

**MINUTES OF THE TOWN BOARD  
February 14, 2017**

Minutes of a Meeting of the Town Board of the Town of Eastchester held on February 14, 2017 at 7:00 p.m., at the Town Hall, 40 Mill Road, Eastchester, New York.

**I. CALL TO ORDER**

**II. PLEDGE OF ALLEGIANCE – FLAG**

**III. ROLL CALL**

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

Town Clerk Linda Laird  
Comptroller Dawn Donovan  
Town Attorney Louis J. Reda

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

Peter DeFelice spoke in opposition to borrowing funds to support the Capital Budget. Supervisor Colavita explained the Town maintains a very low debt service ratio and has earned a Moody's Aaa Bond rating which enables the Town to borrow at an extremely low rate – often under .02%.

**V. APPROVAL OF MINUTES**

Councilman Bellitto offered a motion that was seconded by Councilman Dooley to approve the Minutes of the Minutes of the January 17, 2017 Special Meeting and Regular Meeting and the February 6, 2017 Special Town Board Meeting 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 January 2017 of Parking Summonses, Citation Activity Report, Patrol Activity Report, Statement of Accounts and the Traffic Accident Report.

**FROM CORRESPONDENCE AGENDA:**

**C) MEMORANDUM FROM COMPTROLLER RE: APPROVAL OF 2017 CAPITAL PROJECTS**

Per a request form Comptroller Donovan, Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve the 2017 Capital Projects and to authorize bonding for such projects

**2017 Capital Budget Request**

**HIGHWAY**

PACKER TRUCK	215,000.00
SMALL DUMP TRUCK	110,000.00
LEAF TRUCK	80,000.00
SIDEWALK & CURB REPLACEMENT	150,000.00
STREET RESURFACING	<u>1,000,000.00</u>
	<u>1,555,000.00</u>

**TOWNWIDE**

COURT ROOM IMPROVEMENTS	30,000.00
GENERATOR - PORTABLE	11,000.00

FIELD & PARK REHABILITATION - LEEWOOD TENNIS	7,500.00
FIELD & PARK REHABILITATION - PARKWAY OVAL	15,000.00
FIELD & PARK REHABILITATION - COOPER FIELD	20,000.00
FIELD & PARK REHABILITATION - LABRIOLA FIELD	3,000.00
	<u>86,500.00</u>
<b>TOWN OUTSIDE</b>	
POLICE LOCKER ROOM	90,000.00
MARBLE SCHOOL HOUSE	50,000.00
SOLAR POWER STREET SIGNS	19,500.00
	<u>159,500.00</u>
<b>LAKE ISLE</b>	
GOLF COURSE BUNKERS	75,000.00
<b>TOTAL PROJECTS</b>	<u>1,876,000.00</u>

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

**B) LAW DEPARTMENT REPORT**

- 1. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN AMENDMENT TO THE ORIGINAL AGREEMENT BETWEEN THE TOWN OF EASTCHESTER EAST COAST POWER AND GAS VIA VANTAGE ETC. LTS. FOR THE PROVISION OF NATURAL GAS FROM THIRD PARTY SOURCES COMMENCING MARCH 1, 2017 – FEBRUARY 28, 2018.**

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a **RESOLUTION** authorizing the Supervisor to execute and deliver an amendment to the original agreement dated February 2, 2016 made between the Town of Eastchester and East Coast Power and Gas via Vantage Etc, Ltd. for the provision of natural gas from third party sources for the term commencing March 1, 2017 and ending February 28, 2018.

