

**THREE THOUSAND THREE HUNDRED SIXTIETH**

**REGULAR MEETING**

Video Conference  
Via Zoom  
September 22, 2020

A Regular Meeting of the Board of Trustees of the Village of Scarsdale was held on Tuesday, September 22, 2020 via video conference (Zoom) at 7:00 p.m.

Present were Mayor Samwick and Trustees Arest, Crandall, Lewis, Ross, Waldman and Whitestone. Also present were Village Manager Pappalardo, Deputy Village Manager Cole, Assistant Village Manager Richards, Deputy Village Attorney Garrison, Village Clerk Conkling, and Assistant to the Village Manager Katzin.

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Minutes

The minutes of the Board of Trustees Regular Meeting of Tuesday, September 8, 2020 were approved on a motion entered by Trustee Crandall, seconded by Trustee Ross, and carried unanimously.

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Bills & Payroll

Trustee Waldman reported that she had audited the Abstract of Claims dated September 22, 2020 in the amount of \$602,152.60 which included \$10,256.60 in Library Claims previously audited by a Trustee of the Library Board, which were found to be in order and she moved that such payment be ratified.

Upon motion duly made by Trustee Waldman and seconded by Trustee Crandall, the following resolution was adopted unanimously:

**RESOLVED**, that the Abstract of Claims dated September 22, 2020 in the amount of \$602,152.60 is hereby approved.

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Mayors Comments

Mayor Samwick stated that first, he would like to start by welcoming the newest Trustee, Randall Whitestone to the Board of Trustees. He spoke to Trustee Whitestone, stating that he has been an outstanding Board observer, an active resident and they expect

the same from him as a Trustee, as they have grown accustomed to on their meetings over the months.

Mayor Samwick stated Randy exhibits all of the traits of their strongest Trustees over the years, and he noted that the people who really excel in this job are strong listeners. They have an open mind and they are creative problem solvers, with a collaborative approach. He stated that they have seen this from Trustee Whitestone, time and time again, and they are very happy to have him on the Board and look forward to working with him.

Mayor Samwick stated that there is a resolution on this evening's agenda to appoint a new Village Treasurer, and so that means that this is the last meeting for Mary Lou McClure as at this point, Acting Village Treasurer.

Mayor Samwick stated that Mary Lou deserves a lot of kind words for the outstanding work she's done for the Village, and noted that the Board just finished a discussion with the Village's auditors, PK Connor Davies, and they repeated a number of times how strong the Finance Department is in Scarsdale and that really begins with Mary Lou. He stated that Mary Lou is the best of our Village and our employees and she's not alone in that in that category. She shows enormous dedication, professionalism, and intelligence. She's a very strong crisis manager and we are better as a Village because of Mary Lou and all that she has done for us. He thanked Mary Lou for her outstanding work on behalf of the entire Village.

Acting Village Treasurer McClure thanked Mayor Samwick for his kind words, stating that she has to say that she can only be as strong as her staff.

Mayor Samwick wished Mary Lou the very best in her retirement.

Mayor Samwick reported that on Thursday, the Scarsdale Bowl recipients, former Mayor Jon Mark and his wife, are going to be honored with the presentation of the Scarsdale Bowl. He noted that due to COVID-19, this is not the ceremony or the approach that anybody envisioned. He stated that the Bowl recognizes the outstanding work that Jon and his wife BK have brought to the Village. He thanked them for all that they've done to make Scarsdale such a great place to live and raise a family - we owe them a debt of gratitude. He congratulated them on receiving the Scarsdale bowl, the community's highest honor for volunteers.

Mayor Samwick stated that immediately following the Bowl presentation, there will be first meeting of the Police Reform and Reinvention Committee at 7:00 P.M. This committee is really the offshoot of the Governor's Executive Order, which mandates a review of all Police Departments by their overseeing elected officials, and by their community. The governor wisely recognized that there's a material difference between smaller villages and larger cities. The Executive Order tasks each municipality to review its police department and make recommendations that are in keeping with that municipality, so that effort is starting on Thursday evening and must be completed by April 1st of 2021. He stated that there will be public interaction periods through that process.

Mayor Samwick next stated that given the short timeline between the election last week and the swearing in of the Trustees on Friday morning, the organizational meeting will take place on October 13<sup>th</sup> before the next scheduled Village Board meeting. He stated that he would like to give a very brief overview of a couple of things that he anticipates in that period. In that meeting 18 months ago, some organizational changes were implemented and they regularly see to improve processes and they will do that again this year. Mayor Samwick stated that he intends to implement more formal portfolios for Trustees at that organizational meeting and he invites Trustee input in advance of that meeting. He asked the Trustees to reach out to him if they wish to communicate about that, and that he will also give a sneak peek as to one of the announcements that will be coming up on the 13<sup>th</sup> of October. That is that Trustee Arest will be the Deputy Mayor, so please feel free to reach out to Trustee Arest in that time frame as well.

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### Manager's Comments

Village Manager Pappalardo thanked the Mayor for recognizing Mary Lou McClure's service to the Village. He stated that he could wax poetic for quite a while; however he won't do that tonight. He stated that he is still holding out hope that the retirement party that's been planned and cancelled twice already over the last seven months will take place and he will save his comments for that. He stated that her retirement is a joyous occasion and at this time he will only say good luck, Mary Lou and enjoy the grandkids – however, she still has some work to do here.

Village Manager Pappalardo stated that he has a couple of reports tonight. The first one is regarding our annual leaf collection program. The 2020 Fall Leaf Collection Program will commence on Monday, October 19<sup>th</sup> and will continue until December 11<sup>th</sup>, the last day to place leaves at the curb for collection. The program consists of DPW Highway Division personnel supplemented by temporary laborers, collecting leaves piled loose at the curb line with vacuum trucks. The leaves are hauled to the Recycling Center where they are removed by Westchester County contractors and disposed of at leaf composting facilities located outside of Scarsdale. Collections are performed 3-4 times at each residence during the season, weather permitting. Alternately, leaves may be placed in biodegradable paper bags and placed at the curb for weekly collections by separate Public Works Sanitation Division crews. All tree brush and branches must be tied separately and placed curbside with yard waste for weekly collection by Sanitation. Residents are also reminded that they or their contractors may bring loose leaves, collected from Scarsdale residences only, to the Village Recycling Center at 110 Secor Road. The normal dumping fee will be waived as long as contractors pre-register with the Village and provide proof of client residency. Residents may also purchase 40 gallon biodegradable paper bags at the Recycling Center at a cost of \$4.00 for 5 bags. There are no restrictions to the number of bags purchased by residents, however, limit restrictions are in place for contractors. Residents and/or contractors should contact the Public Works Department at 722-1150 for further information on these items.

Residents and contractors are reminded that all fall leaf piles must be placed loose in the area between the curb or pavement edge and one's private property line for collection by Village crews. Leaf piles must be free of any other organic material including grass clippings,

twigs, and branches. These so-called contaminated piles can damage Village equipment and will not be collected. In these cases, Village personnel will leave a warning notice at the home notifying residents of this requirement.

Additionally, loose leaves placed on any part of the roadway are considered a public safety hazard in violation of the Village Code. These leaves can create traffic safety hazards for motorists by narrowing the roadway and creating visual obstructions, as well as pedestrians, when obstructing crosswalks. They can also create localized flooding when blocking Village catch basins, and fire safety hazards when piled to obstruct fire hydrants.

Homeowners are reminded to refrain from this practice and to inform their landscapers to place the leaves no closer to the street than the curb line. Warning notices as well as violation notices will be issued. We ask for your adherence to maintaining traffic safety and proper flood mitigation during the leaf collection season. Your cooperation will ensure a cleaner and safer Village.

Finally, residents are encouraged to mulch-mow their leaves on-site. Leaf mulching provides environmental health benefits to your lawn, while reducing phosphate runoff into waterbodies as well as the localized flooding and traffic hazard concerns previously mentioned. Additional information regarding leaf mulching is available on the Village website at [www.scarsdale.com](http://www.scarsdale.com) on the Conservation Advisory Council page. Thank you and let's have a successful and safe leaf season this year.

Village Manager Pappalardo stated that he has another fall-related report regarding Halloween.

The Village has begun receiving inquiries from residents regarding Halloween activities next month during the ongoing COVID-19 pandemic. For expediency purposes, allowing time for parents to plan, and in accordance with existing COVID-19 safety protocols and guidance provided today by the Center for Disease Control, at this time, Halloween may take place in Scarsdale for those wishing to participate. Participation is an individual choice for families – parents and their children or minors. Please know that today's CDC Guidance identifies traditional trick or treating, where treats are handed to children door-to-door, as a high risk activity for spreading the virus. Other High Risk activities which should be avoided include:

- a. Trick or Treating where treats are handed out from car trunks lined up in large parking lots;
- b. Attending crowded indoor Halloween parties, and
- c. Going on hayrides or tractor rides with people outside of your household.

The CDC's Moderate risk activities include:

- One-way trick or treating where individually wrapped goodie bags are lined up for families to grab and go while maintaining social distancing. This could be accomplished in residential neighborhoods at the end of a driveway or yard, and
- Attending an Outdoor Costume Party with protective masks and social distancing.

The recommended Lower Risk Activities include:

- Household pumpkin carving;
- Outdoor pumpkin carving with neighbors and friends, at a safe distance with masks;
- Outdoor Halloween scavenger hunt w/lists of items for children to find, with masks and social distancing adherence;
- Virtual Halloween costume contests;
- Halloween Movie Night with family

The Village recommends that residents follow the CDC's Halloween guidelines for these lower risk activities. However, should more traditional trick or treating be sought, the following health and safety precautions should be observed:

- Trick or Treat in small groups preferably only with family members or those living in your household;
- Do not wear a costume mask over a protective cloth mask especially if the costume mask makes it difficult to breath.
- Wear bright reflective clothing and/or costumes, and consider flashing arm bands;
- Trick or treat during daylight hours or no later than dusk;
- Carry hand sanitizer while trick or treating or handing out candy, and use frequently after receiving candy at individual homes.
- Follow all applicable COVID-19 health safety protocols and existing Executive Orders as well as best management practices for pedestrian and traffic safety.

