

**MINUTES OF THE TOWN BOARD**  
**April 9, 2019**

Minutes of a Meeting of the Town Board of the Town of Eastchester held on April 9, 2019 at 8:00 p.m., at the Town Hall, 40 Mill Road, Eastchester, New York.

**I. ROLL CALL**

Present: Supervisor Anthony Colavita  
Councilman Glenn Bellitto  
Councilman Joseph Dooley  
Councilwoman Theresa Nicholson  
Councilman Luigi Marcoccia

Present: Town Clerk Linda Laird  
Town Attorney Louis Reda  
Town Comptroller Dawn Donovan  
Tax Assessor Todd Huttunden

**II. PLEDGE OF ALLEGIANCE**

**III. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS**

Supervisor Colavita introduced Town Assessor Todd Huttunden for purposes of providing an overview to changes in the STAR (New York State School Tax Relief) program. Mr. Huttunden explained that beginning with 2019/20 school tax year, income limit for Basic Star "exemption" goes decrease from \$500,000 to \$250,000. Anyone currently receiving Star exemption whose income for 2017 was more than \$250,000 will lose the exemption in 2019. However, those between with an income from \$250,000 and \$500,000 can still register for Star Credit Check. For more information go to [www.ny.tax.gov](http://www.ny.tax.gov) call the Assessor's Office at 771-3345.

Mike Denning suggested that the curbs on California Road be included in the Sidewalk and Curb Replacement project.

**IV. APPROVAL OF MINUTES**

Councilman Bellitto offered a motion that was seconded by Councilman Dooley to approve the March 5, 2019 and the March 19, 2019 Town Board Meeting Minutes as prepared by Town Clerk Linda Laird.

**On the roll call, all voted "AYE." Motion carried.**

**V. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS**

**A) LAW DEPARTMENT REPORT**

**1. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY ROBERT CUCINO**

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a **RESOLUTION** authorizing the settlement of a claim by Robert Cucino against the Town of Eastchester in the amount of \$1,258.98 for damages sustained to Mr. Cucino's vehicle when it was accidentally struck by a Town of Eastchester vehicle on March 2, 2019.

**On the roll call, all voted "AYE." Motion carried.**

**2. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY RALPH PATTRICELLO**

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by Ralph Pattricello, affecting premises known Section 40, Block 2, Lot 6, 28 Glenn Road, Eastchester, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2012	2013	\$ 14,500.00	\$ 10,875.00	\$ 3,625.00
2013	2014	\$ 14,500.00	\$ 10,875.00	\$ 3,625.00

2014	2015	\$ 14,500.00	\$ 10,875.00	\$ 3,625.00
2015	2016	\$ 14,500.00	\$ 10,875.00	\$ 3,625.00
2016	2017	\$ 14,500.00	\$ 10,875.00	\$ 3,625.00
2017	2018	\$ 14,500.00	\$ 10,875.00	\$ 3,625.00

\*\*Eastchester School Approved

TOTAL TOWN TAX REFUND.....\$ 6,914.33

**On the roll call, all voted "AYE." Motion carried.**

**B) RECEIVER OF TAXES REPORT** for March 2019 was received for filing.

**VI. CORRESPONDENCE**

**A) MEMORANDUM FROM COMPTROLLER RE: BUDGET REVISIONS**

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve the following Budget Revisions in the Highway Department:

Increase:	Hwy.-Machinery- Equipment	D5130.201	\$85,232.00
Increase:	Appropriated Fund Balance	DB 00599	\$85,232.00

**On the roll call, all voted "AYE." Motion carried.**

**B) MEMORANDUM FROM COMPTROLLER RE: SEASONAL EMPLOYEES**

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve the following Seasonal Appointments, effective April 10, 2019:

NAME	TITLE	TYPE	RATE		DEPT
DIAZ, MARIA	RECREATION ATTENDANT	SEASONAL	13.00	REHIRE	LAKE ISLE
GONZALEZ, BRENDA	RECREATION ATTENDANT	SEASONAL	13.00	REHIRE	LAKE ISLE
KASE, AKIRA	RECREATION ATTENDANT	SEASONAL	13.00	REHIRE	LAKE ISLE
INOCENTE, BERNARDINO	RECREATION ATTENDANT	SEASONAL	13.00	REHIRE	LAKE ISLE
KAESSLER, KARL	SECURITY	SEASONAL	12.00	REHIRE	LAKE ISLE
CACCIOLA, ABIGAIL	OFFICE ASSISTANT	SEASONAL	12.00	REHIRE	COURT
KALAJ, BIANCA	RECREATION ATTENDANT	SEASONAL	8.00	NEW	REC.

