

THREE THOUSAND TWO HUNDRED NINETY-FIFTH

REGULAR MEETING

Rutherford Hall
Village Hall
January 9, 2018

A Regular Meeting of the Board of Trustees of the Village of Scarsdale was held in Rutherford Hall in Village Hall on Tuesday, January 9, 2018 at 8:00 P.M.

Present were Mayor Hochvert, Trustees Callaghan, Finger, Pekarek, Ross, Samwick and Veron. Also present were Village Manager Pappalardo, Deputy Village Manager Cole, Assistant Village Manager Richards, Village Attorney Esannason, Deputy Village Attorney Garrison, Village Treasurer McClure, Village Clerk Conkling, and Assistant to the Village Manager Ringel.

The minutes of the Board of Trustees Limited Agenda Meeting of Tuesday, December 26, 2017 were approved on a motion entered by Trustee Finger, seconded by Trustee Ross, and carried unanimously.

The minutes of the Board of Trustees Special Meeting of Thursday, December 28, 2017 were approved on a motion entered by Trustee Pekarek, seconded by Trustee Finger, and carried unanimously.

Bills & Payroll

Trustee Callaghan reported that he had audited the Abstract of Claims dated January 9, 2018 in the amount of \$178,943.12 which includes \$939.00 in Library Claims previously audited by a Trustee of the Library Board which were found to be in order and he moved that such payment be ratified.

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

RESOLVED, that the Abstract of Claims dated January 9, 2018 in the amount of \$178,943.12 is hereby approved.

Trustee Callaghan further reported that he had examined the payment of bills made in advance of a Board of Trustees audit totaling \$807,137.86 which were found to be in order and he moved that such payments be ratified.

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

RESOLVED, that payment of claims made in advance of a Board of Trustees audit totaling \$736,916.04 is hereby ratified.

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Mayor's Comments

Mayor Hochvert stated that he had a few comments. Although there are several serious issues facing the Village on the table, their importance moved downward in priority in light of the tragic loss of the Steinberg family – Bruce, Irene, Zachary, William, and Matthew. Most people know the six degrees of separation. Mayor Hochvert stated that he did not know the Steinbergs but in this Village, there is little separation and everywhere he turns, people who knew the Steinbergs shared their sense of loss. At the Westchester Reform Temple, a memorial service was held this past Sunday. ‘Over the Rainbow’ was playing in the background as we shared silence and had our personal reflection on the tragedy. We don’t have music this evening, but for our moment of silence, perhaps we might think of the Steinbergs being over the rainbow, but their spirit never leaving our Village. Mayor Hochvert then asked those present to reflect for a moment in silence.

Mayor Hochvert shared his and the entire Board’s appreciation for the work that the Village staff did during December as we tried to figure out what should be done in reaction to the Federal Tax Bill. He didn’t think he had ever seen people work more diligently and put in such long hours to sort through the legislation to understand what the Governor meant in his Executive Order to find out how they would actually manage prepayments and ultimately, to do the prepayment work as the line of property owners trailed out the front of Village Hall. He stated that he was dazzled by the number of people on the staff who put hour after hour, day after day, making it possible for the Village residents to benefit. As the Village Manager had said, ‘if we do this and it doesn’t work out, that would be a shame. But if we don’t do it and it does work out, that would be terrible.’ So we went forward as best we could, and he hoped it would benefit everyone.

In the middle of December, on a blistering cold day, Mayor Hochvert stated that he and several of the Board members went for a tour of the Firehouse project next to Village Hall. He stated that the work going on inside the building is amazing and the dropping of the driveway in line with a new base floor so that the new firetrucks will fit in is truly an

amazing piece of work. This work has to be done very carefully so as not to damage the outside of the building.

On December 15th, he and the Village Manager met with the President of the School Board and the Superintendent. They discussed extending the lease of the property where the track is located at the Scarsdale High School. They discussed putting in a comfort station at the Middle School including an agreement that the School Administration would look into the Department of Education's regulations so that we might find a way whereas the Village could erect a comfort station on that property somewhere. The Village Manager will price out that project – like the comfort station that was erected at Hyatt Park, he expects that Superintendent of Public Works and his staff would do the labor and that he would price out the cost of the material.

Mayor Hochvert stated that one of his former supervisors told him that one of the best things of taking on this job is performing wedding ceremonies, and he was right. He had one recently where the Scott Room of the Library was filled with family guests aged 5 months to approximately 80 years old. The groom's two brothers were the witnesses; a family that lives in Scarsdale. It was wonderful seeing the joy among all of these people. The other day he performed another ceremony for a couple who used the Jaffin Room at the Library. He noted that a young adolescent present at this ceremony seemed the happiest of them all to watch the ceremony. Performing marriage ceremonies makes this job very rewarding.

The Friends of the Scarsdale Parks had their 5th Heritage Tree Dedication in Chase Park last month. There is a little row of beech trees and fairly large one. The large one was designated as a Heritage Tree.

Mayor Hochvert stated that the Village Manager shared some good news with him. The New York State Department of Transportation has approximately \$2.8 million in the budget to repave Post Road. He thanked both State Senator Andrea Stewart-Cousins and State Assemblywoman Amy Paulin for helping to move this project forward with the NYS Department of Transportation.