The Village will continue to track CDC Guidance moving forward and issue a press release on this matter as Halloween approaches.

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### Public Hearing

Trustee Lewis introduced the Public Hearing being held this evening to determine the number of taxicabs to be licensed available for issuance in Scarsdale in 2021 pursuant to Section 272-3 of the Village Code. He stated that as members of the Board, staff and the public may recall at the last Board meeting, we discussed that we would be holding a public hearing, and at that time we reviewed some of the documentation in support of the public hearing. In particular, we discussed the memorandum dated September 2<sup>nd</sup>, by Village Clerk Donna Conkling, outlining the case for taxi cab relicensing, particularly a recommendation that 25 taxicabs be licensed. Amongst the considerations in that memo were several items.

Although there has been a significant decline in Metro North ridership and a decline in perhaps the demand for local taxi services at the same time. There's also been a reduction in the providing of services by unlicensed service providers to the area. With regards to the process of increasing and decreasing taxi cabs, it is a lengthy process so should the Board consider a reduction from the recommended 25 licenses, we need to be mindful of the fact that if the economy bounces back and if ridership bounces back, it would require another

public hearing again as the memorandum outlines to vote to increase the number. The process for changing the number of taxi cabs and relicensing that provides those licenses is a time consuming one. The Village Clerk's recommendation is that the Board consider approving a maximum of 25 taxicab licenses for 2021. As noted at the last Board meeting, there is an inspection process. The police do a surprise inspection, and one item that could be discussed at this public hearing is the degree to which COVID protocol should be evaluated and considered.

Trustee Lewis stated that he would like to open the Public Hearing at this time for any public comment.

**Madelaine Eppenstein**, stated that she would like to begin by congratulating Trustees Arest, Crandall and Whitestone on their election to the Village Board.

Mayor Samwick reminded Ms. Eppenstein that this is a public hearing only on the on the number of taxi cab licenses to be issued in 2021, and stated that the public comment period will follow this item.

Ms. Eppenstein stated that she would like to make a comment, not about the number of taxi cabs, or whether or not it's prudent to cut back on the fleet at this time. She stated that there have been times that she and others have observed the taxi cab drivers not always obeying signals and signage, and she stated that she would be remiss not to mention that to the Board at this time. She stated that she does not know what can be done about that. However, she mentions this so that the Board is aware, and stated that the public is not happy about it, especially when this occurs in the Village Center. The taxicabs speed up going through stop signs and the like, and making illegal U-turns on East Parkway.

Mayor Samwick thanked Ms. Eppenstein for her comments and asked the Village Manager if he wished to comment on that.

Village Manager Pappalardo stated that the Village has received complaints over the years regarding some of the drivers who are also licensed individually for their hackers' licenses, and the Village investigates every complaint that we get when someone witnesses something such as erratic driving or unlawful driving by any cabbie, including Central Taxi. He stated that any witness to this type of driving behavior should call the Manager's office and they will investigate it. It would be helpful to give license plate information, the time, date, and car description. He noted that when we have had these problems, the management at Central Taxi has been very responsive and takes immediate action.

Mayor Samwick thanked Village Manager Pappalardo and asked if any other member of the public would like to speak at this public hearing.

Trustee Lewis stated that if there are no further comments, he would like a motion to close discussion and the public hearing on this item, so moved by Trustee Arest and seconded by Trustee Ross, and carried unanimously. Trustee Lewis noted that Trustee Crandall has the resolution as an agenda item for the Board to vote on.

At this time, Trustee Lewis gave the floor to Trustee Crandall to read the resolution regarding this Public Hearing.

Trustee Crandall stated that this is a resolution regarding the number of taxi cabs to be licensed in the Village of Scarsdale for 2021. Upon motion entered by Trustee Crandall, seconded by Trustee Whitestone, the following resolution was approved by the vote indicated below:

**WHEREAS,** Village staff has reviewed the necessary areas of taxi service in accordance with Article II, Section 272-3 of the Village Code in order to recommend the number of taxicabs to be licensed in the year 2021; and

**WHEREAS,** the Village Board of Trustees approved the issuance of up to twenty-five (25) taxicab licenses in 2020, with the Village Clerk issuing twenty-four (24) taxicab licenses in this year; and

**WHEREAS,** Based on population, train ridership data and the number of licenses sold, Village staff has determined that the current number of 25 taxicab licenses is adequate for the proper supply of service throughout the Village in 2021 now therefore be it

**RESOLVED,** that pursuant to Article II, Section 272-3 of the Scarsdale Village Code, the number of taxicab licenses to be issued in 2021 should remain at twenty-five (25); and be it further

**RESOLVED,** that the Village Clerk is hereby authorized to issue said licenses in accordance with the provisions of the Village Code.

<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Trustee Arest	None	None
Trustee Crandall		
Trustee Lewis		
Trustee Ross		
Trustee Waldman		
Trustee Whitestone		
Mayor Samwick		

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Public Comment

Mayor Samwick opened the public comment portion of the meeting, noting that five minutes is allocated for each speaker. Shortly before the five minutes are up, Assistant to the Village Manager Aylone Katzin will hold up a time clock showing the final time elapsing. He noted that there is a second public comment section of meeting later on.

**Leah Dembitzer**, 354 Mamaroneck Road, stated that she is speaking this evening on behalf of the League of Women Voters of Scarsdale Board of Directors. She stated that the League Board would like to extend thanks to Jane Veron for her years of dedicated work on the Village Board. She hoped that Jane is listening so that she may speak directly to you - Jane, you have worked tirelessly for our community with a dedication to revitalizing our Village Center. You are a unique community leader – poised, thoughtful, patient, and professional. Your ability to reach out to the community to ask questions and to listen thoughtfully has served us well. The League Board is deeply grateful for all of your work as Trustee and your service to our Village and community, and we wish you all the best in your future endeavors.

Ms. Dembitzer continued, stating that the League Board also wishes to extend their thanks to Village Treasurer Mary Lou McClure. Mary Lou is our Village's secret gem. To Mary Lou, she stated - you are a smart professional and giving with your time and knowledge. You are one of the nicest people with whom we've had the pleasure to work with in Scarsdale. Your financial acumen, attention to detail, and organizational skills have served our Village well these many years, Mary Lou. The League Board will miss you dearly and we wish you much happiness in your future endeavors.

**Madelaine Eppenstein**, stated that she did not think that she could do any better than Ms. Dembitzer in congratulating both Trustee Veron and Mary Lou McClure for everything they've done for the Village over the past many years. She stated that she is affiliated with a few civic organizations in town, but tonight she would like to speak from a personal standpoint, to express her gratitude to both and for their generosity, the time and effort they spent, and their cordial approach to helping residents and community groups. She stated that she wanted to especially thank Mary Lou for all the time that she has spent With anyone who knocks on her door to lend expertise and provide information that is needed and appropriate. She wished Mary Lou the best in whatever retirement brings and also to Trustee Veron on all of her future endeavors. She thanked them both from the bottom of her heart.

**Margot Milberg**, 14 Axtell Drive, stated that she is speaking this evening on behalf of the Scarsdale Public Library Board of Trustees. She stated that she would like to say a few words about Trustee Veron on her term just ended, as well as to congratulate Mary Lou on her retirement.

Ms. Milberg stated that Jane Veron has always been such an advocate and trusted advisor for the Library. She was instrumental in getting a library project approved by the Village, and she worked tirelessly behind the scenes to help her fellow Trustees see why they should approve the renovation. With her kind and conciliatory disposition, along with her strong determination, she was able to persevere and approval for the private public partnerships to renovate the library soon followed. She believed in the project, and shared the vision of what a reimagined library could look like. Her wonderful character traits have not only benefited the library, but all aspects of the Village. Ms. Milberg stated that they have appreciated that she always supported the library and even with her extremely busy schedule, she made time to be interviewed and to attend their day long strategic planning offsite. She always helped to promote the library by sharing information at the biweekly Board of Trustees meetings, consistently showing the library in its best light. She is a true



friend to the library and they are forever indebted to her for her unwavering support and wise guidance, and they look forward to seeing her soon at 54 Olmsted Road.

Ms. Milberg next thanked Mary Lou McClure for her wonderful job in partnership with the library. She has been vital to the construction project – she is patient, calm, and helpful. She has a wonderful attention to detail and she is an excellent steward of funds. She is also indispensable to our Library Director. On behalf of the library and its Board members, they want to wish her much success in her retirement and they hope that she will come to visit them at 54 Olmsted Road.

**Robert Berg**, 17 Black Birch Lane, stated that he would first like to thank Donna Conkling for her terrific work organizing and running a very safe contested election on September 15th. He said it was wonderful to see nearly 2,000 Scarsdale voters come out and exercise their most fundamental and important right to vote. He noted that while only about 14% of our registered voters did vote in this contested Village election, that's commendably far above the 1-3% of registered voters who come out to vote when the Village elections are uncontested. He stated that they are proud to bring democratic, real elections to Scarsdale, complete with traditional lawn signs, door hangers, and door to door campaigning. He congratulated the winners and wished them well. He also thanked their supporters for letting the Village know that there were critical issues that are not being addressed by the Village Board and staff in a manner that one-third of actual voters would like to see addressed. He stated that they watching and will continue to hold the Board accountable to the public. He wished the new Board good luck. He stated that he would also like to thank Mary Lou for her many years of outstanding service to the community. It is appreciated and they wish her a very happy and fulfilling retirement.