**On the roll call, all voted "AYE." Motion carried.**

**C) MEMORANDUM FROM COMPTROLLER RE: AUTHORIZATION OF RETIREMENT SECTION**

Supervisor Colavita explained that as part of the CSEA memorandum of agreement that was approved at the last Town Board meeting on March 19, 2019 an addition retirement benefit 41(j) is to be added to the retirement benefits. The estimated annual cost to participate is \$6,940. In order to participate in the 41-(j) benefit the Town will need to adopt the following resolution:

BE IT RESOLVED: that the Town Board of the Town of Eastchester does hereby elect to provide the pension benefit Section 41(j) of the Retirement and Social Security Law, as presently or hereafter amended.

BE IT FURTHER RESOLVED: that the effective date of such shall be the 1<sup>st</sup> day of January, 2020.

**On the roll call, all voted "AYE." Motion carried.**

**D) MEMORANDUM FROM COMPTROLLER RE: AUDIT SERVICES**

The current contract with PKF O'Connor Davies LLP for auditing services expired on December 31, 2018. Per a request from Comptroller Dawn Donovan, Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve the contract for audit services with the same firm for the next three years. The audit fee will remain flat for 2019 and 2020 based on the Town's long standing relationship and increase only 2% for 2021.

Below is a table of fees for the next three audit years:

<u>Year</u>	<u>Basic Fee</u>
2019	\$81,400
2020	\$81,400
2021	\$83,000

On the roll call, all voted "AYE." Motion carried.

**E) MEMORANDUM FROM SUPERINTENDENT OF HIGHWAYS RE: AWARDING OF 2019 SIDEWALK AND CURB REPLACEMENT CONTRACT**

On Tuesday, March 26, 2019 at 11:00 A.M. THREE bids for the 2019 Sidewalk and Curb Replacement Project were opened and read aloud in the office of the Town Clerk.

The low bid, based on estimated quantities, for the total amount of \$170,950.00 was submitted by Acocella Contracting, Inc. 68 Gaylor Road, Scarsdale, NY 10583. This bid was reviewed and is accordance with bid specifications.

Pricing was also obtained for Equipment and Labor under Options A & B. All Unit Prices and Bid totals are incorporated in the summary sheet below.

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** awarding the 2019 Sidewalk and Curb Replacement Contract, including Base Bid and Options A and B to the low bidder, Acocella Contracting, Inc, at the unit prices bid.

2019 CURB & SIDEWALK REPLACEMENT BID SUMMARY

ITEM DESCRIPTION	ESTIMATED QUANTITIES	ACOCELLA CONTRACTING, INC		PALADINO CONCRETE CREATIONS CORP	
		UNIT PRICE	COST	UNIT PRICE	COST
1 RESET CURB	500 L.F.	\$ 27.50	\$13,750.00	\$30.00	\$15,000.00
2 GRANITE CURB	100 L.F.	30.00	3,000.00	30.00	3,000.00
3 CONCRETE CURB	500 L.F.	25.00	12,500.00	38.00	19,000.00
3A CONCRETE CURB NYS	10 L.F.	30.00	300.00	38.00	380.00
3B MONOLITHIC CURBS	1,500 L.F.	17.00	25,500.00	23.00	34,500.00
3C TRUNCATED DOME	25 EACH	250.00	6,250.00	450.00	11,250.00
4 5" CONCRETE WALK	7,500 S.F.	12.50	93,750.00	14.00	105,000.00
4R 7" CONCRETE WALK	1,000 S.F.	14.00	14,000.00	16.50	16,500.00
5 ASPHALT CURB	100 L.F.	5.00	500.00	7.00	700.00
6 5" COLORED STAMPED CONCRETE	100 S.F.	14.00	1,400.00	22.00	2,200.00
TOTALS			\$170,950.00		\$207,530.00
OPTION A - MANPOWER & EQUIPMENT	5 DAYS	2,200.00	11,000.00	3,900.00	19,500.00
OPTION B - BACKHOE WITH OPERATOR	5 DAYS	1,500.00	7,500.00	1,500.00	7,500.00

ITEM DESCRIPTION	ESTIMATED QUANTITIES	TONY CASALE, INC	
		UNIT PRICE	COST
1 RESET CURB	500 L.F.	\$36.00	\$18,000.00
2 GRANITE CURB	100 L.F.	50.00	5,000.00
3 CONCRETE CURB	500 L.F.	70.00	35,000.00
3A CONCRETE CURB NYS	10 L.F.	75.00	750.00
3B MONOLITHIC CURBS	1,500 L.F.	39.00	58,500.00
3C TRUNCATED DOME	25 EACH	150.00	3,750.00
4 5" CONCRETE WALK	7,500 S.F.	20.00	150,000.00
4R 7" CONCRETE WALK	1,000 S.F.	25.00	25,000.00
5 ASPHALT CURB	100 L.F.	25.00	2,500.00
6 5" COLORED STAMPED CONCRETE	100 S.F.	30.00	3,000.00

TOTALS			\$301,500.00
OPTION A - MANPOWER & EQUIPMENT	5 DAYS	\$6,500.00	\$32,500.00*
OPTION B - BACKHOE WITH OPERATOR	5 DAYS	1,500.00	\$7,500.00*

On the roll call, all voted "AYE." Motion carried.