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

- 2. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY SIWANoy COUNTRY CLUB**

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by Siwanoy Country Club, affecting premises known Section 73, Block 1, Lot 18A; Section 79, Block 1, Lot 7; Section 79A, Block 8, Lot 28; and Section 79C, Block 5, Lot 10 – Pondfield Road, Tuckahoe, as follows:

RE: Siwanoy Country Club vs. Town of Eastchester  
Section 18A, Block 1, Lot 7

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT	REDUCTION
2012	2013	\$190,200.00	\$108,450.00	\$81,750.00
2013	2014	\$190,200.00	\$109,200.00	\$81,000.00
2014	2015	\$190,200.00	\$105,900.00	\$84,300.00
2015	2016	\$190,200.00	\$ 96,500.00	\$93,700.00
2016	2017	\$ 99,250.00	\$ 92,350.00	\$ 6,900.00

SubTotal.....\$105,476.21

RE: Siwanoy Country Club vs. Town of Eastchester  
Section 79C, Block 5, Lot 10

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT	AMOUNT OF REDUCTION
2012	2013	\$20,050.00	\$11,450.00	\$ 8,600.00
2013	2014	\$20,050.00	\$11,500.00	\$ 8,550.00
2014	2015	\$20,050.00	\$11,150.00	\$ 8,900.00

2015	2016	\$20,050.00	\$10,200.00	\$ 9,850.00
2016	2017	\$12,200.00	\$11,350.00	\$ 850.00

*\*To be bonded at a later date*

*SubTotal.....\$ 11,112.44*

*Tuckahoe School Board Approved the Settlement*

*TOTAL TOWN TAX REFUND \$116,588.65*

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

**3. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY OCEAN BOUNTY SEAFOOD REALTY LLC.**

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a RESOLUTION authorizing the settlement of a certiorari proceeding instituted by Ocean Bounty Seafood Realty LLC, affecting premises known Section 29, Block 4, Lot 29 – 40 Midland Avenue, Tuckahoe, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT	AMOUNT OF REDUCTION
2012	2013	\$13,500.00	\$12,600.00	\$ 900.00
2013	2014	\$13,500.00	\$12,650.00	\$ 850.00
2014	2015	\$13,500.00	\$12,000.00	\$1,500.00
2015	2016	\$13,500.00	\$10,800.00	\$2,700.00

Tuckahoe School Board Approved the Settlement

TOTAL TOWN TAX REFUND \$200.93

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

**4. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE PAYMENT OF REAL PROPERTY TAX REFUNDS PURSUANT TO TAX CERTIORARI PROCEEDINGS**

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the issuance of serial bonds by the Town of Eastchester to finance the payment of Real Property Tax Refunds pursuant to Tax Certiorari proceedings brought pursuant to Article Seven of the Real Property Tax Law, with the estimated total cost thereof not to exceed \$500,000.00.

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

**5. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE COST OF SIDEWALK AND CURB REPLACEMENT**

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the Issuance of \$150,000 Bonds of the Town of Eastchester, Westchester County, New York to Finance the Cost of Sidewalk and Curb Replacement at various locations for Use by the Department of Highway in and for the Town.

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

**6. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE COST OF STREET RESURFACING**

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a RESOLUTION authorizing the Issuance of \$1,000,000 Bonds of the Town of Eastchester, Westchester County, New York to Finance the Cost of Street Resurfacing at various locations for Use by the Department of Highway in and for the Town.

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

**7. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE COST OF THE ACQUISITION OF ONE PACKER TRUCK, ONE SMALL TRUCK AND ONE LEAF TRUCK**

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a RESOLUTION authorizing the Issuance of \$405,000 Bonds of the Town of Eastchester, Westchester County, New York to Finance the Cost of the Acquisition of One Packer Truck for \$215,000; One Small Truck for \$110,000; and One Leaf Truck for \$80,000 for use by the Department of Highway in and for the Town.

Supervisor Colavita explained the new Packer Truck will replace an outdated, two seated vehicle with a truck equipped with bench seating to ensure safe working environment.

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

**8. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE COST OF GOLF COURSE IMPROVEMENTS**

Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve RESOLUTION authorizing the Issuance of \$75,000 Bonds of the Town of Eastchester, Westchester County, New York to Finance the Cost of Golf Course Improvements for Use by Lake Isle Country Club in and for the Town.

