. One Emergency Medical Alarm to mention:
2. On December 10, 2020 at 2359 HRS, this Department was dispatched to a report of a woman having an asthma attack. Engine 33 with LT Tony Martyn and FF James Montemarano immediately responded. On arrival Sargent John Dispenza and PO Nick

Fields were checking on the condition of the patient. It was quickly determined that the 57 year- old female patient was unresponsive and not breathing on the floor in the doorway of the apartment. FF Montemarano set up the oxygen and bag valve mask and artificial respirations were started by LT Martyn. After several minutes of difficult artificial respirations, a pulse check was conducted and the PT was found to be in cardiac arrest. CPR was initiated immediately with Sgt. Dispenza performing chest compressions and the AED was applied. PO Fields entered the apartment and collected important medical information. FF Monterano then prepared a dose of Nasal Narcan for administration. 1 dose of Narcan was administered by LT Martyn. CPR continued for several minutes until the arrival of Larchmont/Mamaroneck EMS. At that time a pulse check was performed with positive results. Artificial respirations continued as the Paramedic gained IV access. Soon after the patient became semi-conscious and was breathing on her own. The Patient was transported to Montefiore New Rochelle where she had regained consciousness. The Patient was admitted to the Hospital.

A timely, professional, well trained, well equipped, response of this Department along with the Larchmont Police and Larchmont/Mamaroneck EMS saved a life of a Village Resident. All involved that evening should be commended for their actions.

3. I have three new applications for members to the volunteer staff. They are undergoing the vetting process and once it is complete I will bring them before the Board for approval.

The volunteer staff conducted a Winter WONDERLAND Drive by in Constitution Park this past weekend, I will ask Trustee Fanelli to speak about this in his report being he is a volunteer firefighter and the Fire Commissioner.

4. FF. Pilla and FF Murnane graduated from the Westchester County Career Fire Academy last Friday. They join 23 other recruits from around Westchester who will be serving their respective communities. They are looking forward to beginning their careers here in Larchmont this Wednesday.

5. The funds from the AFG Grant I received for the turnout gear washer and dryer have been received and disbursed to the vendors. The equipment is operational and we can maintain clean and sanitized gear at a lower cost to the Village. This equipment will increase the safety and health of our firefighters by being able to remove toxins from their gear on an as needed basis.

CODE ENFORCEMENT:

1. Continuing organizing and inspecting outdoor dining structures.

2. Enforcing the removal of basketball hoops which pose a danger to our plows.

3. Enforcing the removal of snow from our sidewalks as per Village Code 245-11.

Merry Christmas and a belated Happy Hanukkah to all. Have a healthy New Year.

All Apparatus and all equipment have been serviced and are fully operational.

Trustee Fanelli gave the following report.

1. Flint Park Paddle Courts are open. If you want to play you need a permit. Go to the Village website.

2. There was a big turnout for Santa. Thanks to Paula, Scott and Brittany Jackson, the volunteer fire fighters, DPW and PD for their efforts.

3. As the chief mentioned before, there are 3 new applicants to become volunteer fire fighters. If interested call Trustee Fanelli at 403-2387 or go to the firehouse.

Happy holidays and travel safe.

Trustee Bauer wished all Happy Holidays.

Trustee Herman thanked the Village staff, Administrator Datino, Treasurer Gutwein and Attorney Staudt for their hard work.

Trustee Frouman wished everybody in the community a happy and healthy holiday season.

Administrator Datino extended Holiday wishes to all.

Treasurer Gutwein made the following report.

1. General Fund appropriations for a second quarter were approximately 46% spent as of November 2020, compared to 52%. In 2019, there is a savings of \$68,000 and workers compensation, there is no evidence of other material variances and expenditures in the second quarter. The general fund revenue other than property taxes are 1,000,007 87 981 through November 2020, compared with 2,000,006 25 662 for the same period of last year, this represents a decrease of 837,006 81 from 2019 to 2020. The primary factor are the reductions in transportation and recreation revenue related to the pandemic, we expect lower than normal revenue with the absence of in person activity, and both revenue on both revenue and expenditure side. The financial landscape however, demonstrates that the decline in revenue is cushioned by the decline in expenditures, and that the net difference will probably be within range of the contingency line therefore not necessarily requiring any use of our fund balance.

