

MINUTES OF THE TOWN BOARD
January 19, 2016

Minutes of a Meeting of the Town Board of the Town of Eastchester held on January 19, 2016 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
Councilman Luigi Marcoccia
Councilwoman Theresa Nicholson

Deputy Town Clerk Mary Swikata
Comptroller Dawn Donovan
Town Attorney Louis Reda

IV. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS

Mr. Peter DeFelice questioned the timing of the budget transfers.

Supervisor Colavita replied the end of the year the town is still awaiting for adjustments to be made, and this was the first meeting to approve the transfers. The New York State audit begins next month.

V. APPROVAL OF MINUTES

Councilman Luigi Marcoccia offered a motion that was seconded by Councilman Joseph Dooley to approve the Minutes of the December 15, 2015 and the January 5, 2016 Town Board Meetings 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 REPORTS

The Board reviewed and approved for filing the following reports for December 2015 and the attached 2015 Annual Report of Parking Summonses, Citation Activity Report, Patrol Activity Report, Statement of Accounts and the Traffic Accident Report.

Police Chief Bonci reported two recruits graduated at the end of December and are assigned to Patrol Duty for three months. Also, Officers DiLegge, Pegna and Biaggi are in school to be Dare officers for two weeks. Chief Bonci told the residents to be aware of the IRS tax scam as well as a scam calling the elderly asking for money for a grandchild in trouble.

Councilman Dooley suggested the Police Department reach out to the Seniors Center and be proactive. The Supervisor and Police Chief think that would be a great outreach program.

B) LAW DEPARTMENT REPORT

1. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY MARBLE MASONIC HISTORICAL SOCIETY

Supervisor Anthony Colavita offered a motion that was seconded by Councilman Glenn Bellitto to approve a RESOLUTION authorizing the settlement of a certiorari proceeding instituted by Marble Masonic Historical Society, a/k/a Huguenot Lodge No. 46 F. & A.M. affecting premises known as Section 33, Block 8, Lot 12 – 69 Main Street, Tuckahoe, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT	AMOUNT OF REDUCTION
2009	2010	\$16,400.00	\$7,150.00	\$9,250.00
2010	2011	\$16,400.00	\$7,700.00	\$8,700.00
2011	2012	\$16,400.00	\$8,140.00	\$8,260.00
2012	2013	\$16,400.00	\$8,140.00	\$8,260.00
2013	2014	\$16,400.00	\$10,430.00	\$5,970.00

Tuckahoe School Board Approved the Settlement
TOTAL TOWN TAX REFUND \$1,278.88

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

2. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY PBR HEIGHTS REALTY, LLC

Supervisor Anthony Colavita offered a motion that was seconded by Councilman Joseph Dooley to approve a RESOLUTION authorizing the settlement of a certiorari proceeding instituted by PBR Heights Realty, LLC affecting premises known as Section 85, Block 7, Lot 9 – 502 New Rochelle Road, Tuckahoe, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT	AMOUNT OF REDUCTION
2008	2009	\$24,200.00	\$19,800.00	\$4,400.00
2009	2010	\$24,200.00	\$20,750.00	\$3,450.00
2010	2011	\$24,200.00	\$22,400.00	\$1,800.00
2011	2012	\$24,200.00	\$21,850.00	\$2,350.00
2012	2013	\$24,200.00	\$21,850.00	\$2,350.00
2013	2014	\$24,200.00	\$22,350.00	\$1,850.00
2014	2015	\$24,200.00	\$21,150.00	\$3,050.00

Tuckahoe School Board Approved the Settlement
TOTAL TOWN TAX REFUND..... \$5,291.34

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

3. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN AGREEMENT BETWEEN THE TOWN OF EASTCHESTER AND COMPLUS DATA

Supervisor Anthony Colavita offered a motion that was seconded by Councilman Luigi Marcoccia to approve a RESOLUTION authorizing the Supervisor to execute and deliver an agreement between the Town of Eastchester and Complus Data Innovations, Inc. for the processing of parking tickets using the *FastTrack™* Parking Ticket Management System.

Supervisor Colavita stated the town privatizes the management of the parking tickets, and the company does an excellent job. The company receives 10% of collected tickets, and furnishes the hand held apparatus which allows for little error.

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

4. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN AGREEMENT BETWEEN THE TOWN OF EASTCHESTER AND MRG GROUP ENGINEERING, ARCHITECTURE, SURVEYING, PC

Councilman Glenn Bellitto offered a motion that was seconded by Councilman Joseph Dooley to approve a RESOLUTION authorizing the Supervisor to execute and deliver a contract made between the Town of Eastchester and MRB Group Engineering, Architecture, Surveying, P.C. in the sum of \$11,060.00 for the maintenance of the official Town of Eastchester tax maps.