Mayor Hochvert stated that the Article 78 Decision was issued and the Article 78 was dismissed by the Judge.

Mayor Hochvert next reported that last night he had an opportunity to sit down with the members of SNAP and they discussed everything from potential changes to the tree chapter of the Code to sanitation issues and half a dozen other issues. He felt that everyone walked away thinking that it is good that we get input from the neighborhood and a lot of questions were answered. There was a lot of support for the work of the Board and Village staff at that meeting.

Manager's Comments

Village Manager Pappalardo stated that since the Village began accepting prepayment of property taxes, which started on December 23rd, roughly 1,800 checks were received. The Treasurer's office staff has been working feverishly since that time; many hours of overtime during the holiday week and over the past two Saturdays they were here organizing, collating, and beginning the deposit of checks that they had received. As far as the residents who prepaid, for those who provided the Village with a single check for all three property taxes that was originally collected before the County and School determined that they were not able to offer prepayment – the Village was collecting all three taxes. The Village is asking those who did submit a single check for all three taxes to reissue another check for the Village property tax only which would be consistent with whatever was paid to the Village in taxes for 2017. The original check will be swapped out once the new check is received. For those who submitted three different checks, one each for School, County, and Village, the Village will begin returning the School and County checks via mail this week. The Treasurer's office staff obtained contact information from all residents that paid in person and have begun contacting residents as well in this regard.

Village Manager Pappalardo next gave an update on the Assessor's Department study that is underway. The Village contracted with Management Partners in August of last year; he and the Deputy Village Manager are currently working with the consultant to finalize the report by checking and verifying the factual information contained therein. They anticipate the report will be completed in early February. A Management Partners report to the Board has been tentatively scheduled sometime at the end of February.

Village Manager Pappalardo next spoke in regard to water main breaks and water valve problems that the Village has been having this winter. The recent cold weather has contributed to a total of 9 water main and valve related breaks over the past six weeks. The cold weather results in the expansion and contraction of the pipe material and then the groundwater also freezes and expands which places pressure on the pipes. The water distribution line and water valves are 80-100 years old in the Village. There are a lot of Capital needs which will be discussed during the budget discussions over the next few months. The Water Department has been very busy during this period making the necessary repairs in the field. The latest such incident occurred on Crossway this past weekend. The Water Department was on site from Saturday morning until early Monday morning at roughly 3:00 A.M. when the work was completed, which involved replacing leaking water valves and the complications which developed with the aging system. Suffice it to say that it was a long haul for the Water Superintendent and crews in difficult weather conditions. Public works crews were working overnight on Saturday with their own operation of hauling

snow from the downtown area and were able to provide some relief for a few of the water department employees. Both departments shared equipment was well, which they often do. DPW motor equipment operators and laborers assisted on Sunday as well, and our DPW Superintendent Ben Salanitra was on site lending assistance and support out there throughout the weekend. The Public Works and Water Department work very closely together. Much gratitude is extended to the affected residents along Crossway, Hillview and Harvest Drive, who endured the sporadic lack of water over the weekend without complaint with many providing nourishment and hot coffee to the crews. Also heartwarming was the caring and generosity of residents throughout the Village who drove to the site to provide food to the crews and thank them for their hard work. Water Superintendent Steve Johnson reported that the morale of the crews was bolstered by these acts of kindness as much for the caring exhibited as for the pizza delivered. Mr. Johnson asked that he thank those residents on behalf of the entire Water Department for their compassion, recognition, and generosity. He also singled out Scarsdale Volunteer Ambulance Corps President David Raizen who was visiting the site all weekend, delivering hot coffee and food to the crews. He thanked the community for appreciating the work of the Public Works and Water Department crews.

Village Manager Pappalardo next recognized Library Director Beth Bermel, to give the Board an update on the campaign fund raising activity relative to the Library renovation and addition project.

Elizabeth Bermel, Library Director stated that as of today, the total that the Capital Campaign Committee has raised is \$6,669,415.56. She pointed out that this is nearly 90% of their goal or to be exact, 88.9%. Of that total amount, \$5,815,000.41 is the cash and full match and \$854,415.15 is pledges. That means that what is left to raise out of the goal of \$7.5 million is \$830,584.44. There is another \$15,000 in verbal pledges. She mentioned Casino night held at Fenway which was attended by approximately 400 people. The conservative estimate at this is that this event raised approximately \$56,000. She thanked everyone who attended and everyone who has given. She also mentioned that they have initiated a 'paver program' – there will be multiple pavers in front of the library. There is a paver mock-up in the lobby of the library with forms. This information is also available on line and you may pledge there. For \$5,000 you can put your name on it, family members, or in memory of someone.

Trustee Samwick stated that his only comment is that this is really exceptional. The Library Board and the Campaign Committee have done an exceptional job and he thanked Library Director Bermel.

Trustee Finger seconded.

Ms. Bermel stated that she can't thank the Campaign Committee enough; they have done amazing work this year.

Trustee Pekarek reiterated Trustees Samwick and Finger, and stated that it is also the generosity of the community.

