

MINUTES OF THE TOWN BOARD
September 19, 2017

Minutes of a Meeting of the Town Board of the Town of Eastchester held on September 19, 2017 at 8:00 p.m., at Bronxville Village Hall, 200 Pondfield Road, Bronxville, New York.

Bronxville Mayor Mary Marvin welcomed the Town Board to Bronxville and explained the issues the residents of Bronxville care about the most represent the greatest accomplishments of town government; that is, budgets that remain under the 2% tax cap and an Aaa bond rating. The Mayor reported that only three communities in Westchester County; Bronxville, Eastchester and Scarsdale, have achieved that highest bond rating from Moody's. Additionally, Mayor Marvin congratulated the Town Board on the town's fiscal health being ranked in the top 15% of all towns in New York State by the NYS Comptroller's Fiscal Stress Monitoring System. In closing, the Mayor presented each member of the Town Board with a Village of Bronxville lapel pin.

Supervisor Colavita discussed the 'incredible connection' between the Town and Village governments illustrated by joint efforts of the Police Departments, collaborations in maintaining and renovating parks and playing fields, partnering on the repairs to the Parkway Road Bridge and shared purchases by the Highway Departments. Further, the Supervisor discussed the saving realized by the participation of our three communities, Eastchester, Bronxville and Tuckahoe, in the *Swift 911* emergency call system, PANGO and paving contracts.

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: Deputy Town Clerk Mary T. Swikata
Comptroller Dawn Donovan
Town Attorney Louis Reda

IV. PUBLIC HEARING

A) PUBLIC HEARING TO CONSIDER THE ADOPTION OF LOCAL LAW 4-2017 PROVIDING FOR THE AMENDMENT TO OF LOCAL LAW NO. 7 – 2006 THE SOLICITORS LAW AND DO NOT KNOCK REGISTRY LAW

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to open the Public Hearing. The Supervisor explained the purpose of amending the Law is to create a Do Not Knock Registry to give residents the opportunity to declare that they do not want solicitors approaching their homes.

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

There being no public comment, Supervisor Colavita offered a motion that was seconded by Councilman Dooley to close the Public Hearing.

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

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to adopt Local Law 4-2017, The Solicitor Law and Do Not Knock Registry Law.

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

V. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS

Michael Denning referenced the Law Agenda Item in which an authorization of a Settlement of a Claim is requested and asked for the name of the law firm used to handle the matter. Town Attorney Lou Reda responded that the matter was handled internally by the Law Department.

VI. APPOINTMENTS

A) APPOINTMENTS – LAKE ISLE ADVISORY BOARD

Councilman Marcoccia offered a motion that was seconded by Councilman Dooley to approve the re-appointment of Nick Saviano (as Chairman), Mark Woodward and Peter Soans to the Lake Isle Advisory Board for the term effective October 1, 2017 – September 30, 2019.

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

VII. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS

A) POLICE DEPARTMENT REPORT

The Board reviewed and approved for filing the following reports for August 2017 of Parking Summonses, Citation Activity Report, Patrol Activity Report, Statement of Accounts and the Traffic Accident Report.

B) LAW DEPARTMENT REPORT

1. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY MILAGRO PELLECCER

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a **RESOLUTION** authorizing the settlement of a claim by Milagro Pelleccer against the Town of Eastchester in the amount of \$2,298.56 for damages sustained to Ms. Pelleccer's vehicle when it was accidentally struck by a Town of Eastchester Highway Department vehicle on March 21, 2017.

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

2. INTRODUCTION OF PROPOSED LOCAL LAW 4-2017 PROVIDING FOR THE AMENDMENT TO LOCAL LAW NO. 3-2000, THE VEHICLE AND TRAFFIC CODE OF THE TOWN OF EASTCHESTER, ARTICLE II, TRAFFIC REGULATIONS PARKING PROHIBITED CERTAIN HOURS WITHIN THE UNINCORPORATED TOWN OF EASTCHESTER AND TO SET A DATE FOR A PUBLIC HEARING

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve the Introduction of Local Law 4-2017 a proposed local law providing for the Amendment to Local Law No. 3 – 2000, The Vehicle and Traffic Code of the Town of Eastchester, ARTICLE II, TRAFFIC REGULATIONS, §2-9: SubSection 8-15. SCHEDULE XV: PARKING PROHIBITED CERTAIN HOURS, within the unincorporated Town of Eastchester and to set a date for a public hearing for October 3, 2017 at 8:00 p.m.

Note to reader: Due to changes in the text of the Law, the Public Hearing Notice was not submitted for printing. The text of the revised Local Law 4- 2017 will be included in the Minutes of the October 3, 2017 Town Board Meeting.

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

C) RECEIVER OF TAXES REPORT for August 2017 was received for filing.

D) TOWN CLERK'S REPORT for August 2017 was received for filing.

