

MINUTES OF THE TOWN BOARD
July 16, 2019

Minutes of a Meeting of the Town Board of the Town of Eastchester held on July 16, 2019 at 8:00 p.m., at the Town Hall, 40 Mill Road, Eastchester, New York.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. 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

IV. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS – none

V. APPOINTMENTS – Police Department

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve the probationary appointment of Kevin J. Krippel of Eastchester, New York to the position of Police Officer effective July 22, 2019 at the annual salary of \$50,795 and Holiday Pay of \$2,561.00. The appointment would be effective on July 22, 2019 to coincide with the start of the Police Academy.

Candidate Krippel appeared on the Police Officer eligible list #69-547 established in August, 2017 and shall serve a probationary term of not less than twelve weeks and not more than seventy-eight weeks. The appointment is contingent on the successful completion of the background investigation, medical exam and completion of Westchester County Civil Service paperwork.

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

Councilman Dooley offered a motion that was seconded by Supervisor Colavita to approve the probationary appointment of Jeyfer R. Chacon of Eastchester, New York to the position of Police Officer effective July 22, 2019 at the annual salary of \$50,795 and Holiday Pay of \$2,561.00. The appointment would be effective on July 22, 2019 to coincide with the start of the Police Academy.

Candidate Chacon appeared on the Police Officer eligible list #69-547 established in August, 2017 and shall serve a probationary term of not less than twelve weeks and not more than seventy-eight weeks. The appointment is contingent on the successful completion of the background investigation, medical exam and completion of Westchester County Civil Service paperwork.

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

VI. APPROVAL OF MINUTES

Councilman Dooley offered a motion that was seconded by Supervisor Colavita to approve the June 18, 2019 Regular Town Board Meeting Minutes and the July 1, 2019 Town Board Meeting Minutes as prepared by Town Clerk Linda Laird.

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

VI. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS

A) POLICE DEPARTMENT REPORT

The Board reviewed and approved for filing the following reports for June 2019 of Parking Summonses, Citation Activity Report, Patrol Activity Report, Statement of Accounts and the Traffic Accident Report.

Chief Bonci reported he and the Police Lieutenants attended a class presented by the Westchester District Attorney and the Police Chief Association for training on Justice Reforms adopted by the NYS Legislature.

B) LAW DEPARTMENT REPORT

1. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY SUE ANN FAVA MATARAZZO

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a **RESOLUTION** authorizing the settlement of a claim by Sue Ann Fava Matarazzo against the Town of Eastchester in the amount of \$10,000.00 for a lawsuit involving an injury to her son, Jake Matarazzo at Lake Isle Country Club in July, 2015.

In response to an inquiry, Town Attorney Reda reported the personal injury law firm of Cerussi and Spring represented the Town in this matter for a fee of approximately \$32,000

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

2. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY LAURIE ADORNO

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a **RESOLUTION** authorizing the settlement of a claim by Laurie Adorno against the Town of Eastchester in the amount of \$5,000.00 for a lawsuit involving an injury on Grayrock Road on October 20, 2015.

In response to an inquiry, Town Attorney Reda reported the personal injury law firm of Wilson, Elser, Moskowitz and Dicker represented the Town in this matter for a fee of approximately \$31,000.

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

3. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN AGREEMENT OF LEASE BETWEEN GARTH WOODS OWNERS CORP. AND THE TOWN OF EASTCHESTER FOR THE USE BY THE TOWN'S SENIOR PROGRAMS AND SERVICES OF THE COMMUNITY ROOM LOCATED AT GARTH WOODS, 235 GARTH ROAD COMMENCING MARCH 1, 2019 AND TERMINATING FEBRAURY 29, 2020

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** authorizing the Supervisor to execute and deliver an Agreement of Lease between Garth Woods Owners Corp. and the Town of Eastchester for the use by the Town's Senior Programs & Services of the Community Room located at Garth Woods, 235 Garth Road, for a period of one year commencing March 1, 2019 and terminating February 29, 2020.