**F) MEMORANDUM FROM SUPERINTENDENT OF HIGHWAYS RE: AWARDING OF 2019 STREET RESURFACING CONTRACT**

On Tuesday, March 26, 2019 at 11:15 a.m., the bids on the 2019 Street Resurfacing Project were opened and read aloud in the Office of the Town Clerk. This bid includes the resurfacing of various roadways within the Town of Eastchester, Bronxville & Tuckahoe Villages.

There were FOUR bidders, and all bid totals have been incorporated into the attached summary sheet below.

The low bid, based on unit prices, for the total amount of \$1,667,700.00, was submitted by Morano Brothers Corp, 2045 Albany Post Road, Croton on Hudson, NY 10520. This bid was reviewed and is in accordance with the specifications.

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** awarding the 2019 Street Resurfacing Contract to by Morano Brothers Corp, 2045 Albany Post Road, Croton on Hudson, NY 10520.

2019 STREET RESURFACING BID SUMMARY

MORANO BROTHERS, CORP	PCI INDUSTRIES CORP
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ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT PRICE	COST	UNIT PRICE	COST
1 - NYS 403.1701 ASPHALT CONCRETE TYPE 6F	10,450 Tons	\$116.00	\$1,212,200	\$116.90	1,221,605
2 - ADJUST MANHOLES OR CATCHBASINS TO GRADE	20 Each	700.00	14,000	575.00	11,500
3 - ROTOMILL	76,000 S.Y.	5.50	418,000	6.00	456,000
4 - LINE STRIPING	0 L.F.	2.00	0.00	2.50	0.00
5 - NIGHT RESURFACING SURCHARGE	1,000 TONS	11.50	11,500	9.50	9,500
5A NIGHT ROTOMILLING SURCHARGE	7,500 S.Y.	1.60	12,000	1.00	7,500
TOTALS			\$1,667,700.00		1,706,105.00
OPTION - WARM MIX ASPHALT	0 TONS	0.00	0.00	0.00	0.00

ELQ INDUSTRIES, INC	MONTESANO BROS. INC
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ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT PRICE	COST	UNIT PRICE	COST
1 - NYS 403.1701 ASPHALT CONCRETE TYPE 6F	10,450 Tons	\$123.00	\$1,285,350	\$124.60	\$1,302,070
2 - ADJUST MANHOLES OR CATCHBASINS TO GRADE	20 Each	570.00	11,400	920.00	18,400

3 – ROTOMILL	76,000 S.Y.	6.68	507,680	6.95	528,200
4 – LINE STRIPING	0 L.F.	100.00	0.00	0.00	0.00
5 – NIGHT RESURFACING SURCHARGE	1,000 TONS	9.78	9,780	26.90	26,900
5A NIGHT ROTOMILLING SURCHARGE	7,500 S.Y.	1.64	12,300	3.50	26,250
TOTALS			\$1,826,510.00		\$1,901,820.00
OPTION - WARM MIX ASPHALT	0 TONS	0.00	0.00	0.00	0.00

On the roll call, all voted "AYE." Motion carried.

**G) MEMORANDUM FROM SUPERINTENDENT OF PARKS AND RECREATION RE: REQUEST TO GO OUT TO BID FOR BUS SERVICE FOR 2019 CAMP SEASON**

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** to authorize the 2019 Summer Bus bid to be used for the following:

- Two (2) 44-passenger air conditioned school buses for daily shuttle. Monday, July 1-August 9, Mondays – Fridays (Not used on July 4 & 5). The buses will be used to transport campers from Eastchester Middle School and Anne Hutchinson School to Lake Isle Country Club for daily swimming. Buses will be used between 9:30am-2:30pm.
- Two (2) 44-passenger air conditioned school buses for each of the camp trips for Camp Galaxy Jr. & Sr. Trips will depart from Eastchester Middle School and Anne Hutchinson School. There will be 24 trips in the tri-state area.
- Two (2) 44-passenger air conditioned buses for Camp Quest A trips that will depart from Haindl Field to various locations in the tri-state area. Trips will take place July 1-July19 (No trip July 4). 9 trips will be school bus trips, 5 trips will be coach bus trips.
- Two (2) 44-passenger air conditioned buses for Camp Quest B trips that will depart from Haindl Field to various locations in the tri-state area. Trips will take place July 22-August 9. 10 trips will be school bus trips, 5 trips will be coach bus trips.