Supervisor Colavita stated the importance of updating our tax maps, and maintaining them yearly. The cost is the same price as last year, and our maps are up to date.

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

5. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY GEICO INSURANCE

Councilman Luigi Marcoccia offered a motion that was seconded by Councilman Joseph Dooley to approve a RESOLUTION authorizing the settlement of a claim by Geico Insurance Company a/s/o Dave G. Roper against the Town of Eastchester in the amount of \$1,831.45 for damages sustained to Mr. Roper's vehicle when it was accidentally struck by a Town of Eastchester Highway Department vehicle on January 26, 2015.

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

6. INTRODUCTION OF A PROPOSED LOCAL LAW 1-2016 PROVIDING FOR THE AMENDMENT TO LOCAL LAW NO. 3-2000, KNOWN AS THE VEHICLE AND TRAFFIC CODE OF THE TOWN OF EASTCHESTER, ARTICLE II, TRAFFIC REGULATIONS, STOP INTERSECTIONS AND TO SET A DATE FOR A PUBLIC HEARING

Councilman Glenn Bellitto offered a motion that was seconded by Supervisor Anthony Colavita to approve the INTRODUCTION of a local law providing for the Amendment to Local Law No. 3-2000, known as the vehicle and traffic code of the Town of Eastchester, Article II, traffic regulations, stop intersections and the set a date for a public hearing for February 2, 2016 at 7:00 p.m.

Supervisor Colavita explained that the Eastchester Traffic Advisory Board along with the Tuckahoe Union Free School Traffic Committee, which Lt. Barletta & Supervisor Colavita are members, recommended having four stop signs at the intersection of Ridge Street and Stebbins Avenue rather than two. The Supervisor feels that the intersection would be safer with the change.

**PROPOSED LOCAL LAW NO. 1 – 2016,
A LOCAL LAW PROVIDING FOR THE AMENDMENT OF THE
THE VEHICLE AND TRAFFIC CODE OF THE TOWN OF EASTCHESTER,
ARTICLE II, TRAFFIC REGULATIONS § 2-9:
SubSection 8-9. SCHEDULE IX: STOP INTERSECTIONS**

BE IT ENACTED by the town governing body of the Town of Eastchester as follows:

Section 1

§ 2-9 of ARTICLE II, TRAFFIC REGULATIONS;
SUBSECTION 8-9. Schedule IX: is Amended to ADD the following Stop Sign:

Name of Street	Side	Location
<u>Ridge Street</u>	<u>Both</u>	<u>Stebbins Avenue</u>

Section 2.

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the town governing body of the Town of Eastchester hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 3.

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4.

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State in accordance with section twenty-seven of the Municipal Home Rule Law.

[] Deleted text
_____ Added text

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

C) HIGHWAY DEPARTMENT REPORT

Superintendent Hector DiLeo reported the leaves have been picked up, crews finished placing lighting on various streets Town wide and continued to fill potholes on an as needed basis, and the 2016 Sanitation & Recycling Schedule have been hand delivered to all residents.

With the impending storm, Superintendent DiLeo asked that residents please move their cars off the street until the snow removal has been completed.

Supervisor Colavita said Con Edison notified the Town that they will be replacing a large diameter natural gas line throughout Westchester. They will be making test pits, cutting and excavating every couple of hundred feet throughout town. This project is expected to take 4 1/2 to 5 years in Eastchester, and will be extremely inconvenient and disruptive to the town. Supervisor Colavita asked Con Edison to come to Eastchester to discuss the project which is to start sometime February or March.

D) **BUILDING DEPARTMENT REPORT** for December 2015 was received for filing.

E) **TOWN CLERK'S REPORT** for December 2015 was received for filing.

F) **RECEIVER OF TAXES REPORT** for December 2015 was received for filing.

