

**MINUTES OF THE TOWN BOARD
December 15, 2015**

Minutes of a Meeting of the Town Board of the Town of Eastchester held on December 15, 2015 at 7:00 p.m., at the Town Hall, 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
Councilwoman Theresa Nicholson
Councilman Luigi Marcoccia

Town Clerk Linda Laird
Town Attorney Louis Reda
Comptroller Dawn Donovan

IV. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS

Peter DeFelice spoke in opposition to the appointment to be made to the Law Department.

V. APPOINTMENT

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve the permanent appointment of Karen Barletta of Scarsdale, New York to the position of Sr. Office Assistant at the December 15, 2015 Town Board Meeting. Karen's name appears on the preferred list #14-002P issued by the County of Westchester.

If approved her starting date will be January 4, 2016 at an annual salary of \$52,766 (CSEA Group V, Step 4). Funds have been provided in the 2016 budget.

The Supervisor thanked the Susan Holten for 35 years of service to the Town and explained a vacancy was being created in the Law Department due to Susan's retirement.

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

VI. APPROVAL OF MINUTES

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve the Minutes of the December 1, 2015 Town Board Minutes as prepared by Deputy Town Clerk Mary Swikata.

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

VII. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS

A) POLICE DEPARTMENT REPORT

The Town Board received for filing the following reports for November 2015; Report of Parking Summonses, Citation Activity Report, Patrol Activity Report, Statement of Accounts and the Traffic Accident Report.

Chief Bonci reported two newest members of the department, having completed basic training, are in town completing their service training. Additionally, three members of the Police Department have attended classes to become certified to teach the DARE curriculum. In turn, each will serve as a liaison to the elementary schools.

B) LAW DEPARTMENT REPORT

1. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY SCARSDALE AUTO BODY, INC.

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by Scarsdale Auto Body, Inc. f/k/a Robert Russell, affecting premises known Section 60, Block 3, Lot 3 – 164 Montgomery Avenue, Eastchester, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT	AMOUNT OF REDUCTION
2008	2009	\$13,250.00	\$ 9,591.00	\$3,659.00
2009	2010	\$13,250.00	\$ 9,939.00	\$3,311.00
2010	2011	\$13,250.00	\$10,703.00	\$2,547.00
2011	2012	\$13,250.00	\$10,286.00	\$2,964.00
2012	2013	\$13,250.00	\$10,286.00	\$2,964.00
2013	2014	\$ 8,770.00	\$ 8,770.00	-0-
2014	2015	\$ 8,770.00	\$ 8,770.00	-0-

Eastchester School Board Approved the Settlement

TOTAL TOWN TAX REFUND\$4, 117.76

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

LATE FLYING ITEM

Per a request from Town Attorney Louis Reda, Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve the following RESOLUTION:

WHEREAS, Cablevision of Southern Westchester, Inc. ("Franchisee") owns, operates and maintains a cable television system (the "System") in the Town of Eastchester, New York pursuant to a cable television franchise ("Franchise") granted by the governing body of the Town of Eastchester (the "Franchise Authority"), and Franchisee is the current duly authorized holder of the Franchise; and

WHEREAS, pursuant to an Agreement and Plan of Merger ("Agreement"), Neptune Merger Sub Corp., a Delaware corporation and a subsidiary of Altice N.V. ("Acquiror"), will merge with Cablevision Systems Corporation ("Cablevision") (which owns 100% of the ownership interests in Franchisee), and, as a result, the indirect control of Franchisee will change (the "Change of Control"); and

WHEREAS, Franchisee and Acquiror have requested the consent of the Franchise Authority to the Change of Control in accordance with the requirements of the Franchise and have filed an FCC Form 394 with the Franchise Authority (the "Application"); and

WHEREAS, the Franchise Authority has reviewed the Application, followed all required procedures in order to consider and act upon the Application, considered the comments of all interested parties, and concluded that Acquiror has the legal, financial and technical qualifications of Acquiror to indirectly control Franchisee,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The Franchise Authority hereby accepts the Application and consents to the Change of Control, all in accordance with the terms of the Franchise and applicable law.