Before Trustee Committee and Liaison Reports, Trustee Samwick requested that a group that is here for a very specific reason and is scheduled under Public Comments be permitted to be moved ahead in the agenda.

Mayor Hochvert asked the group what their preference would be – would they rather hear the Trustee reports or proceed now. As they requested to proceed at this time, the group moved to the podium to speak.

Ken Schneider spoke on behalf of the Scarsdale Concours d'Elegance and thanked the Board for adjusting their schedule as there are a number of junior members of the Board – students, who do have homework to do, so it is appreciated and he thanked Trustee Samwick. He stated that he is here this evening to speak on behalf of the Board of the Scarsdale Concours. There are a number of members present this evening and some who are unable to make it. He stated that they are very pleased to report that their annual event held in October was again a great success. He thanked the Village for their help – the Public Works Department, the Police, there are a number of others where the Village helped to coordinate the show throughout the whole year and enabled them to put it on once again. He thanked all the local resident who contributed both by attending the show, making donations at that time, and others who brought their cars out. He thanked their sponsors and advertisers, many who are local businesses and supporters who have been with them for many years. Lastly, he thanked all of the Board members who worked throughout the year to put on this show. He noted that since 2003, the Scarsdale Concours has been putting on an annual charity fundraising car show in the Village, and to date they have raised nearly \$400,000 for charities. Mr. Schneider stated they have selected three charities to make a donation to with the proceeds that were raised from the show. Representatives of each of the charities are present this evening.

The first charity to receive a donation in the amount of \$7,500 is the Paulie Strong Foundation. Mr. Jimenez thanked the Scarsdale Concours, stating that it was just this past Friday they celebrated the two year memorial of their son Paul passing away from a rare form of cancer. He stated that it has been through a lot of hard work and dedication and donations from people like yourselves that has helped them push forward and drive the need for more research for these rare pediatric cancers. He thanked everyone from the bottom of their hearts.

The next charity to receive a donation in the amount of \$7,500 is the Scarsdale Edgemont Family Counseling Services. Susan Greenberg, the President of the Scarsdale Edgemont Family Counseling Services was present. She thanked Ken Schneider and his son Jonah, Leif Waller and Sidney, David Rosette and Jonah, Kevin Higgins, Sandy and Ethan

Miller, Peter Melnychuk and his son Stephen. Ms. Greenberg stated that this donation will go towards some of their unfunded programs for older adults, aging in place initiatives, and leadership initiatives that really could use the support.

The third and final donation was presented to the Warrior and Family Assistance Fund in the amount of \$7,500. Steve Delbene of the Scarsdale PBA accepted on behalf of the Warrior and Family Assistance Fund and thanked them, stating that they enjoy volunteering at the event every year.

Trustee Finger thanked the Scarsdale Concours organizers for doing this every year. Mayor Hochvert stated that the work they have been doing for 15 years is appreciated.

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Trustee Committee and Liaison Reports

Trustee Ross reported on behalf of the Cable Television Commission, stating that they are in the midst of soliciting responses to a Cable Television Needs Assessment Survey in Scarsdale. This is a very important assessment survey. Because the Village will be entering into franchise negotiations with local cable television service providers the Village needs everyone's thoughts and opinions. He read from a press release concerning this survey that is available at <https://tinyurl.com/Scarsdale-CATV> or it can be accessed by going to the Village's website and search for cable television survey. The survey is scheduled to be closed on January 31st.

Trustee Ross also encouraged residents to apply for various Boards and Councils positions, stating that the Personnel Committee of the Board is in the process of seeking members of most of the Boards and Councils, virtually all of which will have openings in April of this year or before. To apply, visit the Village website at www.scarsdale.com and search Boards and Councils. There is an online application that can be filled out and submitted online. There is a great satisfaction in serving the community as a volunteer.

Trustee Finger reiterated something the Mayor mentioned earlier about the hard work of staff on the acceptance of prepayment of 2018 taxes. Staff was working on this during the Christmas weekend, vacations were interrupted, and people worked late during the holiday week and worked extended hours during the week. This effort continues because of the need to return checks, etc. He hoped that the Village Manager would transmit the Board's appreciation to the staff for their hard work. It was an unbelievable effort to get this in place in two days over a holiday period.

Trustee Finger next acknowledged Village Treasurer Mary Lou McClure who is being honored by receiving the Thomas Sobel Award. He did not think that the Village staff received enough credit – in this case, it is more than warranted. She has her finger on the

pulse of everything that is going on here and he really appreciates her work. The Board is really glad she is receiving this honor which is very well deserved. He thanked Ms. McClure for everything she does for the Village.

Trustee Samwick reported on the Historic Preservation meeting that was just held. He stated that most, if not all, of the former Committee members attended that meeting. Historic Preservation is always a very delicate balance between preserving the character and integrity of the community and individual property rights. He felt that this discussion was a very productive one in which they were able to find some ground that may be achieve the balance they are seeking. There is work before them; legislative changes are not easy and they need to be done in a very deliberate and contemplative manner – often times in an incremental manner.