Administrator Datino began to discuss the bond resolution up for adoption at this evening's meeting. This is now the funding mechanism to implement parking improvements specifically paid on street parking. In both business districts, both Palmer Avenue and Boston post road business districts. The bulk of the cost is the pay stations or kiosks as they are known. These are not single space meters that you would see in typical fashion, a post and a meter at each space. These meters are usually located in strategic locations on the sidewalk in the manatee strip, and they will be used to cover between 10 to 15 or more meters or more spaces rather, for on street payment. This is not the only way of resident's merchants and persons that visit the business district can pay for parking, they will be able to pay by a pay app the passport pay app, which right from their cell phone or at the meter using either cash or credit card. The kiosks will also be located in our parking lots. And all of the various zones will be listed based on the meter that you show up that so if you read a meter on Larchmont Avenue, Boston post road, that zone is going to be prompted, you may see as a different zone if you were paying at a meter on lot three, for example. So again, in addition to the to the meters, which at this point, we have a very good cost estimate for we're going to piggyback on an existing contract, which in layman's terms means someone else did the heavy lifting of putting together a lengthy purchasing contract. They went out to bid. And now, because there's language in there that says we can use their contract, if it meets New York State's competitive bid criteria, we will, if it's advantageous to us, and we believe that it is, the contract that we're purchasing these meters on is, is as cheap as I found to get the meters. And again, I guess there's a bulk in quantity working in that favor, where they expect to sell more meters based on that contract. So they, the company gives them a better bid price. In addition, we're going to purchase new signage in our parking lots and on the streets to very clearly identify the rules, regulations and locations of all the parking, we also will implement an advanced high tech wave enforcing known as an LPR license plate reader that's actually on the streets as we as we speak. And that that serves a number of things. The LPR or license plate reader will be able to scan the license plates, on street on and on the off street wants to know whether that that license plate or that vehicle is currently paid up for parking wherever it's parked. And or if it's a permit holder in the respective lot. The system will also vastly improve our overtime parking or time limit parking is known as we have it now. So right now anywhere in the village that doesn't have a posted sign restriction is for our time limit. And we get many calls from residents that are concerned about vehicle sitting in front of their home all day long, when the limit is four hours, and it's very difficult for us to enforce that. But this this car, this software will help enforce time limit parking using what's called GL chalking. So again, the whole package here is pay stations new and improved. The signage, vehicular and for a vehicle to enforce and the proper equipment to enforce it with. And then finally incorporated the board at the end, I want to say at the last moment, but nearing the end of our discussions decided that we need to jump on the promise of improving the lots. And one way to do that was to put money in this in this pot, so to speak, to hire a professional engineer to design a redesign, rather, one of the parking lots in the lot we selected was the Gilder street lot. So very, very soon after we're allowed to start drawing on this money, we have a proposal from a firm, we're going to engage that firm to begin to redesign to maximize the number of spaces in the Gilda street lot, maximize the aesthetics and lay out a capital improvement program or capital improvement project rather to get that done as we start to realize this dedicated revenue source from the on street paid parking. So that I

think that covers most of it. And I'd be happy to answer any questions if there's anything else out there. And just by the way, this is a roll call resolution when you're ready to go.

Mayor Walsh said for those who are listening and are wondering what we're bonding, which means we're borrowing money for this project, I want to discuss just very briefly the other side of the equation, which is that we and the Treasurer worked on a draft of a special revenue fund, which would the Board would be creating it will receive the revenue from the paid parking. And then the debt service for this borrowing will be paid through that revenue. The board has committed that some portion of this money will be used for capital projects that relate in some way to transportation. So that is parking lot redesign improvements to streetscape, road paving sidewalks, etc. And, as you mentioned, we did think that if we had the redesign done along with this borrowing, we would be ready to hit the ground running as soon as there's enough money in the account beyond that which is required to pay the debt service. And we could get that project going very quickly and have a tangible benefit to this addition and change in the Village.

On motion of Trustee Herman, seconded by Trustee Fanelli, and unanimously carried, the vote to approve the proposed Bond Resolution went as follows:

AYES: Mayor Walsh, Trustee Herman, Trustee Fanelli, Trustee Frouman, Trustee Bauer

NAYS: None

ABSTAIN: None

BOND RESOLUTION DATED DECEMBER 21, 2020.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$625,000 BONDS OF THE VILLAGE OF LARCHMONT, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF IMPROVEMENTS TO VILLAGE PARKING LOTS, INCLUDING PAY STATIONS, IN AND FOR SAID VILLAGE.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which, as such, will not have any significant adverse effect on the environment; and

WHEREAS, it is now desired to authorize such capital project and its financing; NOW, THEREFORE, BE IT

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Larchmont, Westchester County, New York, as follows:

Section 1. Improvements to Village parking lots, including pay stations in and for the Village of Larchmont, Westchester County, New York, including incidental improvements and expenses, equipment and enforcement vehicle in connection therewith, at a maximum estimated cost of \$625,000, is hereby authorized.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$625,000 serial bonds of said Village hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is 5 years, pursuant to subdivision 89, based upon subdivisions 29, 32, 35 and 50 each of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

Section 4. The faith and credit of said Village of Larchmont, Westchester County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the

Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The Mayor announced resolutions adopted at previous work sessions.

1. Ad Hoc Police Reform and Reinvention Collaborative
2. Finance and Budget Committee Charter
3. Park Policy

On motion of Trustee Frouman, seconded by Trustee Herman, and unanimously carried, it was: **RESOLVED**, to approve the minutes of November 16, 2020.

On motion of Trustee Fanelli, seconded by Trustee Bauer, and unanimously carried, it was: **RESOLVED**, to approve the minutes of the work Session of November 16, 2020.

On motion of Trustee Herman, seconded by Trustee Frouman, and unanimously carried, it was: **RESOLVED**, by the recommended ratification by Trustee Herman of payments of bills paid in advance in the amount of \$363,604.79.

Mayor Walsh extended best of Holidays and asked everyone to shop local.

On motion of Trustee Frouman, seconded by Trustee Herman, and unanimously carried, the meeting adjourned at 8:28 PM.