SECTION 2. Subject to compliance with the terms of this Resolution, any action necessary with respect to the Change of Control has been duly and validly taken.

SECTION 3. This Resolution shall be deemed effective as of the date of its passage.

This Resolution shall have the force of a continuing agreement with Franchisee and Acquiror, and Franchise Authority shall not amend or otherwise alter this Resolution without the consent of Franchisee and Acquiror.

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

C) HIGHWAY DEPARTMENT REPORT for November was received for filing.

D) BUILDING DEPARTMENT REPORT for November was received for filing.

E) RECEIVER OF TAXES REPORT for November was received for filing.

F) TOWN CLERK'S REPORT for November was received for filing.

VIII. CORRESPONDENCE

A) MEMORANDUM FROM COMPTROLLER RE: BUDGET TRANSFERS

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

Police

From:	Investigations	B3120.412	\$ 71.00
To:	DARE-Programing Materials	B2989.422	\$ 71.00

Highway

From:	Health & Dental Insurance	D9000.806	\$ 6,000.00
To:	Overtime	D5110.103	\$ 6,000.00

From:	Storm Emergencies	D5110.425	\$24,386.00
To:	Maint. & Repairs	D5110.414	\$24,386.00

From:	Gasoline & Diesel	D5110.408	\$28,000.00
To:	Maint. & Repairs	D5110.414	\$ 8,000.00
To:	Material & Supplies	D5110.401	\$ 6,000.00
To:	Material & Supplies	D5112.401	\$ 3,000.00
To:	Maint. & Repairs	D5130.414	\$ 7,000.00
To:	Tree Purchase & Removal	D5140.433	\$ 4,000.00

From:	Gasoline & Diesel	R8160.408	\$11,000.00
To:	Materials & Supplies	R8160.401	\$ 5,000.00
To:	Maint. & Repairs	R8160.414	\$ 6,000.00

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

B) MEMORANDUM FROM COMPTROLLER RE: PART TIME APPOINTMENT

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve the appointment of Jerry Stapleton as a Cleaner, effective December 16, 2015 at the hourly rate of \$10.00.

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

C) MEMORANDUM FROM COMPTROLLER RE: COMPUTER SERVICES AGREEMENT

Per a request from Comptroller Donovan, Councilman Marcoccia offered a motion that was seconded by Councilwoman Nicholson to approve a RESOLUTION to accept the agreement with Sullivan Data Management to provide IT services for 2016 at the cost of \$52,800. The cost is a three year fixed price which begins January 1, 2016 through December 31, 2018.

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

D) MEMORANDUM FROM COMPTROLLER RE: CSEA UNION SETTLEMENT 2016 – 2018

Councilman Dooley offered a motion that was seconded by Councilwoman Nicholson to approve a RESOLUTION to accept the Memorandum of Agreement for the CSEA Union for the years 2016-2018. The details of the agreement are as follows:

- Effective January 1, 2016 salary increase of 1.0%.
- Effective January 1, 2017 salary increase of .50%.
- Effective April 1, 2018 salary increase of 1.75%.
- Effective January 1, 2016 health insurance waiver increase by \$1,000 for those waiving individual and family coverage and increase of \$500 for those who are eligible for family coverage and elect individual coverage.
- Incorporate a drug testing policy for all those members who drive a Town vehicle on a regular basis. Guidelines to be established by a labor management committee in 2016.

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

E) MEMORANDUM FROM SUPERVISOR RE: CHRISTMAS METER EXEMPTION

Councilman Dooley offered a motion that was seconded by Councilman Marcoccia to approve a request from the Chamber of Commerce to provide free short term parking for holiday shoppers in the business districts of town by 'bagging' the meters from Tuesday, December 22 – Thursday, December 24th.

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

IX. MISCELLANEOUS BUSINESS - none

X. COUNCIL MEMBER REPORTS

The members of the Town Board extended holiday greetings and good wishes for the New Year. In addition, Supervisor Colavita reminded residents to 'shop local' to help our businesses as well as increase the town's sales tax revenues.

There being no further business, the meeting was adjourned at 7:45 p.m.

Minutes prepared by;

Linda Laird
Town Clerk