

MINUTES OF A WORK SESSION OF THE BOARD OF TRUSTEES OF
THE VILLAGE OF MAMARONECK
HELD ON MONDAY, SEPTEMBER 14, 2020 AT 5:00 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 Board of Trustees September 14, 2020 Work Session be and is hereby open.

Ayes: Natchez, Wenstrup, Lucas, Tafur, Murphy

Nays: None

OLD BUSINESS

A. Juneteenth Celebration in the Village of Mamaroneck (originally presented at February 24, 2020 work session meeting)

Ms. Shannon Purdy appeared representing the not-for-profit organization, One Mamaroneck. She discussed their mission and presented a resolution for the coordination of a Juneteenth parade and festival on June 19, 2021. The Mayor stated that coordinating parades can be daunting and expensive, and asked if a parade could not happen, would they still be interested in holding the festival. Ms. Purdy stated that they would and asked if a member of the Board would be willing to be liaison to this group. The Mayor volunteered to do so. Trustee Wenstrup agreed that this could be a positive occasion, but like the Mayor, is concerned with the costs. Ms. Purdy asked that if the Village could supply an estimate of the cost, fundraising efforts could be looked at. Trustee Natchez is in agreement with this event but stated that the Village cannot commit other agencies. Trustee Lucas believes that the St. Patrick's Day Parade can be used to see how this

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event can be structured. Trustee Tafur stated that he attended the event this year and it does require a lead and organizer.

The Board will discuss further at the September 29, 2020 work session.

Mayor Murphy took Executive Session out of order as the Board of Ethics was in attendance to join the discussion on Item B. Trustee Tafur stated that it was decided today to also discuss the Hampshire Litigation. Mayor Murphy added that to the motion as item D.

Trustee Wenstrup motioned to enter into Executive per the below items and that she would be recused from the Hampshire litigation discussion, which was seconded by Trustee Lucas:

Ayes: Natchez, Wenstrup, Lucas, Tafur, Murphy

Nays: None

3. EXECUTIVE SESSION - ADVICE OF COUNSEL

A. Tax Certioraris - It is anticipated that a motion will be offered to enter into Executive Session pursuant to §105(1)(d) of the New York State Public Officers Law as it related to current litigation

Oriente Yacht Club vs. Village of Mamaroneck - 325 East Boston Post Road

Top of the Ridge Condominium vs. Village of Mamaroneck

S&R Realty vs. Village of Mamaroneck (631 & 635 Center Avenue)

B. Goldstein vs. Village of Mamaroneck - It is anticipated that a motion will be offered to enter into Executive Session pursuant to §101(1)(d) of the New York State Public Officers Law as it relates to matters of ongoing litigation

C. Incentive Program - It is anticipated that a motion will be offered to enter into Executive Session pursuant to §105(1)(f) of the New York State Public Officers Law as it related to the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation

D. Hampshire Litigation - - It is anticipated that a motion will be offered to enter into Executive Session pursuant to §101(1)(d) of the New York State Public Officers Law as it relates to matters of ongoing litigation

On motion of Trustee Natchez, seconded by Trustee Lucas:

RESOLVED that the Board of Trustees end Executive Session and reconvene the September 14, 2020 Work Session.

Ayes: Natchez, Wenstrup, Lucas, Tafur, Murphy

Nays: None

Mayor Murphy announced that there were two votes taken in Executive Session, the first on Item D, to extend the Hampshire matter, which was approved by a vote of three to one, with Trustee Wenstrup recused

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and Mayor Murphy voting against and the second was on Item C, the Employee Incentive Program, which was approved unanimously.

Mayor Murphy also stated that due to the time, the Board will be discussing only three of the Work Session items on tonight's agenda. The others will be tabled to the September 29, 2020 Work Session.

2. NEW BUSINESS

E. Police Department Communications Desk (Taken out of order)

Mayor Murphy took this item out of order as Chief Leahy was in virtual attendance.

Chief Leahy stated that the Police desk equipment was last replaced 13 years ago, and he has budgeted to lease new equipment off State contract. This equipment is for 911 calls. The lease payments are \$18,400 per year. Trustee Natchez asked if he received competitive bids. Chief Leahy stated that was not necessary as this is on State contract. The State gets bids and goes with the lowest responsible bidder.