The Supervisor explained six of the golf course bunkers have been replaced as part of the Golf Course Improvement Project. The 2017 phase of the project will replace between two and four of the remaining twelve bunkers.

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

**9. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE COST OF TENNIS COURT FIXES AT LEEWOOD PARK, NETTING FOR PARKWAY FIELD, FENCING FOR COOPER FIELD AND ADDITIONAL PARKING FOR LABRIOLA FIELD**

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a RESOLUTION authorizing the Issuance of \$45,500 Bonds of the Town of Eastchester, Westchester County, New York to Finance the Cost for various purposes such as (a) Tennis Court Fixes for Leewood Park for \$7,500; (b) Acquire and install netting for Parkway Field for \$15,000; (c) Acquire fencing for Cooper Field for \$20,000; and d) Acquire additional parking for Labriola Field for \$3,000 for Use by the Town Parks and Recreation Department in and for the Town.

**10. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE COST OF POLICE DEPARTMENT MEN'S LOCKER ROOM AND COURT ROOM IMPROVEMENTS**

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a RESOLUTION authorizing the Issuance of \$127,390 Bonds of the Town of Eastchester, Westchester County, New York to Finance the Cost of the construction of various improvements to the Town Facilities; a) Police Department's Men's Locker Room for an estimated cost of \$90,000 and b) the construction of courtroom improvements at the estimated cost of \$37,390, which includes \$7,390 in Grant Funds expected to be received for use by various departments in and for the Town.

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

**11. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE COST OF SITE IMPROVEMENTS AT MARBLE SCHOOL HOUSE**

Councilman Marcoccia offered a motion that was seconded by Councilman Bellitto to approve a RESOLUTION authorizing the Issuance of \$50,000 Bonds of the Town of Eastchester, Westchester County, New York to Finance the Cost of Site Improvements at the Town-owned Marble School House. Said total cost of the construction is \$100,000, which amount includes \$50,000 in Grant Funds expected to be received for use by various departments in and for the Town.

Supervisor Colavita explained the funding will support new fencing, repairs to a retaining wall and grading to beautify the property.

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

**12. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE THE COST OF A PORTABLE GENERATOR AND SOLAR -POWERED STREET SIGNS**

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a RESOLUTION authorizing the Issuance of \$30,500 Bonds of the Town of Eastchester, Westchester County, New York to Finance the Cost of the Acquisition of Various Equipment: a) acquire a portable generator at the estimated cost of \$11,000 and b) acquire solar-powered street signs at the estimated cost of \$19,500 for use by various departments in and for the Town.

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

C) **HIGHWAY DEPARTMENT REPORT** for January 2017 was received for filing.

D) **RECEIVER OF TAXES REPORT** for January 2017 was received for filing.

E) **TOWN CLERK'S REPORT** for January 2017 was received for filing.

**VII. CORRESPONDENCE**

**A) MEMORANDUM FROM COMPTROLLER RE: PART TIME SEASONAL EMPLOYEES**

Per a request from Comptroller Donovan, Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve the following list of Part-time and Seasonal Appointments:

<b>NAME</b>	<b>JOB TITLE</b>	<b>APPOINTMENT TYPE</b>	<b>RATE</b>	<b>EFFECTIVE DATE</b>
Anello, Jason	Rec Attendant	Seasonal	\$8.00	1/7/2017
Pacifico, Alisa	Rec Attendant	Seasonal	\$8.00	2/21/2017
Scotton, Victoria	Rec Attendant	Seasonal	\$10.00	2/21/2017
Tallent, Brianna	Rec Attendant	Seasonal	\$8.00	2/21/2017
Widmaier, Peter	Rec Attendant	Seasonal	\$8.00	2/21/2017
Ramirez, Blanca	Food Service Helper	PT	\$10.00	2/15/2017
Guerriero, Anthony	Laborer	Seasonal	\$12.00	2/15/2017
Gerard, Frank	Community Service Aide	PT	\$12.50	2/15/2017

