

MINUTES OF A WORK SESSION OF THE BOARD OF TRUSTEES OF
THE VILLAGE OF MAMARONECK
HELD ON MONDAY, AUGUST 10, 2020 AT 4:30 P.M. VIA TELECONFERENCE
PRESENT:

Mayor
Trustees

Thomas A. Murphy
Victor Tafur
Nora Lucas
Daniel S. Natchez
Kelly Wenstrup

Village Manager
Assistant Village Manager
Clerk-Treasurer
Village Attorney
Deputy Village Attorney

Jerry Barberio
Daniel Sarnoff
Agostino A. Fusco
Robert Spolzino
Christy Mason

ABSENT: None

TELECONFERENCE INFORMATION

Pursuant to Executive Order 202.1 issued by Governor Andrew Cuomo, all in-person public access to Board of Trustees Meeting is suspended.

Each Trustee will participate remotely either by video or telephone via Zoom.

The meeting will be streamed live at <https://www.youtube.com/user/LMCTVProductions>

OPEN

On motion of Trustee Wenstrup, seconded by Trustee Lucas:

RESOLVED that the August 10, 2020 Board of Trustees Work Session be and is hereby open.

Ayes: Natchez, Wenstrup, Lucas, Tafur, Murphy

Nays: None

Mayor Murphy announced that at the August 7, 2020 Board of Trustees Executive Session meeting, there was a vote taken to send draft documents on the Goldstein Litigation to the Board of Ethics. He made the motion, which was seconded by Trustee Wenstrup. Vote was:

Ayes: Wenstrup, Murphy

Nays: Natchez, Lucas, Tafur

Mayor Murphy stated that the Executive Session will be taken out of order as there are members of the Board of Ethics in attendance to discuss; Mark Ettenger, Debra Chapin, Jefferson Meighan and Yoram Miller. Michael Newgaard was not in attendance.

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3. EXECUTIVE SESSION - ADVICE OF COUNSEL

A. Goldstein vs. Village of Mamaroneck

Trustee Lucas made a motion to enter into Executive Session pursuant §105(1)d of the Public Officers Law to discuss matters of current litigation., which was seconded by Trustee Wenstrup:

Ayes: Natchez, Wenstrup, Lucas, Tafur, Murphy

Nays: None

The Board agreed to hold another Executive Session meeting on this litigation with the Board of Ethics on Monday, August 17, 2020 at 4:00 p.m.

Trustee Lucas made a motion to end Executive Session and reconvene the public portion of the meeting, which was seconded by Trustee Wenstrup:

Ayes: Natchez, Wenstrup, Lucas, Tafur, Murphy

Nays: None

Mayor Murphy stated that as there was a power outage at the Regatta, the Board has decided to delay the Work Session items to the August 24 Accounts Payable and Minor Items meeting, except for the one item that is on tonight's Regular Meeting Agenda; the WJWW Filtration Plant item.

2. NEW BUSINESS

A. WJWW Filtration Plant

Mayor Murphy stated that the Harrison Planning Board and the Westchester Joint Water Works are lead agencies as the project is in Harrison. The resolution tonight is not to approve the project but will give authorization to begin the process of determining if this is a viable plan. Hopefully, they will determine that it is a Type II action under SEQRA. Trustee Lucas stated that this needs to be determined for planning purposes and asked what the Village is committing for the study. Mayor Murphy informed her that the Village is not committing any amount for the study. Trustee Lucas believes that the Village needs to appropriate funds and if so, how much? Mayor Murphy stated that he does not think there is a number yet.

Deputy Attorney Mason stated that she spoke with the attorney for WJWW and a joint project needs to be established and that the NYS Comptroller will send funds for the invoices already in the pipeline.

Trustee Natchez suggested establishing an amount of \$5,000 and the Board can increase this if needed at a later time. Trustee Tafur stated that it is not clear what is being done here. The action needs to be clarified and added in a Resolved clause. Mayor Murphy reminded the Board that he has requested numerous times that if they have questions about a WJWW action, to please let him know, as a courtesy, before the meeting so that he can have an answer. This happens all the time.

Deputy Attorney Mason stated that she will clarify with the attorney for the WJWW and will have an answer and if needed a revised Resolution for the Special Meeting scheduled for August 17, 2020.

1. OLD BUSINESS

A. Board of Trustees Feed Back on Second Draft of Comprehensive Plan
Not discussed. On August 24, 2020 Work Session.

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- B. Proposed Local Law to Waive Recreation Fees for All-Affordable Developments
Not discussed. On August 24, 2020 Work Session.
- C. Formation of a Committee to Study Year-Round Recreation in the Village
Not discussed. On August 24, 2020 Work Session.
- D. Request for Free Boat Slip for East Norwalk Blue for Pump Out Services (on for regular meeting)
Not discussed. On August 24, 2020 Work Session.
- E. Amended License Agreement with Brixmor
Not discussed. On August 24, 2020 Work Session.
- F. Metered Parking on south side of West Boston Post Road
Not discussed. On August 24, 2020 Work Session.
- G. Draft PLL-B 2020 - Regarding the Cost of Counsel for Indemnified Parties
Not discussed. On August 24, 2020 Work Session.
- H. Review of 50 Foot Setback Requirement
Not discussed. On August 24, 2020 Work Session.
- I. Policy for Issuance of Temporary Certificate of Occupancy (no backup)
Not discussed. On August 24, 2020 Work Session.
- J. Full-Time Attorney and Land Use Attorney
Not discussed. On August 24, 2020 Work Session.
- K. Dogs in Village Parks
Not discussed. On August 24, 2020 Work Session.
- L. Change in Authority to Appoint, and Supervision of, Village Clerk-Treasurer
Not discussed. On August 24, 2020 Work Session.
- 2. NEW BUSINESS
- A. WJWW Filtration Plant
Discussed earlier. On August 17, 2020 Special Meeting.
- B. Front Yard Garbage Collection
Not discussed. On August 24, 2020 Work Session.
- C. Establishing a Fee for Review of Stormwater Pollution Prevention Plans (SWPPS) (no backup)
Not discussed. On August 24, 2020 Work Session.

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- D. Letter from Planning Board Member
Not discussed. On August 24, 2020 Work Session.
- E. Proposed Local Law to Establish a Permitted off-street Parking Lot
Not discussed. On August 24, 2020 Work Session.
- F. New York State Police Reform and Reinvention Collaborative
Not discussed. On August 24, 2020 Work Session.
- G. Proposed Local Law to Waive Recreation Fees for All-Affordable Developments
Not discussed. On August 24, 2020 Work Session.

ADJOURN

On motion of Trustee Wenstrup, seconded by Trustee Natchez, the Board adjourned the August 10, 2020 Work Session at 6:30 p.m.

Ayes: Wenstrup, Lucas, Tafur, Murphy

Nays: Natchez

PREPARED BY:
SALLY J. ROBERTS
DEPUTY CLERK

RESPECTFULLY SUBMITTED BY:
AGOSTINO A. FUSCO
CLERK-TREASURER