Board agreed to add to tonight's Regular Meeting Agenda for approval.

1. OLD BUSINESS

E. Amended License Agreement with Brixmor (on for regular meeting)

This was taken out of order as it is on tonight's Regular Meeting Agenda for approval.

Mr. Spolzino stated that the last time the Board discussed this agreement, he was asked to make changes and did so. Since that time, Trustee Natchez asked for several more changes. Mayor Murphy does not think Trustee Natchez's changes are workable and would like to go with changes made by Mr. Spolzino after directed by the Board. Trustee Natchez asked the Mayor why he thinks they are not workable. Mayor Murphy stated it is because that are too specific and puts too much onus on Brixmor. They have already agreed to add bollards to protect equipment that they don't own.

Trustee Wenstrup agreed. To add removing debris daily is too specific. Need to leave it to the Village Manager to assure that the area is okay. Any additional requirements would be looking gift horse in the mouth. Trustee Tafur stated that some changes the Board had already agreed to, i.e. ADA compliance. Mr. Spolzino stated that the changes agreed to by the Board were made. Trustee Tafur also stated that Brixmor received help from the Village and that it works both ways. Trustee Natchez reiterated that the area is always a mess. Mayor Murphy believes that if this is the case, the Village can send the Building Inspector there. Trustee Lucas stated that she does not have the materials being discussed on this item in her packet.

2. NEW BUSINESS

A. Renewal of Contract for Village Attorney (on for regular meeting)

This was taken out of order as it is on tonight's Regular Meeting Agenda and Mayor Murphy noted that the existing contract expired yesterday. This renewal will be in affect until the Annual Organizational Meeting in December.

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1. OLD BUSINESS

- B. Metered Parking on West Boston Post Road
Not discussed. On September 29, 2020 Work Session.
- C. Formation of a Committee to Study Year-Round Recreation in the Village
Not discussed. On September 29, 2020 Work Session.
- D. Grant Writing Services
Not discussed. On September 29, 2020 Work Session.
- F. Proposed Local Law to Waive Recreation Fees for All-Affordable Developments
Not discussed. On September 14, 2020 Regular Meeting Agenda for action.
- G. Full-Time Attorney and Land Use Attorney
Not discussed. On September 29, 2020 Work Session.
- H. Change in Authority to Appoint, and Supervision of, Village Clerk-Treasurer
Not discussed. On September 29, 2020 Work Session.
- I. Establishing a Fee for Review of Stormwater Pollution Prevention Plans (SWPPS) and Fire Inspections
Not discussed. On September 29, 2020 Work Session.

2. NEW BUSINESS

- B. Proposed Local Law to Establish a Permitted off-street Parking Lot
Not discussed. On September 29, 2020 Work Session.
- C. Front Yard Garbage Collection
Not discussed. On September 29, 2020 Work Session.
- D. Traffic Safety Commission Recommendations
- Lowering the Speed Limit on Fenimore Road to 25 Miles Per Hour
 - Handicap Parking Space on Center Avenue
- Not discussed. On September 29, 2020 Work Session.
- F. Letter from Planning Board Member
Not discussed. On September 29, 2020 Work Session.
- G. New York State Police Reform and Reinvention Collaborative
Not discussed. On September 29, 2020 Work Session.

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- H. Two (2) Trucks for Parks Department
Not discussed. On September 29, 2020 Work Session.
- I. I & I Remediation Areas 7, 9 & 1-0
Not discussed. On September 29, 2020 Work Session.

ADJOURN

On motion of Trustee Wenstrup, seconded by Trustee Lucas, the Board adjourned the September 14, 2020 Work Session at 7:35 p.m.

Ayes: Wenstrup, Lucas, Tafur, Murphy

Nays: Natchez

PREPARED BY:
SALLY J. ROBERTS
DEPUTY CLERK

RESPECTFULLY SUBMITTED BY:
AGOSTINO A. FUSCO
CLERK-TREASURER