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

**B) MEMORANDUM FROM COMPTROLLER RE: VEHICLE USAGE POLICY UPDATE**

Per a request from Comptroller Donovan, Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve the updated Vehicle Usage Policy as follows:

**Town of Eastchester  
Vehicle Usage Policy**

**Policy Statement** – All vehicles and related equipment of the Town of Eastchester are owned and maintained for the purpose of conducting official business of the Town. Said vehicles and equipment may not be used for the personal use or private gain of any official or employee, nor for any other purpose which is not in the general public interest.

**Standards** – For the purpose of compliance with this policy, the following standards must be met at all times:

- Designated Town vehicles are assigned for use to the Police Chief, Superintendent of Highways and Superintendent of Parks & Recreation. Personal use of such vehicles shall be accounted for in accordance with IRS regulations. Vehicles are authorized to be taken home by the above individual provided they reside within the Town of Eastchester. The Town Supervisor is hereby authorized to waive such requirements for such use based on a weather emergency or other emergency. In addition to the foregoing, the Town Supervisor is also authorized to permit the use of a town vehicle by any other personnel in addition to those set forth above, to take a town vehicle home for weather emergency or other emergency.
- Town vehicles and related equipment must remain under the general administrative jurisdiction and direction of the Department Head to which it is assigned;
- Town vehicles must always be operated in a safe and responsible manner and in compliance with all applicable traffic laws in effect. Employees are responsible for any driving infractions or fines that result from their operation of Town vehicles, and must report them to their Department Head. In the event of an accident, regardless of severity, an accident report must be filed with the Town Supervisor's Office, by the employee involved, within twenty-four hours;

- Other than designated Town vehicles that are assigned use by the Police Chief, Superintendent of Highways and Superintendent of Parks & Recreation, Town vehicles may not be used to transport persons who are not officials or employees of the Town of Eastchester, nor material not related to the conduct of official Town business; without direct authorization by the appropriate Department Head or the Town Board;
- Town vehicles must always be maintained in a safe and secure condition when not in use, including being locked and/or under direct observation; and all keys maintained under controlled and authorized jurisdiction of the appropriate Department Head;
- No advertisements, signs, bumper stickers or other markings of a political or commercial nature may be displayed on Town vehicles at any time, except those of a limited community service nature which have been authorized by the Town Board.

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

**C) MEMORANDUM FROM COMPTROLLER RE: APPROVAL OF 2017 CAPITAL PROJECTS**

See above, prior to Law Agenda

**D) MEMORANDUM FROM SUPERINTENDENT OF HIGHWAYS RE: PERMISSION TO BID – 2017 SIDEWALK AND CURB REPLACEMENT PROJECT**

Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve a RESOLUTION authorizing the Highway Department to out to bid for the 2017 Sidewalk and Curb Replacement Project.

Funding in the amount of \$150,000 has been approved to replace various curbs and sidewalks in Town.

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

**E) MEMORANDUM FROM SUPERINTENDENT OF HIGHWAYS RE: PERMISSION TO BID – 2017 STREET RESURFACING PROJECT**

Councilman Dooley offered a motion that was seconded by Councilman Marcoccia to approve a RESOLUTION authorizing the Highway Department to out to bid for the 2017 Street Resurfacing Project.

Funding in the amount of \$1,00,000 has been approved to resurface various locations in Town.

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

**F) MEMORANDUM FROM SUPERINTENDENT OF HIGHWAYS RE: PERMISSION TO BID LEAF MACHINE**

Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve a RESOLUTION authorizing the Highway Department to out to bid for t017 Sidewalk and Curb Replacement Project. The estimated cost of the purchase is \$80,000.