Supervisor Colavita explained the Community Room will be used two days a week, September 2019 – June 2000 for the fee of \$6,500.

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

4. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE THE INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF BRONXVILLE, THE VILLAGE OF TUCKAHOE AND THE EASTCHESTER AND TUCKAHOE UNION FREE SCHOOL DISTRICT WITH RESPECT TO STREET RESURFACING

Councilman Bellitto offered a motion that was seconded by Councilman Marcoccia to approve a **RESOLUTION** authorizing the Supervisor of the Town of Eastchester to execute the Intermunicipal Agreement with the Village of Bronxville, the Village of Tuckahoe and the Eastchester and Tuckahoe Union Free School District with respect to Street Resurfacing.

The Supervisor explained the benefits of the Joint Purchase in obtaining the best "per ton" price.

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

5. RESOLUTION AUTHORIZING THE SETTLEMENT OF 2018 SMALL CLAIMS ASSESSMENT REVIEW CASES (SCAR)

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a **RESOLUTION** authorizing the settlement of 2018 Small Claims Assessment Review Cases (SCAR) 2019 in the total sum of \$ 3,461.68, as per the following list:

SCAR 2018 Refunds

Parcel ID	Refund
70./2/43	\$25.88
63.F/4/3	\$69.00
80.H/1/15	\$124.21
7.H/2/3	\$216.25
66.H/3/126	\$241.54
66.A/2/14	\$213.94
63.E/4/24	\$766.04
63.C/2/8	\$293.29
61./2/25	\$179.45
57./4/27	\$79.36
55./8/12.A	\$455.57
54./2/31	\$317.44
7.F/2/15	\$69.50
6.E/3/36	\$54.87
6.C/4/6	\$193.87
70./3/22	<u>\$161.57</u>
Total	\$3,461.78

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

6. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY THORNYCROFT TENANTS CORP. – 209 GARTH ROAD

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by Thornycroft Tenants Corp. affecting premises known as Section 49.A, Block 2, Lot 0006 – 209 Garth Road, Eastchester NY as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2012	2013	\$ 216,600	\$ 216,600	-0-
2013	2014	\$ 216,600	\$ 216,600	-0-
2014	2015	\$ 216,600	\$ 216,600	-0-
2015	2016	\$ 216,600	\$ 203,580	\$ 13,020
2016	2017	\$ 216,600	\$ 203,740	\$ 12,860
2017	2018	\$ 216,600	\$ 199,300	\$ 17,300
2018	2019	\$ 216,600	\$ 195,000	\$ 21,600

Eastchester School approved

To be bonded at a later date

TOTAL TOWN TAX REFUND.....\$ 15,472.91

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

7. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY 138 WOODRUFF RELATY, LLC. – 138 WOODRUFF AVENUE

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by 138 Woodruff Realty, LLC affecting premises known as Section 59, Block 4, Lot 15 – 138 Woodruff Avenue, Eastchester NY as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2013	2014	\$ 9,750	\$ 9,313	\$ 437.00
2014	2015	\$ 9,750	\$ 8,989	\$ 761.00
2015	2016	\$ 9,750	\$ 8,414	\$1,336.00
2016	2017	\$ 9,750	\$ 8,357	\$1,393.00
2017	2018	\$ 9,750	\$ 8,249	\$1,501.00
2018	2019	\$ 9,750	\$ 8,193	\$1,557.00

Eastchester School approved

TOTAL TOWN TAX REFUND.....\$ 2,309.17

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

C) RECEIVER OF TAXES REPORT for June, 2019 was received for filing.