In regard to openness and transparency that is needed in the Village, Mr. Berg stated that he is very disturbed by the acts of the Village in refusing to produce documents that have been requested under the Freedom of Information Law in late April until the Friday before the September 15<sup>th</sup> Village Election, even though the Village Attorney advised the Village that there was no basis under the law for withholding those documents nearly five months earlier. He stated that he is referring to Mr. Selvaggio's request for the Notify Me email list. Mr. Selvaggio submitted that FOIL request on April 24<sup>th</sup>. It was a request that was precipitated by the Mayor's political attack on the Voters Choice Party candidates in his April 23rd Community Update, using the Notify Me system. After timely acknowledging receipt of the request, and claiming that the response might be delayed significantly by the COVID situation, nothing more was heard for months. They followed up asking why the delay, and were told that the Village was seeking an opinion from the Committee on Open Government in early September. After hearing nothing more, we followed up again and we were finally told that we would get the documents as long as Mr. Selvaggio signed a certification that he would not use the materials for solicitation or fundraising.

Mr. Berg stated that they don't understand why there was a five month delay when the law was absolutely crystal clear. It turns out that when the Village wrote to the Committee on Open government in July, within two days or three days the Village was informed about a case from the Town of Greenburgh, directly on point, that's been around for five years and states that an email list like this is required to be produced under the Freedom of Information Law. This decision has been around for five years. The Village

Attorney knew that in April, because that's what he's paid for. He represents plenty of Villages around Westchester. He told the Village this in April, and yet the Village still tried to delay responding to the FOIL request. The Village received the official word from the Committee on Open Government and then continued to sit on it for another two months. The Village received the decision on July 22<sup>nd</sup> or thereabouts. The FOIL request was not fulfilled until the Friday before the Village Election. He stated that the Village knowingly violated the law, and did it for political purposes. He stated that this is not transparency.

Mr. Berg stated that he knows the Board disagrees with the law and want to have a change in that law. He stated he has seen a letter signed by the Mayor sent to the State Senator requesting the change in the FOIL law, and asked if that is a position on behalf of the Village. It is signed by the Mayor, so it appears to be a Village Board vote on that. He asked if a vote was taken on this in an open meeting. He stated that he didn't think there was an open meeting on that and he asked if the Village Attorney worked on that letter. He stated that the language seems a bit more sophisticated in terms of the legal arguments in the letter and asked if that is paid for by taxpayers or is it included in the retainer agreement? He stated that the community should know that information as well. This is not an open and transparent government here, and we have to fight for all sorts of information and it's really improper. He stated that he hopes that the new Board acts in a much more open manner.

Before continuing with public comment, Mayor Samwick stated that he wanted to make a few quick comments. He stated that the subject FOIL request was far more complicated than in the simplistic way in which it was just described. It involves issues of cyber security, it involves issues of privacy, and it involves issues of public trust in government. He stated that this was something that was not taken lightly, because as government, our primary function is to protect our residents and that includes their privacy, including their email addresses. This was something that we did have to do pursuant to the law, but we were exploring whatever opportunities possible in order to protect our residents. It was not politically motivated in any way, shape, or form. It was strictly a function of protecting residents. With respect to the work that the Village Attorney did, that was included in the retainer agreement that we have with counsel.

**Zoe Berg**, 17 Black Birch Lane, stated that given all the turmoil and corruption in the world today, she would have hoped that the little quiet town of Scarsdale would be a place of refuge in the midst of chaos, a place where people are respected, and a place where we care for one another, despite our differences. Unfortunately, she stated that this has not been her experience, nor the experience of her family since they first began to challenge the broken non-democratic nominating system that dominates Scarsdale's political scene today. As many already know, her dad Bob Berg ran with Bob Selvaggio and Sean Cohen in the contested Village Trustee election held last week. Leading up to the election, she, her dad and the rest of the Voters Choice Party team worked hard to raise public awareness about the serious municipal issues the community faces. One such method of raising awareness, as has been used in political campaigning for decades, is the placement of lawn signs in public rights of way. Each day, she and her dad would go driving around Scarsdale to put up another political sign and then to realize that some of their signs had been stolen, thrown on the ground or stepped on. She wondered if this is the example that some adults set for their

children here in Scarsdale. She stated that her dad filed three police reports. Hundreds of dollars' worth of signs were stolen.

Ms. Berg continued, stating that on Election Day, she and her dad had some preliminary complications voting because they had just moved from Fox Meadow to Quaker Ridge and their March absentee ballots were no longer valid. She stated that they had to wait about 20 minutes before they were able to vote because the election inspectors had to resolve the issue. She stated that as they were waiting, out of nowhere, this young man walked uncomfortably close to her and said that his penis had been bothering him lately; it must be the 5G. He and his mother walked off before she could say anything; both she and her dad were speechless.

Ms. Berg then described how after voting, she viewed a poll watcher harassing her father, stating that he was illegally canvassing at the polling place. She wondered why this person was causing a scene for no reason. She asked if this is what our community is about, is this what we stand for.

Mayor Samwick stated that there were certain situations in those comments that people on the Board or Village government were involved in some of those activities, and to the best of his knowledge, that is not the case. This is an elected Board that is uniformly made up of members of a nonpartisan system, and we respect the laws, and we respect the rules and the regulations around those laws for candidates of public office.

**Dara Gruenberg**, thanked Mary Lou McClure for her exceptional service and dedication to the Village. Working with her has been such an honor and a pleasure, and she knew that she speaks for many volunteers. Mary Lou went above and beyond to help her personally, two years ago, when she chaired the League's budget portfolio. One of the reasons she volunteered to take on that daunting role is because she knew she'd be able to go to Mary Lou for support and help. Ms. Gruenberg stated that Mary Lou's grandchildren are very lucky to be able to have more of her time; their gain is our loss. She thanked her again for caring for our Village so meticulously.

**Robert Harrison**, 65 Fox Meadow Road, stated that he is a 40 year resident of Scarsdale and would like to thank so people as others have done. He stated that he would like to thank Donna Conkling for her great work with the Village election. The election was finished by 11:30 p.m. after counting all the absentee ballots. A great job by Donna and she's done it over the years. She is a jewel of our Village. He noted that there is a big election on November 3<sup>rd</sup>, and he urged Scarsdale residents to vote on that date or prior to it by absentee ballot.

Next, Mr. Harrison stated that he would like to congratulate Mary Lou McClure on her retirement. He stated that he worked with her as a Village Trustee and she helped him a lot at the time with some of His questions on doing the bills. Going over the bills is a great experience for the Trustees to see how our money is spent and to make sure it's spent wisely. He asked how many years Mary Lou has worked for the Village, to which Mary Lou responded that it has been 16 years.

Mr. Harrison stated that he would like to congratulate the winners of the Village election, Justin Arest, Lena Crandall, and Randy Whitestone. Mr. Harrison noted that he worked with Mr. Whitestone on some committees in the Scarsdale Forum. He wished him the best in his next two years as a Trustee. He stated that he knew he would do an excellent job, and noted that he would be available for any advice Mr. Whitestone might like.

Mr. Harrison stated that there was a very serious accident on Church Lane over the weekend, and asked Village Manager Pappalardo if he could make any comments on it.

Village Manager Pappalardo stated that the only information he had was that there was a head on collision on Rectory and Church and there were some serious injuries.

Mr. Harrison next spoke regarding the Scarsdale Summer Youth Tennis League open tournament. He stated that he hasn't gotten a lot of feedback. Any students who play on the tennis teams, boys and girls, are invited to play; there will be a tournament of advanced players in that category. There will also be a beginner novice category, which they generally would have as they have in the summer. There will be some fun doubles, and less experienced players can play half court and are allowed to bounce the ball. He stated that this a fun way to play tennis - they use ping pong scoring. Every player will get a participation trophy. Social distancing will be practiced – no parents will be allowed on the courts; they can stand outside of the fence. Players must have a valid Scarsdale tennis permit.

Mr. Harrison stated he can be reached at 914-725-0962, or his cell phone at 914-646-4054, or by email at [proscars@aol.com](mailto:proscars@aol.com).

As there were no further comments offered by members of the public, Mayor Samwick closed the public comments portion of the meeting at this time. He reminded everyone that there is another public comment section towards the end of the meeting.

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Trustee Arest stated that he would like to make a couple of quick comments. First, in regard to Mr. Harrison's comments concerning the tennis program, some of what he said was garbled, so he suggested that if there is time during the second comment period, he may want to repeat it.

To add to what Village Manager Pappalardo said about the accident that occurred over the weekend, his understanding is that the accident is an open investigation. He believed that the County is helping the Scarsdale Police Department with that; there will be more information at a later date.

In regard to other comments made during the Public Comment period, Trustee Arest stated that he, Lena Crandall and Randy Whitestone are appreciative of everyone that came out and voted. He stated that less than 1/3 of the total votes that didn't go to their slate. What he would say to those people is, if this wasn't Scarsdale, and if it were Washington or somewhere else, he'd be sitting up here very tall and saying that we have a mandate; we're going to do whatever we want. He stated that is not Scarsdale; we represent

everyone, and we want to hear from everyone. It doesn't matter who voted for their slate; he doesn't care. Just contact the Board, give us ideas and work with us. We just try to get results; it's not about whose idea it is.

Mayor Samwick thanked Trustee Arest for his comments and added that Scarsdale's nonpartisan form of government is designed specifically for all of us. And they are the Trustees to serve at large, and that means every single person in the Village in the community. The Board is here for the community, and the Board wants to hear from the community.

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### Trustee Liaison Reports

Trustee Arest stated that he would like to make a few comments regarding the retirement of Village Treasurer Mary Lou McClure. He stated, "I have not kept my admiration and appreciation for you a secret, especially recently, but I would remiss if I did not thank you again and tell you how much you will be missed. You have gone above and beyond, and not just over the past year, but especially over the past year. You have guided us in your retirement when we needed you most and allowed us to find someone worthy of your role. I also want to note that your accessibility and kindness is known not only to Trustees but to residents as well, as clearly evidenced in the comments made during public comments. And I was the grateful beneficiary for years prior to my service on this Board and cannot thank you enough for helping me and teaching me so much."