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

**G) MEMORANDUM FROM LAKE ISLE GENERAL MANAGER RE: RENEWAL OF MARKETING AND CREATIVE DEVELOPMENT AGREEMENT**

Supervisor Colavita reviewed a request in which Lake Isle Manager, Geroge Papademetriou, states the social media approach to marketing is one of the most effective ways of advertising as well as engaging with our current member base. Mr. Papademetriou recommends the renewal of the agreement with Rev Design, 83 Haviland Drive, Patterson NY for 2017 for a total cost of \$15,196. In addition to a social media campaign, the cost includes the total print design and printing of a brochure, postcard and corporate outing drive. Funding is available in the 2017 Lake Isle operating budget.

Councilman Marcoccia explained the trends in advertising are moving away from traditional methods to digital and social media opportunities and spoke in favor of renewing the contract with Rev Design.

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

**H) MEMORANDUM FROM LAKE ISLE GENERAL MANAGER RE: ADDENDUM TO BRIGHTVIEW GOLD MAINTENANCE AGREEMENT**

Last year there was an addendum made to the Brightview Golf Maintenance (formerly Valley Crest) agreement to have Brightview fully renovate sand bunkers to 4 holes on the Lake Isle golf course. These holes were 1, 2, 9 & 18. In the previous year, Brightview had renovated the sand bunkers to holes 3 & 10 as part of their renewed agreement.

Per a request from Lake Isle Manager, Geroge Papademetriou, Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve an addendum to the existing license agreement between the Town of Eastchester and Brightview Golf Maintenance and authorization to fund this capital work in the amount of \$75,000. This will be added to the 2017 contract payment amount. The time line and the specifications for this work are all noted in the addendum.

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

**VIII. MISCELLANEOUS BUSINESS - none**

**IX. COUNCIL MEMBER REPORTS**

Councilman Marcoccia announced the upcoming Brotherhood Breakfast will be held at the Shiloh Baptist Church in Tuckahoe.

Councilman Bellitto announced the Chamber of Commerce Dinner being held at Mulino's on April 6<sup>th</sup>. The honorees; the Eastchester Italian-American Club and Judy DeVecchio Fix will be recognized at the dinner.

Councilman Dooley announced the 13<sup>th</sup> Annual Eastchester St. Patrick's Day Parade will step off at 3pm on Sunday, March 13<sup>th</sup> and will be led by Grand Marshall Sean Mackin and Honorees Nancy Heffernan, Caroline O'Connell and Margaret Reynolds Stapleton.

Councilwoman Nicholson announced the Spring Recreation Program Brochure will be available on-line in early April.

Supervisor Colavita announced the following Proposition will be considered by voters in the Tuckahoe Union Free School District on March 14<sup>th</sup> (polls open at 7am and close at 8pm): "That the Board of Education of the Tuckahoe Union Free School District, in the County of Westchester, New York, is hereby authorized to (a) purchase the residential property located at 110 Ridge Street, Eastchester, New York, which is identified as Section 79.A, Block 5, Lot 42 on the Tax Map of the Town of Eastchester at a purchase price of \$660,000.00 using existing undesignated fund balance monies, which monies will be transferred to a capital budget line for purposes of paying the purchase price and (b) expend up to an additional \$18,000.00 of existing undesignated fund balance monies for costs related to such purchase including but not limited to closing costs, title insurance costs, legal fees, architectural fees and inspection costs, which monies will be transferred to a capital budget line for purposes of paying these expenses."

Mr. Colavita thanked Jack Johnson for submitting a letter asking residents to purchase 'pet friendly' ice melt for use on steps and sidewalks. In closing, Supervisor Colavita acknowledged the passing of Al Tarcinelli at the age of 105. Al was a founding member of Eastchester Little League and a fixture at the field on Garth Road and at fields throughout the region.

**X. SECOND OPPORTUNITY TO ADDRESS THE BOARD**

Mr. DeFelice read excerpts from the Agreement between the Town of Eastchester and Eastchester Events.

There being no further public business, the meeting was adjourned at 8:10 p.m.

Minutes prepared by;

Linda Laird  
Town Clerk