VII. CORRESPONDENCE

A) MEMORANDUM FROM COMPTROLLER RE: BUDGET TRANSFERS/REVISIONS

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve the following Budget Transfers and Revisions:

Transfers

From:	Training	B3120.430	\$ 5,000.00
To:	Uniform & Accessories	B3120.434	\$ 5,000.00
From:	Personal Services	L7410.100	\$ 30,000.00
To:	Salaries PT/Seasonal	L7410.102	\$ 30,000.00
From:	Tan Interest	A1900.702	\$ 2,845.00
To:	Taxes of Town Properties	A1900.427	\$ 2,445.00
To:	Municipal Assoc. Dues	A1900.418	\$ 400.00

Revisions

Increase:	Town Clerk Fees	A01255	\$ 1,050.00
Increase:	Contractual Services	A1410.450	\$ 1,050.00
Increase:	Police-Outside Service Fees	B01523	\$ 300,000.00
Increase:	Overtime Private Pay	B3120.103P	\$ 300,000.00
Increase:	Recreation Fees- Camp	A02002	\$ 33,616.00
Increase:	Contractual Services	A7141.450	\$ 33,616.00

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

B) MEMORANDUM FROM COMPTROLLER RE: SEASONAL EMPLOYEES

Councilman Bellitto offered a motion that was seconded by Councilman Marcoccia to approve the following Seasonal Appointments:

NAME	JOB TITLE	RATE	EFF. DATE	TYPE	DEPT.
Abdullah, Ziad	EMT	\$13.00	6/12/2019	Rate Change	Rec
Albertelli, Olivia	Lifeguard	\$11.00	6/12/2019	New	Rec

ANA MARIA PERAUNA	RECREATION ATTENDANT	13.00	7/17/2019	NEW HIRE	Lake Isle
ARELIS VELEZ	RECREATION ATTENDANT	8.00	7/17/2019	NEW HIRE	Lake Isle
Bases, Alexander	EMT	\$13.00	6/12/2019	Rate Change	Rec
Bryson, Stephen	EMT	\$13.00	6/12/2019	Rate Change	Rec
Burwell, Roger	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
Calby, Bridget	Rec Attendant	\$11.50	6/28/2019	Rate Change	Rec
CHRIS MORGAN	RECREATION ATTENDANT	8.00	7/17/2019	REHIRE	Lake Isle
Colavita, Olivia	Rec Attendant	\$11.00	6/12/2019	Rehire	Rec
Corrado, Dyllan	Rec Attendant	\$8.00	6/12/2019	New	Rec
Czchun, Joseph	Rec Attendant	\$8.00	6/12/2019	New	Rec
DelVecchio, Antonio	EMT	\$13.00	6/12/2019	Rate Change	Rec
Dobbin, Elizabeth	EMT	\$12.00	6/12/2019	New	Rec
Doukas, Alexandra	Rec Attendant	\$8.00	6/12/2019	New	Rec
Fortunato, Dava	Rec Attendant	\$10.00	6/12/2019	Rehire	Rec
Fotiadis, Melina	Rec Attendant	\$10.50	6/28/2019	Rate Change	Rec
Fotiadis, Peter	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
Froehlich, Catherine	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
Gallela, Mario	Rec Attendant	\$8.00	6/12/2019	New	Rec
George, Daniel	Rec Attendant	\$12.00	6/28/2019	Rate Change	Rec
Graham, Amanda	Rec Attendant	\$11.00	6/28/2019	Rate Change	Rec
HERMAN VELEZ	RECREATION ATTENDANT	8.00	7/17/2019	NEW HIRE	Lake Isle
HUNTER, RYAN	RECREATION ATTENDANT	8.00	7/17/2019	NEW HIRE	Lake Isle
JIMIN HWANG	LIFEGUARD	11.00	7/17/2019	NEW HIRE	Lake Isle
Krestinski, Patrick	Rec Attendant	\$8.00	6/12/2019	New	Rec
Lacalamita, Peter	Lifeguard	\$11.00	6/12/2019	Rehire	Rec
LIAM CIBELLI	RECREATION ATTENDANT	8.00	7/17/2019	NEW HIRE	Lake Isle
Magardino, Gina	Lifeguard	\$11.00	6/12/2019	New	Rec
Martin, Robert	Rec Attendant	\$9.00	6/12/2019	New	Rec
McCloskey, Meghan	Lifeguard	\$13.00	6/28/2019	Rate Change	Rec
McCloskey, Ryan	Lifeguard	\$11.00	6/12/2019	New	Rec
Moore, Doreen	Rec Attendant	\$15.00	6/12/2019	Rehire	Rec
Mullen, Grace	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
NANCY GIRALDO	RECREATION ATTENDANT	13.00	7/17/2019	NEW HIRE	Lake Isle
Oquendo, Jonathan	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
Pena, Richard	EMT	\$13.00	6/12/2019	Rate Change	Rec
Pfister, Jenna	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
Puccini, Thomas	Rec Attendant	\$17.00	6/28/2019	Rate Change	Rec
Rappaport, Susan	Rec Attendant	\$3,850.00	6/12/2019	Rehire	Rec
Reda, John	Rec Attendant	\$8.00	6/12/2019	New	Rec
Retta, Kristen	Rec Attendant	\$17.00	6/28/2019	Rate Change	Rec
Rodriguez, Jake	EMT	\$13.00	6/12/2019	Rate Change	Rec
Roland, Paul	Rec Attendant	\$8.00	6/12/2019	New	Rec
Romano, Julianna	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
Russo, Arianna	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
SHIN, MATTHEW	EMT	12.00	7/17/2019	NEW HIRE	Lake Isle
Stapleton, Owen	Rec Attendant	\$8.00	6/12/2019	New	Rec
Sypher, Liana	Rec Attendant	\$10.00	6/28/2019	Rate Change	Rec
Tiso, Sophia	Rec Attendant	\$11.50	6/28/2019	Rate Change	Rec
Tsayger, Mikhail	Rec Attendant	\$3,650.00	6/12/2019	Rehire	Rec
Walpole, Shane	Lifeguard	\$13.00	6/28/2019	Rate Change	Rec
Zeolla, Michael	Lifeguard	\$11.00	6/12/2019	Rehire	Rec