Trustee Arest continued, stating, "Jon and BK, congratulations on your award. I wish you were having the celebration you deserve but I can't think of anyone who deserves the award anymore."

Trustee Arest next reported, "We had a meeting with our Auditors, PKF O'Connor Davies, prior to this meeting at 6pm, regarding our FY 19-20 financials statements. PKF presented its findings with the results being positive. I encourage anyone who might have been unable to attend the 6pm meeting to watch the recording and as always feel free to reach out with any comments or questions. Some items that were highlighted included our unassigned fund balance at the end of the FY compared to 20-21 expenditures was just above 14%. Our policy has been to keep that number between 10 and 15% while the GOA recommends something closer to 17%. Our debt service is approximately 3% of our budget. PKF advised that many other municipalities they work with have that figure at 8% or higher and commended our use of fund balance for capital projects. We also discussed GASB 75 and how even though OPEB liabilities are treated as pay as we go, they must be accounted for into the long term despite the lack of an allowable funding mechanism. If that does not make sense to anyone, please feel free to reach out. Bottom line, understanding that we are living through challenging health and financial times, we are in good financial health.

The Advisory Council on Communications met last week and started updating its plan. Planning continued with Deputy Manager Cole regarding working with Civic Plus on the upcoming refresh of the Village Website. Village communication throughout the storm

as well as the covid-19 pandemic was discussed and critiqued. They know that this Board is always looking for ways to improve communications and I expect they will have recommendations to share with us. There were other projects discussed as well and I look forward to sharing more from them soon.”

Trustee Arest stated that the following is a “Time Sensitive Announcement Potentially impacting local businesses and nonprofits:

The Westchester County Business FIRST Program is being administered by the County Office of Economic Development through the federal CARES Act. The Program is open to businesses and nonprofits that employ 99 or fewer people and whose primary business location is in Westchester County. Eligible business and nonprofits can apply for grants of up to \$49,000.

Awardees may use Westchester County Business FIRST grant funds for retaining and/or supporting employees; employee benefits; rent or mortgage payments; addressing temporary COVID-19-related restrictions on business activity; increasing technology capacity to enable alternative work options; marketing; buying safety equipment; and other expenses directly related to impacts of the pandemic. The website to apply is:

<https://westchestercatalyst.com/business-first-programs/> Applications Accepted 9/21-9/30

A quick thank you to Deputy Manager Rob Cole for sharing information about this on the Village's Twitter account and former Deputy Mayor Veron for reminding me about this today. Again, this was only recently announced but the deadline to apply is coming up very soon. If you are eligible and interested, please do not wait.”

\* \* \* \* \*

Trustee Crandall stated that before she reads her short prepared comments, she wanted to tell Zoe Berg that she is very sorry to hear that a person said that horrible thing to her while she was voting. Personally, she stated that she takes the 5G issue seriously, and she is familiar with Ms. Berg’s work for the grassroots environmental education group thanked her for her advocacy. She stated that it is a complicated issue and hoped that the Board will get into it at some point in the future.

Trustee Crandall stated that voting is our most precious right and she thanked everyone who came out to vote. She thanked everyone for their support and as Trustee Arest said, we represent everyone and take everything they heard during the election quite seriously and strive to do the best job possible. She stated that she would like to share a little bit of advice she was given by one of the poll workers with respect to the November election, and that is to take advantage of the early voting dates. That's what the poll workers do. She stated that she was assured that your vote will be counted, and you should have received a card in the mail with early voting information. She stated that she is going to encourage her family members to do the same - voting is so important, that's at the heart of our democracy.

Trustee Crandall thanked Mary Lou McClure for answering of her questions over the years, and most importantly, thanked her for your explanations of things. She stated that finance isn't in her background and she has learned a great deal. She is forever grateful. She told Mary Lou to enjoy her retirement, although she hoped she will be in the office tomorrow. She does have a question for her, and wished her all the best and to enjoy life.

Trustee Crandall thanked Village Manager Pappalardo for mentioning mulching leaves in place as a viable option for this year's leaf season. She stated that she would like to point out that when leaves are mowed into the lawn, it isn't as noisy as when those gas power blowers are going. So if residents are interested in having things a little bit quieter, she suggested that they talk to their landscape company and ask their neighbors to do the same. The Board is not in a position to enact any new legislation and it's better if everyone just tries to be a good neighbor.

For Scarsdale residents age 55 or older, Trustee Crandall asked them to please take note that there is a free program offered through Westchester County to help seniors and their caregivers to better manage chronic medical conditions. The Health for Life workshop runs for six weeks and it can be accessed either over the phone or internet to accommodate all technology skill levels. For more information, contact Marikay Capasso at 914-813-6427 or email her at [mqcq@westchestergov.com](mailto:mqcq@westchestergov.com).

Mayor Samwick thanked Trustee Crandall and noted that he did take advantage of voting early. He stated that he went to White Plains to the Board of Elections for the primary election that took place; it was easy and he highly recommended it.

\* \* \* \* \*

Trustee Ross gave a brief but deserved tribute to Mary Lou McClure. Her management of Village finances has been lauded by many. As a resident of Scarsdale, he joins his fellow residents in gratitude for that. On a more personal note, he stated that he has very positive recollections of going to her with questions about Village expenditures and receiving not only clear and responsive answers, but each time also an education in the facts and issues underlying his questions and her answers to them. He stated that he is a more knowledgeable Trustee as a direct result of her willingness to go above and beyond what is asked of her to provide what she sees is needed. He stated that this is a very valuable trait in a public servant, and he is hoping that the very carefully chosen successor will share that trait. He wished her the best of everything in her retirement.

\* \* \* \* \*

Trustee Lewis spoke to Zoe Berg, stating "Zoe, I am appalled by what you described and very disturbed to hear about this incident."

Trustee Lewis next spoke to Mary Lou McClure on her retirement, stating, "Mary Lou, without good data and reporting we could not do our jobs properly. Your hard work is the foundation of civic dialogue about important issues. Thank you for your service and dedication to Scarsdale."

Trustee Lewis gave his liaison report, stating, “Last week, I had the privilege to attend the Technology Advisory Committee chaired by Scott Rompala. This committee, whose membership includes a very impressive number of tech entrepreneurs and representatives from leading Silicon Valley corporations, is in the midst of a strategic review of the Village’s technology platform, how we operate, and how we might improve. They are collaborating effectively with Village staff and intend to begin briefing the Board in public session on their preliminary findings and suggestions later this fall. Given the virtual environment we find ourselves operating within, we are very fortunate to have such a talented group to advise the Village.

I also attended the first meeting of the United Westchester Executive Committee today. The group, chaired by Assemblywoman Amy Paulin and County Executive George Latimer, will review the performance of our energy, telephone, and internet service providers during the last storm, evaluate that performance, define expectations for future performance, and explore new process ideas for how the villages, towns, and cities of Westchester can collaborate to speak more forcefully with one voice as we demand improved performance from these corporations.”

\* \* \* \* \*

Trustee Waldman wished Mary Lou McClure well in her retirement, and echoed what all of the residents and what all of her fellow trustees have said. Mary Lou has taught her an incredible amount, including the meeting they had this morning to go over the bills that she just audited this weekend. She thanked Mary Lou for everything, and wished her good luck in her retirement - her family is very lucky to have her and the grandchildren will benefit greatly.

Trustee Waldman stated that she attended a meeting of the Library Board this week, and gave a report on the Library, stating “Contactless pickup of books is continuing at the Loft with patrons making reservations for pickup. Book recommendations for children and adults are on the Library website with links to the online collection. Additionally, librarians are available for book recommendations for patrons of all ages. Complete the form on the Library website and they will email you back with suggestions.

Fun online programs, and book clubs for children and adults are continuing this fall. Some require registration so please check the Library website. The Library has a Youtube channel and the librarians have recorded story times for children on the site.

Progress is continuing at 54 Olmsted Road: furniture and shelving has been installed and the movers are continuing to bring books back from storage.

The Library is interviewing vendors to run the cafe at the Library. We all look forward to the opening of the new library, hopefully in the late fall.”

\* \* \* \* \*



Trustee Whitestone stated to Mary Lou McClure that he witnessed her conduct of this budget cycle and really appreciated the time and most of all the patience that she showed throughout. He state that he felt much more informed as a candidate for Trustee because of that and thanked her. He stated that he also honored her service.

\* \* \* \* \*

### Trustee Arest

Trustee Arest reported on the statements of expense and revenue for the first quarter of fiscal year 2020-2021.

General fund appropriations were 17.34% spent as of August, 2020 as compared to 19.08% in 201-2020.

General Fund Revenues other than property taxes are \$3,360,513 through August 2020 compared with \$5,105,530 in the first two months of last year. The primary factors are the reduction of Parking Permit revenue of \$1,344,431 and the reduction in Recreation revenue of \$975,155. The sale of parking permits has been deferred until September based on the COVID-19 impact on commutation into New York City. Also, the corona virus led to the cancellation of summer camps with the resultant reduction in revenue and expense.

Offsets to these two revenue categories are the increase in mortgage tax of \$168,264, the receipt of funds from an insurance recovery of \$103,000 and the receipt of \$498,621 from Con Ed which was appropriated to Capital for road paving.

The Village tracks revenues as closely as possible, with the major items being sales tax, mortgage tax and building permits. Before any allocation to the AIM withholding amount, calendar year sales tax revenues at the County level are 23% greater than last year through August and building permits are at 30% of budget through August.

The actual collection of Village taxes through August, 2020 is at 78.66%, reflecting the choice that some taxpayers made to pay their Village taxes in two installments. This is the first year that the Village collection is being done in two installments. The second installment is due in December.

Trustee Arest noted that this information appears to generally comport with the currently expected Scenario Three and future data will continue to be closely monitored and changes made to the scenario analyses as needed.