Trustee Samwick stated that with appreciation, he wanted to echo Trustee Finger and the Village Manager's comments and praise the Village Treasurer, the Village Manager, the Deputy Village Manager, the Village Attorney, and staff for the work that was done to bend over backwards for the work that was done over Christmas weekend to try to make sure that the Village could collect 2018 Village taxes in advance. Scarsdale was one of very few Villages that were able to accomplish this and it was through very hard work and dedication. It was a commitment that the Village management and staff has to the residents of the community and the betterment of the community. He stated that he cannot express enough appreciation for what everyone did during the worst time of the year.

Trustee Ross stated that the Village received approximately 1,800 prepayments of taxes – he stated that this is a sign that our residents and property owners understand how important it was what the staff accomplished. I think that is a concrete sign of appreciation and it's an important one.

Trustee Samwick stated that he would also like to echo Trustee Finger's praise for Village Treasurer Mary Lou McClure. He has served for almost four years on the Finance Committee and worked very closely and extensively with the Village Treasurer and he challenged anyone to find a better one in the area. She is thoughtful, professional, and diligent, with extraordinary attention to detail and cares dramatically about our community. The honor is well deserved.

Trustee Samwick then stated that he found out today was National Law Enforcement and Appreciation Day and he wanted to bring that to everyone's attention. He communicated with the Chief of Police this morning and conveyed his appreciation for his staff and the work that they do. They also do an exemplary job. He previously served as police commissioner and has spent a fair amount of time with the Chief and various members of the department and they are as professional and thoughtful and diligent as they come. Scarsdale is absolutely a better place because of them. Again, his appreciation for all that they do.

Trustee Veron reported on the Parks and Recreation Conservation Council. For those that don't know, this Council meets with all the independent sports organizations to talk about policies and procedures so that there is oversight in all of the athletic efforts. They met right before the holiday with softball and Little League and have had really good conversations about culture and policies. In addition, they listened to a presentation from some SNAP members regarding a dog park and interest in the community for same. They have charged those members to explore sites for a dog park and report back to the Council.

Trustee Veron next reported on the Ad Hoc Communications Committee. They met this month and set their priorities and have already started working on frequently asked questions, describing what the Boards and Councils do, and trying to encourage everyone to sign up for 'Notify Me'. They are the most dedicated group of people you will meet and she feels very lucky to be able to continue to work with them.

In regard to the Library Board, Trustee Veron stated that she was at a meeting last evening – again, another incredibly focused and energized and committed group of individuals. There are four groups that make up the work on the library – the Campaign Committee and the Friends of the Scarsdale Library that actually raise the funds to help building the new library; a Library Board that oversees all of the work; a Building Committee – there is a huge number of residents who are working hard to be able to deliver this beautiful new facility to the community as well as to keep the high level of programming during the transition. They are already diligently planning for the transition – they anticipate moving sometime in the spring to what is called the Library Loft. They are already working on communications plans.

Trustee Veron stated that the Farmer's Market continues to thrive on Thursdays indoors and musical groups from the schools have been brought in to sing and perform.

Trustee Veron also stated the staff worked so hard on the 2018 prepayment of taxes and it was much appreciated.

Trustee Callaghan reported on the Recreation Department, stating that Parks and Recreation Superintendent Brian Gray has hired a new Assistant, Bob Campara. Mr. Campara is a former supervisor from the Town of Greenburgh. Foreman John Carmody of the Recreation Department retired.

Trustee Callaghan next reported on SVAC, stating that they ran an emergency responders active shooter program with the Police Department and invited other communities in to participate; it was quite successful.

In regard to the water main break at Crossway, Trustee Callaghan stated that this was a 48 hour duration event. He spoke to Superintendent of Public Works Salanitro and Water Superintendent Johnson, who both said the neighbors were fantastic in coming with food.

Trustee Callaghan reported that the Advisory Council on Senior Citizens is trying to institute a 'Meet the Department Head' meeting. Once a month, they plan to have a department head come to the meeting to answer any questions and explain how the each department works.

Trustee Callaghan stated that the Council on Disabilities is trying to index disabilities within the community that require special response from either the Police department or the Fire Department. The first chosen is the Tourette syndrome and there was a model emergency responder information session held in December which was quite successful. They are trying to build up a list of those who would be in need of specific emergency response should an issue arise.

Trustee Callaghan congratulated Village Treasurer McClure on the Thomas Sobel Award.

Trustee Pekarek also congratulated Village Treasurer McClure; she stated that it has been her pleasure to work with her for four years and she is particularly happy now that the community knows about her. The prepayment was a unique situation that everyone on staff really had to get up to speed on very quickly. It was quite amazing how quickly everyone tried to figure how to interpret this, how to speak to other communities and other counsels – it was amazing. It was a gift to the community during the holidays and she thanked everyone for doing that.

Trustee Pekarek stated that she was away during a meeting of the Communications Committee to which she is liaison; she praised the telephone system – it worked remotely throughout the meeting. There was a presentation and she was even able to hook up her computer with the presenter's computer and it worked very well.

Trustee Pekarek thanked Trustee Samwick for the police information, she is very happy to have a great police force and a police command staff that is always there when needed.