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

C) MEMORANDUM FROM COMPTROLLER RE: MEMORANDUM OF AGREEMENT - POLICE OFFICERS UNION

Per a request from Comptroller Donovan, Councilman Dooley offered a motion that was seconded by Councilman Marcoccia to approve a **RESOLUTION** to approve the PBA Memorandum of Agreement for the Police Union for the years 2017-2019. The highlights of the agreement is as follows:

Effective July 1, 2017, salary increased by 2.5%.

Effective March 1, 2018, salary increased by 1.25%.

Effective October 1, 2018, salary increased by 1.25%.

Effective March 1, 2019, salary increased by 1.25%.

Effective July 1, 2019, salary increased by 1.25%.

Effective January 1, 2019, there shall be a \$10,000.00 wage increase to the rate for probationary officers hired on or after that date.

The above payments shall be provided to individuals who retired during the term of the Agreement for any period of time they appeared on the payroll. Retroactive payments in the amount of Fifty Dollars (\$50.00) per month for any month or partial month they appeared on the payroll shall be made to bargaining unit members who separated by reason other than retirement, in lieu of any other retroactive payments, including, but not limited to, overtime

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

D) MEMORANDUM FROM COMPTROLLER RE: MEMORADUM OF AGREEMENT - POLICE LIEUTENANTS AND CAPTAINS

Per a request from Comptroller Donovan, Councilman Bellitto offered a motion that was seconded by Councilman Marcoccia to approve a **RESOLUTION** to approve a Memorandum of Agreements for the Police Lieutenants & Captains for the years 2017-2019. The highlights of the agreements are as follows:

Effective July 1, 2017 salary increase of 2.5%

Effective March 1, 2018 salary increase of 1.25%

Effective October 1, 2018 salary increase of 1.25%

Effective March 1, 2019 salary increase of 1.25%

Effective July 1, 2019 salary increase of 1.25%

The above payments shall be provided to individuals who retired during the term of the Agreement for any period of time they appeared on the payroll. Retroactive payments in the amount of Fifty Dollars (\$50.00) per month for any month or partial month they appeared on the payroll shall be made to bargaining unit members who separated by reason other than retirement, in lieu of any other retroactive payments, including, but not limited to, overtime.