Village Manager Pappalardo stated that under the first piece that Trustee Arest reported on the expenses, that the general fund appropriations through August 2020 or the first quarter the fiscal year being 17.34% of budget compared to 19.8% the same period in Fiscal Year 2019-20, so the actual savings being roughly \$800,000, if you project that over four quarters, which is not easy to do, as we spend money at different rates. And we still have winter months and COVID to deal with, but as an exercise if you project that \$800,000 over the four quarters, its \$3.2 million. On a \$59 million general fund budget, his only point in bringing this up is that the austerity spending measures are having an impact. He stated

that of course, there's still a long way to go, and a lot of uncertainty ahead, but he stated that they can feel pretty good that they are doing our best to tighten their belts and saving some money, which will help with the revenues that were just discussed. The Village is doing pretty well and in line with those scenarios.

Mayor Samwick stated that he would like to expand on that, that being one of the things that the Board has talked about over the six plus months of COVID is the quick decisive actions on the part of the Village Treasurer and Village Manager to implement austerity spending. The cost saving side of that equation is exactly what that is and to reiterate what the Village Manager said, there's no expectation that we're going to actually achieve that level of savings over the course of a year. The savings that we have obtained over this portion of the fiscal year are meaningful and they will continue to be meaningful, even if they don't annualize fully.

Mayor Samwick stated that also of note in the statement of expenses and revenues, there's no unexpected news, such as parking revenue coming in, which is well below original budget amounts but in line with expectations. But there's also positive news that wasn't expected in regard to the original projection of COVID related impacts on revenues, including potential hits to mortgage recording taxes and to building permit revenue. Those are things that are coming in better than expected. He stated that we are still in a negative position as a result of COVID but as Trustee Arest said earlier, our finances are run very professionally, very thoroughly, and very conservatively and we're in a better position to weather this storm as a result of that.

\*\*\*\*\*

Regarding the following resolution regarding the adoption of the 2020-2021 Village Investment Policy, Trustee Arest stated that there are three additional minor changes to the policy and one to the resolution. On the second page of the actual policy, there's an extra Section 2.3 that actually falls under Investment Committee already on the previous page. So that should be removed, and we were going to add to the end of Section 2.2 that currently reads "shall serve as the investment committee"; it should be modified to read "shall serve as the Investment Committee and review the investment policy annually".

Finally, on page three in Section 2.8, Internal Controls, on the bottom line: there is just a typo with 'otherwise'. With those changes and one additional which is in the Resolved clause, the word Policy should be next to Village Investment.

Upon motion entered by Trustee Arest, and seconded by Trustee Crandall, the following resolution regarding Adopting the 2020-2021 Village Investment Policy was approved by the vote indicated below:

**WHEREAS,** the Village's Investment Policy applies to all monies available for investment in the various funds maintained by the Village, further providing that the Village Board review and approve the Policy on an annual basis at a minimum; and

**WHEREAS,** the Village Board last reviewed and adopted the Investment Policy, Policy # 501 of the *Village of Scarsdale Administrative Policies & Procedures Manual*, on November 13, 2018; and

**WHEREAS,** recognizing the importance of the Village’s Investment Policy, Village staff on an annual basis reviews said policy and recommends any proposed modifications to the Village Board for consideration; and

**WHEREAS,** staff performed said review and the recommended changes, primarily housekeeping in nature, which are included in the proposed policy attached herewith; now, therefore, be it

**RESOLVED,** that the 2019-20 Village Investment Policy be adopted in accordance with the attached document dated October 22, 2019, “Investment of Village Monies, Policy # 501.”

AYES

Trustee Arest  
Trustee Crandall  
Trustee Ross  
Trustee Waldman  
Trustee Whitestone  
Mayor Samwick

NAYS

Trustee Lewis

ABSENT

None

Before voting, Trustee Lewis made the following statement: “Proposed investment guidelines govern how we invest public funds, monitor compliance with guidelines, and implement a governance structure for the investment of public money. Process drives performance, governance and compliance. I disagree with the language in the resolution that states the changes are primarily housekeeping in nature. There are changes that are substantive and from my perspective, weaken governance, compliance, and reduce the probability of performance. The proposed guidelines eliminate a standing Investment Committee and a standing Finance Committee. Those committees ceased to meet regularly in early 2019. In my view the ad hoc work sessions that have replaced them have not fully met all of the objectives of good governance, with its emphasis on public discussion debate that improves ideas, and public deliberation. There should be Board discussion about whether or not the experiment of eliminated committees has improved governance or not, and if there should also be further reform. We have not met to discuss investments or discuss compliance with guidelines at any point in 2020 as a Board. In a working session or as a committee, we have had no substantive public conversations in 2020 about the limitations we set for the institutions we can use, how those limits relate to either credit quality, or return. I believe the revisions to these guidelines institutionalize an ad hoc approach to governance, and weaken the Treasurer’s requirement to establish written procedures. I believe the experience of the past year and half suggests we need finance and investment committees that meet on a regularly scheduled basis, especially in a financial crisis. You know misunderstandings happened with well-intentioned people and I think Trustee Arest was misinformed when he stated all suggestions have been put in the revisions. Over the past year and a half, I have made many suggestions, including in writing

to the Village Treasurer and the Village Manager that are not in this document. So I just wanted to say that for clarification. I vote no.”

Trustee Whitestone thanked Trustee Arest for mentioning his amendments to the policy. He stated that he does think it's important to review this annually. He also stated that he agreed with Trustee Lewis in regard to aiming for process around this policy and perhaps we can revisit this in the next year. However, he does support the revisions to the policy and voted aye.

\* \* \* \* \*

Upon motion entered by Trustee Arest, and seconded by Trustee Crandall, the following resolution regarding Allocation of Library Board Interest Proceeds, and Fiscal Year 2019-2020 Closeout Balancing Budget Transfers was approved by the vote indicated below:

**WHEREAS,** pursuant to the provisions of Section 5-520 of the New York State Village Law, the Board of Trustees, by resolution, may transfer funds from existing and unexpended balances, from a contingent account, from available cash surplus or unanticipated revenues within a fund, or by borrowing; and

**WHEREAS,** following the end of the Village Fiscal Year 2019-2020, it is now necessary to make balancing modifications to and from various accounts of existing appropriations in the budget based on actual results of operations; and

**WHEREAS,** the final Fiscal Year 2019-2020 independent audit is completed and, in all cases, there are sufficient unexpended balances in various accounts, excess revenues, or fund balances available to cover the transfers; and

**WHEREAS,** during the Village Fiscal Year 2019-2020, unanticipated interest Earnings of approximately \$212,900 on the Library Capital Bond Account proceeds were properly used to make interest expense payments of \$114,782 on the Library Addition and Renovation bond issue, with the residual interest earnings carried forward and applied to the interest payments to be used during Fiscal Year 2020-2021 on said Library Bond issue; and

**WHEREAS,** since the interest earned from these bond proceeds may only be used For bond interest payments, and were otherwise unanticipated and unbudgeted in the Fiscal Year 2019-2020 Budget, Village Board approval is required; now, therefore, be it

**RESOLVED,** that pursuant to Village Law 5-520, the Village Board of Trustees Hereby authorizes the use of the unanticipated and unbudgeted interest earnings on the Library Capital Bond Account for the Fiscal

Year 2019-2020 and Fiscal Year 2020-2021 interest expense payments on said Library Bond; and be it further

**RESOLVED**, that the proper Village Officers are hereby authorized and directed to modify the Fiscal Year 2019-2020 Budget by making the following additional transfers:

**BUDGET MODIFICATIONS GENERAL FUND**

From:	<u>EXISTING APPROPRIATIONS</u>	ACCOUNT #	AMOUNT
	Liability Insurance	9990.451	34,970.00
	MTA Payroll Tax	9990.1980.4	235.00
	Contingent Account	9990.1990	210,000.00
	COVID Contingent Account	9990.1991	49,782.00
	NYS Employees Retirement System	9990.9015	225,219.00
	Social Security Tax	9990.9030	191,448.00
	Workers' Comp Premium	9990.9040	17,049.00
	Workers' Comp Claims	9990.9040.1	84,765.00
	Health Insurance	9990.9060	331,244.00
	Plan/Manage Freightway	9990-8685-.0	8,824.00
	TOTAL		<b>1,153,536.00</b>

To:		ACCOUNT #	AMOUNT
	Village Treasurer Administration Personal Services	1325.100	86,684.00
	Village Treasurer Administration Personal Services Part-Time	1325.130	25,988.00
	Village Assessor Administration Program Expenses	1355-459	17,395.00
	Village Assessor Administration Contractual Expenses	1355-499	34,625.00
	Village Clerk Administration Personal Services	1410.100	3,114.00
	Village Clerk Administration Personal Services	1410.130	677.00
	Village Attorney Administration Supplemental Services	1420.458	50,424.00
	Village Personnel Personal Services	1410.100	44,119.00
	IT Department Personal Services	1680.100	2,522.00
	Police Department Records Traffic Signals	3120.474	5,566.00
	Fire Department Suppression Personal Services	3410.100	247,799.00
	Fire Department Suppression Personal Services Overtime	3410.120	98,886.00
	Planning Dept Personal Services	8020.100	87,750.00
	Unallocated Interest on Serial Bonds	9990-9711	447,825.00
	Unallocated Interest on EFC Bonds	9990-9721	162.00
	TOTAL		<b>1,153,536.00</b>

**ENTERPRISE FUND - WATER**

From:	<u>EXISTING APPROPRIATIONS</u>	ACCOUNT #	AMOUNT
	Water Administration Debt	8310.700.9711	241,446.00
			<b>241,446.00</b>
To:	Water Administration Benefits-OPEB	8310.9089	241,446.00
			<b>241,446.00</b>

**INTERNAL SERVICE FUND**

From:	<u>EXISTING APPROPRIATIONS AND FUND BALANCE</u>	ACCOUNT #	AMOUNT
	Garage Admin Fuel	1640.439	86,427.00
	Garage Admin Fuel	1640.440	93,536.00
	Garage OPS-SPRT Personal Services	1640.100	3,766.00
	Garage Repairs to Apparatus	1640.460.0	8,464.00
	Garage Equipment Supplies	1640.462	14,905.00
	Garage Repairs to Cars & Trucks	1640.464	54,524.00
			-
	TOTAL		<u><u>261,622.00</u></u>
		ACCOUNT #	AMOUNT
To:	Garage Admin Benefits OPEB Expense	1640.9089	261,622.00
	TOTAL		<u><u>261,622.00</u></u>

<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Trustee Arest	None	None
Trustee Crandall		
Trustee Lewis		
Trustee Ross		
Trustee Waldman		
Trustee Whitestone		
Mayor Samwick		

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Trustee Arest stated that he has two resolutions calling for public hearings; the memorandum for both is the same as backup to both of them. It's extremely well done and he stated that he appreciates all the work that went into it, and thanked, in particular, Assistant Village Manager Richards.