Trustee Pekarek thanked the community for responding to the sanitation study. A lot of information and opinions and ideas have been received about this study. She asked residents to keep sending the Board information on their opinion of the recommendations of the Conservation Advisory Council because it is uniquely important.

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Public Comment

Lena Crandall, 227 Fox Meadow Road, stated that the Scarsdale Forum is looking for new members through its Winterfest Celebration which is for forum members only. If you are a resident of Scarsdale or the Mamaroneck Strip, you are welcome to attend. The event is being held on Saturday, February 3rd. Visit the forum's website at www.Scarsdaleforum.com to learn more about the oldest civic organization in Scarsdale. They study the issues, write reports, conduct surveys, present free public programs and strive to make Scarsdale an even better place to live. She encouraged resident to be part of their community.

Ms. Crandall stated that she took advantage of prepaying the taxes; she notice that the Village Board held a Special Meeting to make it possible. She thanked everyone for all of their hard work and stated that it is much appreciated.

Lynne Clark, 13 Walworth Avenue, asked if the Conservation Advisory Council's recommendations on the Sanitation Study would be discussed this evening.

Mayor Hochvert stated that the resolution regarding this item would be tabled this evening as the Board plans to have a public hearing on the matter.

Ms. Clark stated that she did not support the portion of the recommendations from the CAC to have residents bring their recyclables to the curb, rather than the existing back yard pickup as is currently done. She stated that especially during inclement weather, she could never be able to bring the containers down her steep driveway to the curb. After this past snow event, her driveway became a sheet of ice as the snow melted. She is against the proposal for the following three reasons: this is not a time to be cutting back on services to the residents, especially seniors. Everyone here is worrying about the impact of the new tax law and whether staying here is wise and affordable. Residents are concerned about the value of their homes. The Village should not be taking away services during this critical and unsettling time. Having backyard pickup is valuable and appreciated by everyone who lives here. This is a nice perk. Also, having large garbage cans on our front yards once a week all over town is not a pretty site for the Village in a Park.

Ms. Clark noted that she was out of town when a presentation was made to the Advisory Council on Senior Citizens, of which she is a member and she was not able to express her views. She was surprised that the Council voted to support this as it affects seniors more than anyone else. She did not agree with their vote.

On the positive side, she agrees with the collection of food scraps. She has made many trips to the recycling center. She is also in favor of making space at the recycling center for furniture donations – that is a great idea. She hoped that some of the furniture would go to the Furniture Share House which she feels is an incredible operation.

Michelle Sterling, 6 Brayton Road, stated that there is nowhere in the sanitation study any mention of bringing trash cans to the curb. There is no mention to get rid of back of driveway twice per week trash pickup. They do not recommend getting rid of weekly bulk pickup, weekly yard, weekly grass clipping, fall leaf collection – all of those will remain the same. There will be no change to back of driveway trash pickup. There will be an increased recycling pickup, an increased food scrap pickup, a local furniture donation container – it is a huge win and net benefit for the community in a budget neutral way.

The CAC sees their recommendations as a net benefit to residents and an increase in service. The overwhelming majority of those that have written to the Board have been in favor of the recommendations.

Robert Harrison, 65 Fox Meadow Road, noted that there is a resolution on this evening's agenda to award a contract for Wynmor Park Tennis Court Renovations. He gave a brief overview of his experience and involvement with tennis courts over the past 34 years. He disagreed with the expense of \$110,361 for one single tennis court at Wynmor Park which was originally budgeted at \$75,000. This is a 46% overage for the project. He stated that he was concerned about the listing of the three bids received. He wondered how much work we did with these contractors to try to understand the bids. He stated that he sent out an email to the Board today to reject the bid price of \$110,361 for the tennis court renovation. This amount of money for one tennis court is a waste of taxpayer money. This court would be like a private court for a very small number of Scarsdale residents in the Wynmor area without any tennis attendant. There are already 26 other tennis courts in Scarsdale including 11 har tru courts and 15 hard surface all weather courts. A har tru court requires watering in the summer to keep the dust down; it requires maintenance each year. It doesn't fit into what the Village should be doing with tax dollars for recreation. Playground equipment at the Wynmor site would be a better use of the monies. This resolution should at the very least be tabled and sent back to committee.

Mr. Harrison then spoke regarding the recommendations of the CAC Sanitation Study. He stated that he was an early supporter of the food scrap program. As Lynne Clark stated, particularly for older residents to bring their recyclable containers out to the curb is an imposition. It is true that there are more that support the proposal, but they support the pickup of food scraps. He stated that the recyclable bin pickup should be kept at the backyard and have the food scrap pickup at the curb. He stated he would raise questions on the CAC's statement of operational costs between \$13-25,000. Are new trucks needed for food scraps or other materials if picked up at the curb? There are a number of questions and we should be very careful with our taxpayer dollars. This impacts the quality of life for all residents.

Village Manager Pappalardo explained the line items to Mr. Harrison regarding VM #1233, for the renovation of the Wynmor Park Tennis Court. He stated that the first item has to do with the excavation and removal and disposal of the existing tennis court materials.