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

VIII. MISCELLANEOUS BUSINESS

Councilman Dooley offered a motion that was seconded by Supervisor Colavita to set a single Town Board Meeting for August to be held on Tuesday, August 20, 2019 at 8:00 p.m.

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

IX. COUNCIL MEMBER REPORTS

Councilman Marcoccia announced Lake Isle Membership Appreciation Thursdays. Members are invited to bring a guest to enjoy the pools at discounted rates; \$10 for Adults and \$4 for Children ages 2-13. In addition, there will be Teen Pool

Parties for Lake Isle and Teen Scene Members, ages 12-17 from 8:30pm-11pm on July 9th & 23rd. The cost is \$5 and includes swimming and DJ music. Members are also invited to Late Night Swim on Friday Nights in July & August at the adult pool from 8pm-10pm.

Councilman Bellitto had no report but wished all the 'best for the rest of the summer season.'

Councilman Dooley reported on the community effort to revitalize Gazebo Park on Oakridge Place and a celebration that was held by the Eastchester Beatification Foundation at the Park on June 23rd which recognized all those who worked on the project. In 2014, after Hurricane Sandy and other storms hit Eastchester, the Oakridge Park needed some major clean up and refurbishment, and EBF initiated discussions with the Parks Department to address these issues. Input from the Planning Department provided a landscape plan to enhance the park.

Over the next few years, EBF worked with the Parks Department to remove overgrown shrubs and tangled rose bushes to open up the front of the park, and to install a new planting bed at the rear of the park. The Highway Department provided boulders for the new bed at the back and a few for the front beds as well, and recommended the trees and shrubs to be added to these spaces.

In 2016, the EBF enlisted the help of Boy Scout Troop #353 to continue the clean up. Local landscapers lent their expertise that weekend, guiding the scouts and EBF volunteers in helping plant beautiful new azalea shrubs along the patios edge and mulch the front.

Eastchester Tuckahoe Chamber of Commerce and Rotary Club dedicated benches to two men who were instrumental in the Gazebo installation, Henry Ciamarra and Bob Russell.

Finally, in 2017 and 2018, EBF added more plants to the rear oval bed, had the flowering trees pruned, and added more plants and a new tree to the front. In 2019, a tree at the rear of the park was replaced. Councilman Dooley concluded by extending thanks and appreciation to all who worked tirelessly on the project.

Councilwoman Nicholson announced the 6th Annual Eastchester 5K Run will be held on September 29th.

Supervisor Colavita reported the town continues to work closely with Con-Edison to coordinate efforts to ensure the roadway and surrounding property is restored on California Avenue. Once the repairs are complete the roadway will be paved.

Mr. Colavita announced two important initiatives, to help keep our kids safe that will be introduced at a upcoming meeting. The first is a local law that will restrict the sale of 'vaping' products near schools. In addition, inter-municipal agreements between the Town and the Eastchester and Tuckahoe School Districts will create School Resource Officers. Supervisor Colavita stated details on both initiatives will be provided in the coming weeks.

X. SECOND OPPORTUNITY TO ADDRESS THE BOARD

Mike Denning suggested the position of Assistant Superintendent of Highways be eliminated in favor of "the dump" being open on Saturdays. Mr. Denning commented that the Lake Isle pool was crowded during the 4th of July weekend and received confirmation that the District Attorney's Office is 'handling and investigating issues involving fire arms.'

There being no further public business, the meeting was adjourned at 8:35 p.m.

Minutes prepared by;

Linda Laird
Town Clerk