Trustee Arest stated that this is a continuation of the work that has been done by Village staff, by the Board, and by the downtown Village Center Task Force, trying to do what we can to remove red tape and facilitate extra options for our merchants and for our restaurants at the Village Center. This will ensure that when the current changes to our Code for both sidewalk cafes and presenting merchandise goods and wares on the sidewalk as well from merchants and food stores and etc. expires, the Board will have voted already to extend that. We have been planning this for a while and have been working with the staff on this for a while. There's also a lot of work that's gone on noted in the memorandum that's helpful, that talks about trying to have foresight. There's an article today that he read about New York City - restaurants are starting to use heaters and they're scrambling as to what the actual requirements are with coverings, etc.

Trustee Arest thanked the Village Engineer, David Goessl, who has already started to work with the restaurants to make sure they understand what the requirements are, and what information needs to be presented to the Village before they can use such devices. We are really trying to do the best that we can to get ahead of everything. We have had

incredible participation from the Scarsdale Business Alliance, but help from anywhere is appreciated.

Upon motion entered by Trustee Arest, and seconded by Trustee Crandall, the following resolution Calling for a Public Hearing on a Local Law Amending Chapter 245 of the Scarsdale Village Code Entitled Sidewalk Cafes was approved by the vote indicated below:

**RESOLVED**, that a Public Hearing is hereby scheduled by the Board of Trustees of the Village of Scarsdale at 7:00 PM on Tuesday, October 13, 2020, via Zoom video conferencing service to consider a proposed local law to amend Chapter 245 of the Scarsdale Village Code, entitled Sidewalk Cafes, to amend Section 245-6 A & B allowing sidewalk cafes to operate through December 31, 2020; and be it further

**RESOLVED**, that an [electronic copy](#) of the local law is available for public review on the Village website at [www.scarsdale.com](http://www.scarsdale.com); and be it further

**RESOLVED**, that members of the public wishing to present comments may do so online during the public comment phase of the hearing by accessing the meeting at <https://zoom.us/j/93183703358>, or by calling-in using 1-929-436-2866 and entering the Meeting ID, 931 8370 3358; and be it further

**RESOLVED**, that the Village Clerk is hereby directed to publish notice of said hearing pursuant to Village Law.

<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Trustee Arest	None	None
Trustee Crandall		
Trustee Lewis		
Trustee Ross		
Trustee Waldman		
Trustee Whitestone		
Mayor Samwick		

\* \* \* \* \*

Upon motion entered by Trustee Arest, and seconded by Trustee Crandall, the following resolution Calling for a Public Hearing on a Local Law Amending Chapter 256 of the Scarsdale Village Code Entitled Streets, Sidewalks and Public Places was approved by the vote indicated below:

**RESOLVED**, that a Public Hearing is hereby scheduled by the Board of Trustees of the Village of Scarsdale at 7:00 PM on Tuesday, October 13, 2020, via Zoom video conferencing service to consider a proposed local law to amend Chapter 256 of the Scarsdale Village Code, entitled Streets, Sidewalks and Public Places, to amend Section 256-1 C allowing for owners and lessees in the Village Center or other owners

or lessees of rental or food establishment properties in other areas of the Village, to store, display and or sell goods, wares and merchandise on or directly above Village-owned rights of way through December 31, 2020; and be it further

**RESOLVED**, that an [electronic copy](#) of the local law is available for public review on the Village website at [www.scarsdale.com](http://www.scarsdale.com); and be it further

**RESOLVED**, that members of the public wishing to present comments may do so online during the public comment phase of the hearing by accessing the meeting at <https://zoom.us/j/93183703358>, or by calling-in using 1-929-436-2866 and entering the Meeting ID, 931 8370 3358; and be it further

**RESOLVED**, that the Village Clerk is hereby directed to publish notice of said hearing pursuant to Village Law.

<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Trustee Arest	None	None
Trustee Crandall		
Trustee Lewis		
Trustee Ross		
Trustee Waldman		
Trustee Whitestone		
Mayor Samwick		

\* \* \* \* \*

Trustee Lewis

Upon motion entered by Trustee Lewis, and seconded by Trustee Crandall, the following resolution regarding Authorization to Execute a Professional Services Agreement for Development of a Water System Master Plan was approved by the vote indicated below:

**WHEREAS**, the Village of Scarsdale invited qualified consultants to submit a professional engineering services proposal for development of a Water System Master Plan comprised of the following elements: Hydraulic Modeling, Water Distribution System Mapping, and a Water Distribution System Capital plan for a 25-year planning horizon; and

**WHEREAS**, twelve firms responded to the solicitation, including PCI, Environmental Design Research, Weston & Sampson, D&B Engineers and Architects, Chazen, H2M, GHD, Woodard & Curran, MJ Engineering, Barton & Loguidice, Mott McDonald, and CT Male Associates; and



**WHEREAS,** a selection committee was created to determine the responsiveness and qualifications of the engineering firms, the selection committee was made up of Stephen A. Johnson (Water Superintendent), Robert Cole (Deputy Village Manger) Jeffrey Coleman PE (Superintendent of Public Works), David Goessl PE (Village Engineer), and Tyler Seifert (Assistant to the Superintendent of Public Works); and

**WHEREAS,** on October 29, 2019 the selection committee met to evaluate the twelve engineering firms based on: technical ability to prepare a comprehensive Water System Master Plan, experience of the firm and the project personnel as it relates to the development of a Water System Master Plan, experience of the firm related to development of accurate costs, methods of construction and design of water system improvements, experience related to water system mapping and hydraulic modeling, and experience in regulatory review with New York State and Westchester County Health Departments; and

**WHEREAS,** based on the analysis, the evaluation committee identified the five most qualified engineering firms to respond to a RFP to develop a detailed project proposal, the five firms were Weston & Sampson, D & B, H2M, Woodard & Curran, and Mott McDonald; and

**WHEREAS,** staff interviewed three of the most responsive and competitive firms, concluding that Woodard & Curran is the most suitable for the project, and then negotiated a consultant agreement at a not-to-exceed cost of \$79,400, to provide hydraulic modeling, water distribution system mapping, and a water distribution system capital plan for 25-year planning horizon; now, therefore, be it

**RESOLVED,** that the Village Manager is hereby authorized to enter into a professional service agreement with Woodard & Curran, 800 Westchester Ave, #507, Rye Brook, NY 10573 in the amount of \$79,400 for engineering services associated with the Water System Master Plan, as further described in the attached agreement, and to undertake all necessary administrative acts.

AYES

NAYS

ABSENT

- Trustee Arest
- Trustee Crandall
- Trustee Lewis
- Trustee Ross
- Trustee Waldman
- Trustee Whitestone
- Mayor Samwick

None  
None

\* \* \* \* \*

In regard to the following resolution to authorize the execution of a professional services agreement for development of a Water System Master Plan, Trustee Lewis stated that there are some really important and fascinating points about why this planning work is necessary. He stated that Water Superintendent Stephen Johnson submitted a memorandum on August 28<sup>th</sup> that outlines very clearly why a water system master plan is needed. For those who don't know, it's necessary to evaluate the condition of the Village's existing distribution system, and to create a hydraulic model of the system to highlight present and future investment needs. This is a really good example of planning that will be going on that will identify and prioritize infrastructure investments and serve as a roadmap to for capital planning. It will also examine the most cost effective methods for meeting identified needs and endeavor to highlight potential opportunities to coordinate water repairs with other underground infrastructure improvements. That's really important from the standpoint of us being a Village that emphasizes sustainability and protecting and preserving our water resources. He encouraged all those who are interested in this to read the memo in greater detail.

Trustee Lewis gave kudos to the negotiation of the contract; he stated that the team did a great job on that. He stated that there is some really important information here regarding the Village's infrastructure, what the cost structure is and what our taxes paid for in the RFP. It notes that the Village is responsible for pumping and distributing water throughout the hundred miles of the Village-owned water mains and there is great detail about it. He noted that the Reeves Newson pump station is capable of producing 11 million gallons of water per day. It is fed by the Catskill Aqueduct, and why do we have to do this work, you will see in the RFP. This distribution type system dates back to the early 20th century, and much of it was installed at that time.

Trustee Lewis encouraged people to read this as it will give them a really good understanding about the issues we face as we seek to and enhance our environmental stewardship. The firm that the Village is going to engage with gives some really important detail about project planning and the project planning phase. This is on page six of their proposal, and he noted that they will have a kickoff meeting with key stakeholders in the Village. This will include engineering water operations management and finance staff. He encouraged the Village Manager and the Mayor to invite other stakeholders beyond who is listed here including our Conservation Advisory Council and those who are interested and concerned with sustainability issues. This master plan will be a very important tool for us in addressing those issues.