On the roll call, all voted "AYE." Motion carried.

**H) MEMORANDUM FROM SENIOR PROGRAMS AND SERVICES RE: AGREEMENT WITH WESTCHESTER COUNTY DEPARTMENT OF SENIOR PROGRAMS AND SERVICES TO APPROVE III-C1, III-C2 AND NUTRITION SERVICES INCENTIVE PROGRAM (NSIP)**

Councilman Marcoccia offered a motion that was seconded by Councilman Bellitto approve a Resolution authorizing Supervisor Colavita to sign the Agreement with Westchester County Department of Senior Programs and Services for IIIC-1, IIIC-2 and NSIP, including Schedules A and B for the period January 1, 2019 to December 31, 2019 for the III-C programs, and October 1, 2018 to September 30, 2019 for NSIP.

This contract between the Town of Eastchester and Westchester County Senior Programs and Services provides: funding for the Congregate Meals program at the Lake Isle Senior Center and Garth Road Center, and for the Home Delivered Meals program for frail, homebound residents. The total aggregate amount to be paid to the Town of Eastchester is \$98,434 and the total aggregate amount for the contractor match is \$24,193 for the III-C programs.

On the roll call, all voted "AYE." Motion carried.

**I) MISCELLANEOUS BUSINESS** - none

**J) COUNCIL MEMBER REPORTS**

Councilman Marcoccia announced registration is underway at Lake Isle with the registration office open M-F from 9-5 and from 10-4 on weekend days. Weather permitting; the Opening Day of golf will be the last week of March. In closing, Councilman Marcoccia invited the public to the Annual Lake Isle Open House on April 27<sup>th</sup> beginning at noon.

Councilman Bellitto reminded residents of the Annual Egg Hunt, being held on Saturday, April 13<sup>th</sup>. He encouraged families to arrive prior to the 2:00 p.m. start.

Councilman Dooley spoke of the importance of recycling and the cost benefits to the town despite national news reports that it is not cost effective.

Councilwoman Nicholson announced a 'save the date' for the 2019 Eastchester Relay For Life event that will be held at Lake Isle on May 18<sup>th</sup>.

Supervisor Colavita announced the Eastchester Tax Office will offer extended hours on Monday, April 29<sup>th</sup> and Tuesday, April 30<sup>th</sup> from 8 a.m. to 7 p.m.

In closing, the Supervisor reported the town continues to meet with companies to discuss 'bubbling' the pool at Lake Isle to offer year run access. The town will proceed carefully in drafting a RFP (Request For Proposal).

#### **K) SECOND OPPORTUNITY TO ADDRESS THE BOARD**

Seth Mandelbaum of McCullough, Goldberg & Staudt, introduced himself as representing the owners of the Elide Manor Apartments located at 40 Jackson Avenue and requested the Supervisor sign the Agreement of Covenants and Restrictions (C&Rs). Mr. Mandelbaum reported the building is ready to open.

Town Attorney Lou Reda explained there is a pending litigation involving amendments to the Senior Housing section of the Town's Zoning Code that is expected to conclude. Supervisor Colavita offered to discuss the matter with Mr. Mandelbaum at the conclusion of the meeting.

David Levy inquired about the transfer of the Eastchester Housing Vouchers to another administrator. Supervisor Colavita emphasized that no one will lose their voucher and the change is administrative. The Town had previously been reimbursed 100% for the administration of the Section 8 Program. Recent changes reduces that to 70%, forcing the relocation of the administration of the voucher program.

Mr. Levy spoke in support of providing Elide Manor Apartments with the documents needed to open. In closing, Mr. Levy suggested Code Enforcement Officers issue summons to businesses and residents that do not follow recycling and refuse laws.

Mike Denning discussed the water bill he received from Suez Water Company and questioned the accuracy of the hydrant maintenance fees included on the bill. The Supervisor explained the methodology used in calculating the fee was approved by the Public Service Commission. Further, Mr. Denning confirmed that no one lost their job as a result of closing the Housing Office. In closing, Mr. Denning spoke of the success of the Michael Frey Scholarship Pasta Night.

There being no further public business, the meeting was adjourned at 8:45 p.m.

Minutes prepared by;

Linda Laird  
Town Clerk