VIII. CORRESPONDENCE

A) MEMORANDUM FROM TOWN CLERK RE: SOLICITOR PERMIT FEE

In amending the Solicitor Law, the fee schedule has been removed and replaced with the statement; 'Fees for such permit shall be as set from time to time by the Town Board.' Therefore, Councilman Dooley offered a motion that was seconded by Councilwoman Nicholson to approve a RESOLUTION to adopt the following Solicitor Permit Fee Schedule:

Three months or less (limited to one per calendar year) - \$500 per Solicitor
Three to six months (limited to one per calendar year) - \$1,000 per Solicitor

Six months to one year - \$2,500 per Solicitor

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

B) MEMORANDUM FROM THE COMPTROLLER RE: SUBSIDY FOR BRONXVILLE SENIOR CITIZEN COUNCIL

The Town Board recognized the activities and services of the Bronxville Senior Citizens by presenting a check in the amount of \$2,750 to Kathy Herlihy, Treasurer of the Bronxville Senior Citizens Council.

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

IX. MISCELLANEOUS BUSINESS - none

X. COUNCIL MEMBER REPORTS

Councilman Marcoccia thanked Mayor Marvin for her hospitality and for her efforts in maintaining the Village as the great community that it is. Mr. Marcoccia reported tennis is in 'full swing' at Lake Isle and suggested residents interested in participating in one of the many tennis programs to call 777-5151 for information.

Mr. Marcoccia announced the Eastchester Community Action Program is seeking volunteers to assist in providing their many free services. ECAP provides free tutoring, a food pantry, referrals to community based partners and dozens of holiday meals.

In closing, Councilman Marcoccia announced the Gold Star Mother's ceremony will be held on September 24th at 10:30 am on the Tuckahoe Gold Star Mother's Bridge and the Tuckahoe Police Dinner-Dance, honoring Carl Miello, will be held on September 22nd.

Councilman Bellitto exclaimed; it's great to be back in Bronxville Village Hall. Mr. Bellitto reflected on his tenure as a Village Trustee and Deputy Mayor of Bronxville and Town Board member in Eastchester and on the instances the communities of Eastchester, Bronxville and Tuckahoe work jointly in providing recreational and senior services. Further, the Councilman spoke in depth of the success of the celebration of the 350th Anniversary of Eastchester, Tuckahoe and Bronxville in 2014 and the recent Memorial Day Parade at which representatives from each community marched as one.

Councilman Dooley announced the Eastchester Historical Society Fall Fundraiser will be held on Friday, September 22nd at 6pm and will feature Charles Wissinger as the Marquis de Lafayette. In addition, Mr. Dooley announced two upcoming golf events; the Eastchester Cup will be held at Leewood Golf Club on Sunday, October 1st and the Eastchester Italian American Club vs the Eastchester Irish American Social Club Annual Golf Outing to benefit each club's scholarship funds will be held at Lake Isle on Monday, October 2nd.

Councilwoman Nicholson announced the 4th Annual Eastchester 5K Run to be held on September 24th at 9:00am. More information can be found at www.eastchester5k.org.

Councilwoman Nicholson reminded residents registration for the fall programs is now available at www.eastchester.org in the Recreation Section. The programs include, in part, the Mother/Child Playgroup for 1 to 4 year olds, Teen Scene and Eastchester Instructional Basketball League (EIBL) for students in grades 4th-8th.

In closing, Mrs. Nicholson congratulated the Eastchester Environmental Committee on the success of the 9th annual Green Day Festival.

Supervisor Colavita announced the Eastchester Tax Office will offer extended hours on Monday, October 2nd, from 8:00 am to 7:00 pm to receive the first half of the Eastchester School and Tuckahoe School taxes.

The Supervisor pointed to Eastchester Sports Council as yet another example of the town and the villages benefiting from a close working relationship. The members of the council include the Athletic Director representing each of the three school districts, the members of the Recreation Advisory Board and the president of each of the youth sport leagues in town/villages. A primary function of the Council is to oversee the scheduling and use of the many municipal and school athletic fields in town and villages.

In closing, Supervisor Colavita was joined by Mayor Marvin in asserting their commitment to continue the efforts to work with Westchester County to oversee the completion of the upper portion of Upper Scout Field. Mayor Marvin reported the

recent census found 50% of the residents of Bronxville are under the age of 18, a fact that supports the creation of recreational facilities.

XI. SECOND OPPORTUNITY TO ADDRESS THE BOARD

Michael Denning asked if the town obtains a RFP (Request for Proposal) from outside law firms. Supervisor Colavita stated law firms provide their hourly rate, which is very often reduced, prior to Town Board review and authorization.

Mr. Denning acknowledged rent payments from the caterer at Lake Isle are current and inquired if, during the first 2 years of the contract, the payment of 5% of the gross receipts was received. Town Attorney Lou Reda explained the amendments to the contract included provisions that waived the 5% gross payment of receipts for the first 18 months.

There being no further public business, the meeting was adjourned at 8:55 p.m.

Minutes prepared by;

Mary T. Swikata
Deputy Town Clerk