Upon motion entered by Trustee Lewis, and seconded by Trustee Crandall, the following resolution regarding Authorization to Execute a Professional Services Agreement for Development of a Water System Master Plan was approved by the vote indicated below:

**WHEREAS,** the Village of Scarsdale invited qualified consultants to submit a professional engineering services proposal for development of a Water System Master Plan comprised of the following elements: Hydraulic Modeling, Water Distribution System Mapping, and a Water Distribution System Capital plan for a 25-year planning horizon; and

**WHEREAS,** twelve firms responded to the solicitation, including PCI, Environmental Design Research, Weston & Sampson, D&B Engineers and Architects, Chazen, H2M, GHD, Woodard & Curran, MJ Engineering, Barton & Loguidice, Mott McDonald, and CT Male Associates; and

**WHEREAS,** a selection committee was created to determine the responsiveness and qualifications of the engineering firms, the selection committee was made up of Stephen A. Johnson (Water Superintendent), Robert Cole (Deputy Village Manger) Jeffrey Coleman PE (Superintendent of Public Works), David Goessl PE (Village Engineer), and Tyler Seifert (Assistant to the Superintendent of Public Works); and

**WHEREAS,** on October 29, 2019 the selection committee met to evaluate the twelve engineering firms based on: technical ability to prepare a comprehensive Water System Master Plan, experience of the firm and the project personnel as it relates to the development of a Water System Master Plan, experience of the firm related to development of accurate costs, methods of construction and design of water system improvements, experience related to water system mapping and hydraulic modeling, and experience in regulatory review with New York State and Westchester County Health Departments; and

**WHEREAS,** based on the analysis, the evaluation committee identified the five most qualified engineering firms to respond to a RFP to develop a detailed project proposal, the five firms were Weston & Sampson, D & B, H2M, Woodard & Curran, and Mott McDonald; and

**WHEREAS,** staff interviewed three of the most responsive and competitive firms, concluding that Woodard & Curran is the most suitable for the project, and then negotiated a consultant agreement at a not-to-exceed cost of \$79,400, to provide hydraulic modeling, water distribution system mapping, and a water distribution system capital plan for 25-year planning horizon; now, therefore, be it

**RESOLVED,** that the Village Manager is hereby authorized to enter into a professional service agreement with Woodard & Curran, 800 Westchester Ave, #507, Rye Brook, NY 10573 in the amount of \$79,400 for engineering services associated with the Water System Master Plan, as further described in the attached agreement, and to undertake all necessary administrative acts.

<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Trustee Arest	None	None
Trustee Crandall		
Trustee Lewis		
Trustee Ross		
Trustee Waldman		

Trustee Whitestone  
Mayor Samwick

\* \* \* \* \*

Trustee Lewis explained that there are very fine supporting documents from Water Superintendent Stephen Johnson concerning the following resolution regarding the Rejection of Bids for VM Contract #1252 Fluoride System Upgrade at Reeves Newsome Water Supply Station. The bids the Village received for this project were higher than the grant that the State awarded.

Upon motion entered by Trustee Lewis, and seconded by Trustee Crandall, the following resolution regarding Rejection of Bids for VM Contract #1252 Fluoride System Upgrade at Reeves Newsom Water Supply Station was approved by the vote indicated below:

**WHEREAS,** in 2017, the Village of Scarsdale was awarded a grant from New York State Department of Health for \$260,000 to fund fluoridation and water quality improvements at the Reeves Newsom Water Supply Station; and

**WHEREAS,** the Village applied for the funding with the intent of using the funds to pay for the entire project, and was included as part of the Capital Improvement Plan for FY 2020-2021; and

**WHEREAS,** the bid solicitation for VM Contract #1252 Fluoride System Upgrade at Reeves Newsom Water Supply Station was published in the Scarsdale Inquirer, BidNet, and the Village’s website on July 24, 2020; and

**WHEREAS,** on the bid opening date of August 18, 2020, four sealed bids were received from Ecco III Enterprises, Eventus Construction Company, Mace Contracting Corp, and Alon Industries; and

**WHEREAS,** the lowest bid greatly exceeded the funding availability from the Department of Health grant, and made it impossible to award a project to a vendor without using the grant as the sole funding source for the project, as originally intended; and

**WHEREAS,** pursuant to §57-7 of the Scarsdale Village Code, the Village Manager recommends rejecting the bids for VM Contract #1252, revising the bid specifications to bring the bid response amounts closer to the \$260,000 project cost figure while ensuring the quality of the requested work remains uncompromised, and rebidding the work; now, therefore, be it

**RESOLVED,** that the Village Board of Trustees, pursuant to Section 103 of the New York State General Municipal Law, hereby rejects all bids for

VM Contract #1252 Fluoride System Upgrade at Reeves Newsom Water Supply Station; and be it further

**RESOLVED**, that the Village Manager is herein authorized to amend the bid specifications accordingly, re-advertise and re-bid the fluoridation upgrade project in accordance with Scarsdale Village Code §57-7 and New York State General Municipal Law §103.

<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Trustee Arest	None	None
Trustee Crandall		
Trustee Lewis		
Trustee Ross		
Trustee Waldman		
Trustee Whitestone		
Mayor Samwick		

Before voting, Trustee Arest expressed his concern that he doesn't know if there was a ceiling to what the grant could have been, but it seems as though the Village paid a consultant to design the work that was needed and the price they came up with was \$260,000, and now in less than two years, the cost has apparently gone up 24%. He stated that what also concerns him is that now they're redesigning it which they're saying won't have any impact on the finished product. Not having any experience in this type of construction, he would like to hear more from Steve Pappalardo and from the Steve Johnson as well, but it seems like a material change. What's additionally concerning is that now their projection at best, is going to be where the money is. But it could be easily another \$40,000 or so. He asked what the confidence is in this consultant and asked if there is additional grant money. He asked if the Village could get a different consultant to price this appropriately or is it too late for that option.

Village Manager Pappalardo stated that from a timing standpoint that would be a problem. He stated that obviously, they were concerned that the bids that came in were specified for this work, but to a great extent that's just the nature of competitive bids. A lot of that has to do with timing. He stated that they are going to pair this project down as far as they think they possibly can and still get the benefits of the project that they need to get. He stated that they believe it is worth their while, based on the availability of this grant money, to make a second attempt to do that. However, that would be without any guarantees that they will get bids back that will be within their range. He stated that they would have to make a decision at that point whether or not they wanted to include additional Village funding for this.

Trustee Lewis stated that he thinks what Trustee Arest was driving at is how satisfied or dissatisfied we are with PCI, and what is our view that their performance is going to improve.

Village Manager Pappalardo stated that he hasn't met with the engineer personally, however, he has had a conversation with Steve Johnson about this. Mr. Johnson felt that we should stick with the consultant and has a certain level of confidence in them. He has,

however, had a talking with the consultant based on the results that the Board is seeing tonight. He asked Assistant to the Village Manager Katzin, who was present during these discussions between Mr. Johnson and the consultant if he had anything to add.

Assistant to the Village Manager Katzin stated that he had nothing further to add from what the Village Manager explained; however, the only thing he would add is that after speaking with Steve Johnson, he did confirm the plan changes for the next round of bids, if we go through with that, would not have any detrimental impact to the project or the condition of the structure that's going to be built - that was assured.

Trustee Arest stated that the only thing he would add, is why we designed it the other way originally, if this is satisfactory and we could have saved the money. However, that is a question for another day.

Trustee Whitestone stated that the delay of more than six months is on the part of the County Department of Health. He asked how material that is, and if there was any way to avoid that in the future.

Village Manager Pappalardo stated that this has been a problem for a very long time with the County Health Department; they've been understaffed and overwhelmed, to a great extent with COVID. They are backed up considerably, and as you know, there were doing nothing but COVID related work for three to five months. At this time, he believed that they are in a better place now. But it is a real concern and always is, whenever the Village has any work that where we have to go to the County Health Department, so we try to do our best to leave enough time in our timelines to account for that.

\* \* \* \* \*

Upon motion entered by Trustee Lewis, and seconded by Trustee Crandall, the following resolution regarding an Emergency Purchase – Water Main Repair was approved by the vote indicated below:

**WHEREAS,** on August 12, 2020, Water Department personnel responded to an emergency regarding water bubbling up in the street on Crane Road and Woodland Place; and

**WHEREAS,** staff determined that a water main break was the source of the problem and endeavored to stop the water flow by closing the valves on both sides of the leak in order to effectuate the repair, but were unable to do so, as the valves were worn with age, necessitating the emergency use of a specialized contractors for excavation and valve insert; and

**WHEREAS,** Westchester Hills Contracting, a firm working with the Village on sanitary sewer repairs, was contacted and requested to perform emergency road cutting, excavation, roadway plating, backfilling, and roadway restoration to Village specifications; and

**WHEREAS,** Specialty Pipeline Services, one of only a few qualified firms in the tristate region, as well as one that has satisfactorily completed such emergency work for the Village of Scarsdale in the past, was contacted and requested to perform emergency replacement of three twelve-inch insert valves; and

**WHEREAS,** pursuant to New York State General Municipal Law (GML) 103-4, “in case of a public emergency arising out of an accident or other unforeseen occurrence or condition whereby circumstances affecting public buildings, public property or the life, health and safety... require immediate action which cannot await competitive bidding,” a purchase may be made by the appropriate officer; and

**WHEREAS,** pursuant to Section 3.5 of the Village Internal Control Policy, if an emergency purchase is made that exceeds statutory bid limits, a resolution declaring the emergency and authorizing the purchase must be prepared for approval by the Village Board; and

**WHEREAS,** based on the emergency nature of the water main break and associated need to protect the public health, safety, and welfare of Scarsdale residents, the Village Manager designates billing from Specialty Pipeline Services in the amount of \$46,550 for work performed on August 13, 2020, and Westchester Hills Landscaping in the amount of \$63,605.66 for work performed on August 12 through August 18, 2020, eligible emergency expenses pursuant to GML 103-4; now, therefore, be it

**RESOLVED,** that pursuant to New York State GML 103-4 and Section 3.5 of the Village Internal Control Policy, the Village Board herein declares the \$46,550 billing from Specialty Pipeline Services, 30 Scenic Hills Drive, Poughkeepsie, New York 12603, an eligible emergency expense and hereby directs the amount be charged to Capital Improvements Account EWS-8310-DSTRB-CAPTL-500 50 and remitted to the vendor, accordingly; and be it further

**RESOLVED,** that pursuant to New York State GML 103-4 and Section 3.5 of the Village Internal Control Policy, the Village Board herein declares the \$63,605.66 billing from Westchester Hills Landscaping, 119 Park Avenue, West Harrison, New York 10604, an eligible emergency expense and hereby directs the amount be charged to Capital Improvements Account EWS-8310-DSTRB-CAPTL-500 50 and remitted to the vendor, accordingly.