This contract is being awarded on a lump sum basis and these contractors prepare their bids based on line items because the Village asks for them, but overall it is a lump sum. We frequently see some deviations in some of the line items. When discussed with them, they report they've added some additional money within that line item. If you look at the three bids, they are all within \$10,000 of each other. That tells you that they are pretty good bids – three reputable contractors all bidding within 5-10% of each other. The Village discussed this issue with this particular contractor who happened to be the low bidder in the end with the lump sum and he explained it in that regard. He also said that the disposal cost can be very expensive. The other issue concerning the installation of the new subsurface and the fact that the unit of measurement varied between the three contractors – two of them used cubic yard and one of them used cubic feet. This issue came up at the pre-bid meeting that they had when these contractors met on site. One of the bidders suggested at the time that this unit of measurement should be cubic feet not cubic yards. The others disagreed, so what the Village did was to issue an addendum to the contract bid and gave them the option of bidding in either cubic feet or cubic yards. The three bids are competitive and the Village is comfortable that the bids are good. The superintendent has been in conversation with the neighborhood association, East Heathcote, for some time discussing the replacement of this har tru court with another har tru court. There has been a lot of planning that has gone into this project.

Trustee Samwick stated that it is very important when looking at these to look at the lump sum number for a number of reasons. One of them is that different contractors are going to allocate costs differently. The fact that the numbers are very tight is indicative of them being good bids. The Wynmor Tennis Court gets a lot of use and it is part of a community hub for that neighborhood.

Mr. Harrison stated that he visited Wynmor Park a number of times this summer and did not see the tennis court being used. To spend this much money is like spending money on a court for a private home. He stated that it would be better to remove the court and put in a playground for the neighborhood.

Robert Berg, 32 Tisdale Road, agreed with Mr. Harrison in that the Village has plenty of tennis courts that are not being fully utilized and to spend that kind of money on a single court in a small neighborhood doesn't make sense. His suggestion to turn it into a playground which would be utilized much more makes more sense and there is really no rush to do this project. He suggested the Board table the resolution and discuss it more.

There being no further comments, Mayor Hochvert closed the public comments portion of the meeting.

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Finance Committee

Upon motion entered by Trustee Finger, and seconded by Trustee Samwick, the following resolution regarding Acceptance of a Gift for the Scarsdale Public Library Addition and Renovation Project was approved by a unanimous vote:

- WHEREAS,** the Scarsdale Library Board completed a Master Plan dated June 10, 2013, which identifies a number of building renovations and additions that will increase the capacity of the library to provide a broader range of rapidly evolving library services while maintaining popular traditional collections and programs by offering a more balanced utilization of the building space within a safe, attractive and inviting comfortable environment, said master plan supported by the Scarsdale Village Board of Trustees via resolution dated April 8, 2014 (attached); and
- WHEREAS,** the improvements identified in the Master Plan will transform the Library into a multi-purpose community asset for future generations, maintain its preeminent status among free public libraries in the County and State, enhance its technological capacity to further library services and create a physical environment that will be a welcoming and versatile learning center; and
- WHEREAS,** the Scarsdale Public Library Board, at their October 21, 2013 meeting, authorized the retention of the fund raising consulting firm of Plan A Advisors, P.O. Box 165, Thornwood, NY 10594, to design and conduct a capital campaign to implement such a project, subsequently identified in the July 20, 2015, Schematic Design Report prepared by Dattner Architects, at an estimated construction cost of \$16,500,000 and total project cost of approximately \$19,500,000; and
- WHEREAS,** in accordance with a Village Board request at a March 07, 2016, Committee of the Whole meeting, the Library Board and Architect value engineered the schematic design plans, reducing the total project cost to \$17,900,000, as identified in Option A-1 (attached), which the Architect presented at the July 19, 2016, Committee of the Whole meeting; and
- WHEREAS,** on December 13, 2016, the Village Board of Trustees authorized a \$9,900,000 bond to pay part of the \$17,900,000 addition and renovation of the existing Scarsdale Public Library Building, with the remainder of the \$17,900,000 to be paid by private donations and grants; and

WHEREAS, on January 09, 2017, and with thanks to Assemblywoman Amy Paulin, the New York State Dormitory Authority awarded the Village of Scarsdale a \$500,000 State and Municipal Facilities Program grant in support of the project, with the execution of a grant agreement pending upon completion of various program review requirements; and

WHEREAS, the following donations have been offered to the Scarsdale Public Library Addition and Renovation Capital Improvement Project: Friends of the Scarsdale Library - \$318,116.35; Glenn Fogel and Amy Roberts - \$5,000; and William and Sandra Badger - \$1,000.

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

RESOLVED, that the Village Board hereby accepts the following gifts toward the Scarsdale Public Library Master Plan Improvement Project: \$318,116.35 from the Friends of the Scarsdale Library; \$5,000 from Glenn Fogel and Amy Roberts; \$1,000 from William and Sandra Badger; and be it further

RESOLVED, that the Village Treasurer take the necessary steps to complete the transaction and accept these financial gifts totaling \$324,116.35 and deposit said funds into the Library Capital Campaign Account; and be it further

RESOLVED, that the Board of Trustees hereby extends their heartfelt thanks and great appreciation to the Friends of the Scarsdale Library, Glenn Fogel and Amy Roberts, and William and Sandra Badger for their generosity and commitment to the Scarsdale Public Library and the community it serves.