AYES

NAYS

ABSENT

Trustee Arest

None

None

Trustee Crandall

Trustee Lewis

Trustee Ross

Trustee Waldman  
Trustee Whitestone  
Mayor Samwick

\*\*\*\*\*

Trustee Ross

Trustee Ross stated that from time to time, we are fortunate that our Fire Department receives a gift in support of its operations. In this instance, the gift is from two of our residents who needed assistance from the Fire Department in a moment of crisis and received aid that was so outstanding that they chose to make a gift to the Fire Department and to write a very appreciative letter in response. Trustee Ross stated that this is one more indication of the excellent quality of the service that we all receive from our Fire Department.

Upon motion entered by Trustee Ross, and seconded by Trustee Crandall, the following resolution regarding the Acceptance of a Gift for the Scarsdale Fire Department from Mr. Ye Wang and Mrs. Helen Ni was approved by a unanimous vote:

**WHEREAS,** in recognition of the Scarsdale Fire Department’s essential public safety services to the Scarsdale community, Mr. Ye Wang and Mrs. Helen Ni of 7 Church Lane, Scarsdale, NY, have offered to donate \$500 to the Department toward the purchase of equipment deemed most important to assist in the safety of Scarsdale’s firefighters or the general public; and

**WHEREAS,** pursuant to Policy #106 of the *Village of Scarsdale Administrative Policies and Procedures Manual* entitled, “Gifts to the Village of Scarsdale”, *acceptance* of all gifts valued at \$500 or more must be approved by the Village Board of Trustees; now, therefore, be it

**RESOLVED,** that the Village Board of Trustees hereby accepts the gift of \$500 from Mr. Ye Wang and Mrs. Helen Ni of 7 Church Lane; and be it further

**RESOLVED,** that the \$500 gift be deposited into the Fire Department Gift Account (#TE 93-09); and be it further

**RESOLVED,** that the Village Board of Trustees hereby extends its thanks and appreciation to Mr. Ye Wang and Mrs. Helen Ni for their generosity.

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Trustee Waldman

Upon motion entered by Trustee Waldman, and seconded by Trustee Crandall, the following resolution regarding the Appointment of the Village Treasurer was approved by the vote indicated below:



**WHEREAS,** the Village Treasurer, Mary Lou McClure has retired from the Village of Scarsdale (hereinafter “Village”) effective April 9, 2020, and has since been continued in her role as Village Treasurer on a contractual basis as the Village recruited her successor; and

**WHEREAS,** in March 2020, a Committee was formed by the Village Board consisting of members of the Village Board and staff for the purpose of recruiting and vetting candidates for the Village Treasurer position; and

**WHEREAS,** the Committee performed a search for a qualified and competent replacement of the Village Treasurer by posting for the position, reviewing resumes, conducting interviews, and checking references; after which the Committee referred its finalist to the Mayor and Village Board for their consideration; and

**WHEREAS,** on September 1, 2020, the Mayor and Village Board interviewed the Committee’s finalist, Annemarie Scaglione for the position of Village Treasurer; now therefore be it

**RESOLVED,** that pursuant to the provisions of Section 3-301(3) of the Village Law of the State of New York and commensurate with Section 30-3 of the Scarsdale Village Code, Annemarie Scaglione of 11 Linden Lane, Millbrook, New York is herein appointed as Village Treasurer effective October 5, 2020 for the unexpired term of Mary Lou McClure, expiring on April 4, 2022.

<u>AYES</u>	<u>NAYS</u>	<u>ABSENT</u>
Trustee Arest	None	None
Trustee Crandall		
Trustee Lewis		
Trustee Ross		
Trustee Waldman		
Trustee Whitestone		
Mayor Samwick		

Mayor Samwick stated that he would like to congratulate Ms. Scaglione and welcome her aboard. The Board is very excited to have her and looks forward to working with her. He again thanked Mary Lou for everything, and also thanked her for sticking with them until they could find a suitable replacement with very big shoes to fill.

\* \* \* \* \*

Written Communications

Village Clerk Conkling reported that two (2) communications have been received

since the last regular Board of Trustees meeting. All written communications include responses from the Mayor, and may be viewed on the Village's website at [www.scarsdale.com](http://www.scarsdale.com).

- An email from Lee Fischman regarding signs on properties in Scarsdale.
- An email from Susan Levine expressing her concerns violations of the summer leaf blower ban in the Village.

\* \* \* \* \*

### Public Comment

Mayor Samwick opened the second public comment period of this meeting. He reminded everyone that there is a five minute limitation. If there is anyone wishing to be heard, he asked that they please raise their hand.

**Robert Harrison**, 65 Fox Meadow Road, stated that it was a very interesting meeting this evening. He wished everyone good health during the holidays, noting that it is a difficult period with the opening of the schools and everything else we are trying to do in the Village. He hoped that the year will be better than things have been recently for all of our residents.

Mr. Harrison congratulated Trustee Lewis and Trustee Arest and all the trustees, but particularly Trustees Arest and Lewis as they both added to this meeting with a number of comments. As a long term resident, he appreciates that and Trustee Lewis has obviously raised a number of issues, and he stated that he supports him 100%. He stated that we have to have more openness and discussion of some of these things. He again complimented both Trustees.

Mr. Harrison stated that it sounded like all of his comments couldn't be heard during the first public comment period on the youth tennis tournament. He stated that anyone interested should contact him at 914-725-0962 and his email address is [proscars@aol.com](mailto:proscars@aol.com). He stated that he has been the volunteer director of the Scarsdale Summer Youth Tennis League for 35 years; this is our 36th year. He stated that they couldn't have their regular summer program and they would like to serve those who are interested in having a Scarsdale open tennis tournament to please contact him. They will be practicing social distancing and you must arrive on the middle school tennis courts with a mask on although you will not play with a mask on. You will need a Scarsdale Youth tennis permit if you don't have one. There is a \$50 tournament and everyone will get a participation trophy, and there will be a championship trophy.

Mr. Harrison asked that if a cost, such as the emergency water main repair, comes out of the Capital Fund, would this impinge on some other projects that we may have in this current year.

Mayor Samwick thanked Mr. Harrison for his comments and his question. He also thanked him for all the work he does with the tennis program. It is better because of his

involvement and activity with it. Mayor Samwick asked Village Manager Pappalardo to respond to the budgetary impacts of the emergency water main repair.

Village Manager Pappalardo stated it shouldn't impact on any of the other capital work that they are planning on in the Water Fund. These larger capital projects that will result from the information that we get from the master plan will be funded through debt service. In any event, this was very unfortunate and it goes back to Trustee Lewis' point regarding the master plan resolution that we need to do this master plan and we need to start to make the necessary infrastructure improvements. Our water main valves are in poor shape. This was a basic water main break which our workers would have had completed within three or four hours, but they couldn't get a shutdown on any valve. They had to get this firm in to actually insert a valve right on the water main, and a couple of them to get the water to stop flowing. This has been a problem for the last couple of years on a number of the water main breaks that the workers are going out on and it creates quite a bit of an expense, especially when we have to call in contractors. What would have been a three to four hour job turned into a week and a half and over \$100,000 in expenses. The Village needs to start to get the water infrastructure upgraded and we may even have to start to do some valve replacement work prior to the master plan being completed if this continues.

Trustee Lewis asked to add to what Village Manager Pappalardo said, because he referenced the fact that after the repairs have been done that road repair work had to be done as well, which was of course the case. Interestingly, and importantly in the response by the winning bidder for the master plan in their work they will provide the Village with some discussion of where the repairs need to be made, the changes that need to be made, and the improvements that need to be made. To that point, that will mean roadwork will be required and that new roadwork will be presenting to the Village an important planning opportunity to reconsider those particular roads, how they're framed, how big the sidewalks are, and are there traffic calming opportunities. As we are thinking about this as a water master plan, it would be good to engage in the broader conversation about our sustainability initiatives and how we communicate to the broader public about what we're doing.

Village Manager Pappalardo agreed, and stated that to take it a step further, before we even consider how we may want to lay out the roadway, we're doing an awful lot of sanitary sewer work as well as the Board is aware. We've done a sanitary sewer evaluation study we'll be doing another one soon, so our Water, Engineering and Public Works Department, with the Manager's office is coordinating all of this work when we actually get in the field so that when we have these roads open, we'll make sure that any repairs that need to be done to both water and sanitary sewers are done in conjunction. This way we are not ripping up roads, the same road 18 months after we've made an infrastructure improvement. It's going to be a major inconvenience to folks who live on the streets, much more than the road resurfacing would be, but it's necessary. These pipes are 100 years old in many cases, and we've been talking about it for a while, it's really time to do the work.

As there were no further comments, Mayor Samwick closed the second public comment period.

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Future Meeting Schedule

- 7:00 P.M. Tuesday, October 13, 2020 – Village Board Regular Meeting – Zoom Video Conferencing Service (Subsequent Meeting Notice with time and Format Changes to Follow)

Mayor Samwick stated that there is expected to be an organizational meeting prior to this meeting - the time will be determined.

Village Hall Schedule

- Monday, October 12, 2020 – Columbus Day – Village Hall Closed

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Trustee Arest reiterated to Mary Lou McClure that she will be missed, very much so.

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There being no further business to come before the Board, the meeting was adjourned at 9:05 P.M. on a motion entered by Trustee Arest, seconded by Trustee Ross, and carried by a unanimous vote.

Respectfully submitted,

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Donna M. Conkling  
Village Clerk