* * * * *

Law Committee

Upon motion entered by Trustee Finger, and seconded by Trustee Samwick, the following resolution regarding the 2018 Village Election was approved by a unanimous vote:

RESOLVED, that pursuant to Section 15-104 of the Election Law, the 2018 Village election shall be held on Tuesday, March 20, 2018, between the hours

of 6:00 a.m. and 9:00 a.m., and 12 Noon and 9:00 p.m.; and be it further

RESOLVED, that the polling place for all Election Districts, #1 through #19, will be at Village Hall, if uncontested, or the Scarsdale Public Library, 54 Olmsted Road, if contested; and be it further

RESOLVED, that qualified registered voters who reside within Westchester County may function as election inspectors for the Village elections held in Scarsdale.

* * * * *

Recreation Committee

Upon motion entered by Trustee Callaghan, and seconded by Trustee Pekarek, the following resolution to Award VM Contract #1233 – Wynmor Tennis Court Renovation was approved by the vote indicated below:

WHEREAS, the Village Manager reports that he publicly advertised for the receipt of bids on November 17, 2017, under VM Contract #1233 – Wynmor Park Tennis Court Renovation, and also sent the bid documents to five potential contractors, resulting in three sealed bids subsequently received on the bid opening date of December 11, 2017; and

WHEREAS, the contract required pricing for nine separate items, six through unit bids and three through lump sum bids, with the contract awarded on a lump sum basis; and

WHEREAS, the lowest responsive bid was received from Sport Tech Construction, 410 Route 22, Brewster, NY 10509, for an estimated unit bid price total of \$110,361.00, which exceeded the FY 17/18 Capital Budget appropriation of \$75,000 due to additional work, such as necessary irrigation, having been identified in the project scoping phase upon discussion with contractors prior to the bid submission date; and

WHEREAS, staff has received favorable references for Sport Tech Construction and determined that the contractor understands the scope of work required, and therefore recommends the award of VM Contract #1233 – Wynmor Park Tennis Court Renovation to the lowest responsible bidder, Sport Tech Construction; and

WHEREAS, the balance of the funds necessary to award the contract is \$35,361, which may be funded from the Parkland Deposit Account TE93-.46, where adequate balances are available; now, therefore, be it

RESOLVED, that VM Contract #1233 – Wynmor Park Tennis Court Renovation is herein awarded to Sport Tech Construction, 410 Route 22, Brewster, NY 10509, for the total lump sum amount of \$110,361.00 based upon the unit bid and separate lump sum prices reflected in the Bid Tabulation Sheet attached hereto and made a part hereof; and be it further

RESOLVED, that the unit bid prices identified in Items 1-6 of the Bid Tabulation Sheet shall remain in effect should the estimated quantities be exceeded during construction; and be it further

RESOLVED, that the Village Manager is herein authorized to execute VM #1233 – Wynmor Park Tennis Court Renovation with Sport Tech Construction, 410 Route 22, Brewster, NY 10509; and be it further

RESOLVED, that the costs associated with VM Contract #1233 be charged to Capital Budget Account H.7497.964.2018-010 in the amount of \$75,000 and the Parkland Deposit Account TE93-.46 in the amount of \$35,361.

AYES

Trustee Callaghan
Trustee Finger
Trustee Pekarek
Trustee Ross
Trustee Samwick
Trustee Veron
Mayor Hochvert

NAYS

None

ABSENT

None

Before placing his vote, Trustee Finger stated the Board has looked at this for a long time and have been in discussions on this issue since last year. It is a facility that is used and the neighborhood takes pride in it. It needs to be maintained the same as all of the Village's infrastructure. When something is used and valued in the community, the Village should continue to support it. He stated that he is pleased that the funds are available in the parkland deposit account. He will vote in favor.

Before voting, Trustee Pekarek reiterated what Trustee Finger said, and voted aye.

Trustee Samwick reiterated what the other Trustees have stated and added that this is the purpose of the parkland account; this is what the subdivision fee is for – improving our parklands. In addition, because it doesn't have other adverse budgetary impacts, he stated that he will also vote aye.

Municipal Services

Upon motion entered by Trustee Veron and seconded by Trustee Finger, the following resolution Establishing Modified and Expanded Sanitation Service Standards was tabled by a unanimous vote to have an information session on Tuesday, January 30th at 7:00 P.M.

WHEREAS, Reducing the total volume of waste being incinerated or landfilled annually is an important goal, which the Village of Scarsdale can support through waste reduction strategies and increased recycling; and

WHEREAS, the Scarsdale Conservation Advisory Council (CAC) was tasked with evaluating the current sanitation service delivery model for opportunities to enhance services and increase recycling rates, having completed its Sanitation Study (attached) in December 2017, which was then presented to the Village Board's Municipal Services Committee at a December 12, 2017 public meeting; and

WHEREAS, the Sanitation Study identified three primary service delivery additions:

1. Increase commingled and paper recycling pick-up to once per week;
2. Launch weekly curbside food scrap recycling pick-up, which is now only available on a resident drop-off basis at the Village Recycling Center; and
3. Establish a furniture donation program involving placement of a "Sea Box" shipping container at the Recycling Center.

WHEREAS, in order to implement weekly recycling pick-up without increasing budgetary expenses, residents will be required to place commingled recyclables curbside for pick-up. The report proposes no changes for regular trash pick-up, bulk, or yard waste collection services; and

WHEREAS, Department of Public Works staff have reviewed the Sanitation Study and substantiate the recommendations contained therein relative to operational feasibility, financial impact, and potential for increased recycling rates; now, therefore, be it

RESOLVED, that the Village Board of Trustees herein recognize the benefits associated with the enhanced and expanded services recommended in the CAC's December 2017 Sanitation Study, attached hereto and made a part hereof, having weighed the projected waste reduction benefits against the additional burden for residents to place their commingled recyclables curbside for pick-up, finding that the proposed sanitation service delivery modifications provide a net benefit to residents; and be it further

RESOLVED, that the Village Manager is hereby authorized to undertake the administrative actions necessary to implement the service modifications recommended in the CAC's Sanitation Study, as specifically described herein, following an appropriate effort to inform and educate the public of the changes, with said implementation expected to occur within the next 12 months; and be it further

RESOLVED, that the Village Board of Trustees directs the CAC to work in coordination with the Village Manager or his designee(s) to assist in this public outreach effort and program implementation, as determined by the Village Manager; and be it further

RESOLVED, that the CAC shall prepare a follow-up program performance report one year after implementation of the Sanitation Study recommendations to be submitted to the Village Board of Trustees for further review and discussion. .

Upon motion entered by Trustee Veron and seconded by Trustee Samwick, the following resolution Awarding VM Contract #1234 – Furnish and Deliver 1,400 Meter Interface Units was approved by the vote indicated below:

WHEREAS, the Village of Scarsdale Water Department receives, pumps, treats, and distributes potable water to approximately 5,800 accounts, consisting of both Village residents and residents of Eastchester Water District #1; and

WHEREAS, in an effort to increase water meter reading efficiency, the Village of Scarsdale has embarked on a program to install Meter Interface Units (MIUs), a device installed on each water meter that transmits usage data by radio frequency, enabling data to be collected by walking by or driving by an MIU-equipped water meter, rather than by physical meter inspection; and

WHEREAS, the current Water Enterprise Capital Budget includes \$150,000 for the purchase of additional MIUs; and

WHEREAS, on December 1, 2017, the Village advertised for the receipt of bids under VM Contract #1234 - Furnish and Deliver 1,400 MIUs, and also sent bid notification to the New York area's only Neptune-authorized MIU distributor; and

WHEREAS, on the bid opening date of December 18, 2017, a sealed bid was received from Rio Supply, Inc., 100 Allied Parkway, Sicklerville, NJ 08081, at a unit bid price of \$106.00, for a maximum of 1,400 MIU's totaling \$148,400; and

WHEREAS, Rio Supply, Inc., the only authorized reseller of Neptune-compatible MIU's in the Scarsdale area, as well as the only vendor for MIUs that are compatible with our readers and software, has satisfactorily supplied water meters and remote reading devices to the Village of Scarsdale in the past; now, therefore, be it

RESOLVED, that VM Contract #1234 - Furnish and Deliver 1,400 Meter Interface Units be awarded to the lowest responsible bidder, Rio Supply, Inc., 100 Allied Parkway, Sicklerville, NJ 08081, at the unit bid price of \$106.00, not to exceed budgeted appropriations; and be it further

RESOLVED, that the cost of the units be charged to the Water Department Capital Projects, Account EWS-8310-DSTRB-CAPTL-500-50; and be it further

RESOLVED, that the Village Manager is hereby authorized to execute VM Contract #1234 on behalf of the Village of Scarsdale with Rio Supply, Inc., 100 Allied Parkway, Sicklerville, NJ 08081, and to undertake administrative acts as may be required pursuant to the terms of the Agreement.

AYES

NAYS

ABSENT

Trustee Callaghan	None	None
Trustee Finger		
Trustee Pekarek		
Trustee Ross		
Trustee Samwick		
Trustee Veron		
Mayor Hochvert		

Written Communications

The Village Clerk reported that one hundred twenty-two (122) communications have been received since the last regular Board of Trustees meeting from the following:

- As of 3 PM today, we have received 93 emails regarding the Conservation Advisory Council Sanitation Study Recommendations.
- Ten (10) communications regarding gun sales legislation.
- Sixteen (16) communications concerning prepayment of 2018 property taxes.
- An email from Ofir Barnea with his comments concerning the proposed tree law amendments. The Mayor's response is attached.
- A report from the Scarsdale Forum Neighborhood Character Committee.
- A letter from Thomas Giordano regarding Historic Preservation.

She noted that all communications received that are written to the Mayor and Board of Trustees can be viewed on the Village's website, www.scarsdale.com under the Board of Trustees or Village Clerk section under Written Communications.

There being no further business to come before the Board, the meeting was adjourned at 9:40 P.M. on a motion entered by Trustee Finger, seconded by Trustee Ross and carried unanimously.

Donna M. Conkling
Village Clerk