VII. CORRESPONDENCE

A). MEMORANDUM FROM COMPTROLLER RE: 2015 YEAR END BUDGET TRANSFERS

Per a request from Comptroller Dawn Donovan, Supervisor Anthony Colavita offered a motion that was seconded by Councilman Glenn Bellitto to approve the following 2015 Year End Budget Transfers:

Year End Budget Transfers - 2015

TOWN WIDE

A1010.402	Assoc Dues & Mtgs	126.00	A1110.102	Sal PT/Seasonal	6,000.00
A1110.203	Small Equipment	3,077.00	A1110.450	Contractual Services	3,000.00
A1355.430	Training	29.00	A1325.401	Material & Supplies	9,500.00
A1410.401	Material & Supplies	157.00	A1325.420	Postage	17,500.00
A1410.465	Printing & Advertising	1,215.00	A1900.603	BAN Principal Exp	14,395.00
A1420.100	Personal Services	47,114.00	A1900.702	TAN Interest	7,252.00
A1420.401	Material & Supplies	6,732.00	A6770.423	Rent	2,356.00
A1420.462	Legal Expense	9,009.00	A6872.407	Food	30,000.00
A1450.463	Movng & Storage	2,512.00	A6872.102	Sal PT/Seasonal	11,000.00
A1900.301	Judgement & Claims	42,784.00	A7150.100	Personal Services	11,000.00
A1900.450	Contractual Srce	1,487.00	A7150.435	Utilities	30,000.00
A3320.102	Sal PT/Seasonal	14,712.00	A9000.803	Social Security	29,000.00
A3325.401	Material & Supplies	4,305.00	A9000.805	Unemployment	15,000.00
A3325.406	Electricity	7,226.00	A9000.806	Health Insurance	97,357.00
A3325.423	Rent	15,697.00			
A6770.100	Personal Services	23,754.00			
A6770.102	Sal PT/Seasonal	36,842.00			
A6770.414	Maint & Repairs	1,213.00			
A6770.432	Travel & Auto	1,670.00			
A6872.100	Personal Services	11,874.00			
A6872.203	Small Equipment	3,717.00			
A6872.401	Material & Supplies	5,920.00			
A6910.102	Sal PT/Seasonal	18,150.00			
A6910.800	Employee Benefits	35.00			
A7140.103C	Overtime- Carnival	60.00			
A7140.450	Contractual Srce	10,493.00			

A7150.103	Overtime	6,926.00			
A7150.414	Maint & Repairs	1,418.00			
A8686.203	Small Equipment	4,396.00			
A8686.401	Material & Supplies	40.00			
A8686.402	Assoc Dues & Mtgs	462.00			
A8686.450	Contractual Srvc	208.00			
		283,360.00			283,360.00

TOWN OUTSIDE

B1900.301	Judgment & Claims	175,897.00	B1900.603	BAN Principal Exp	104,355.00
B3120.103	Overtime	20,797.00	B3120.100	Personal Services	46,829.00
B3120.103G	Overtime Grants	12,901.00	B3120.104	Holiday Pay	10,942.00
B3120.103S	Overtime - Straight	22,118.00	B3120.408	Gasoline	23,491.00
B3120.201	Equipment	5,223.00	B3120.429	Towing	11,000.00
B3120.423	Telecommunications	1,723.00	B3120.498	Miscellaneous	9,000.00
B3120.430	Training	5,950.00	B3620.458	Consulting	18,000.00
B3121.102	Sal PT/Seasonal	9,216.00	B6410.102	Sal PT/Seasonal	13,000.00
B8020.450	Contractual Srvc	2,434.00	B8010.100	Personal Services	3,500.00
B9000.806	Health Insurance	20,894.00	B8020.100	Personal Services	5,800.00
B9000.807	Welfare Plan	14.00	B9000.803	Social Security	22,050.00
			B9000.805	Unemployment	9,200.00
	Overtime - Private				
B3120.103P	Pay	116,775.00	B01523	Police - Outside Svce	116,775.00
		393,942.00			393,942.00

HIGHWAY

D5110.100	Personal Services	72,461.00	D9000.803	Social Security	23,000.00
D5130.414	Maint & Repairs'	5,960.00	D9000.806	Health Insurance	66,044.00
D5110.438	Winter Abrasives	25,623.00	D5110.408	Gas & Diesel	15,000.00
		104,044.00			104,044.00

LIBRARY

L7410.100	Personal Services	8,135.00	L9000.803	Social Security	11,000.00
L7410.102	Sal PT/Seasonal	17,016.00	L9000.805	Unemployment	5,000.00
L7410.203	Small Equipment	1,350.00	L9000.806	Health Insurance	10,531.00
L7410.437	Water	30.00			
		26,531.00			26,531.00

LAKE ISLE

E3300.102	Salaries - PT Seasonal	38,248.00	E3600.499	Contingencies	90,497.00
E3600.102	Salaries - PT Seasonal	4,567.00			
E3600.435	Utilities	43,662.00			
E3600.450	Contractual	430.00			
E3600.462	Legal Expense	3,590.00			
		90,497.00			90,497.00

GENERAL LIABILITY INS

M1935.450	Contractual	1,326.00	M1935.305	Insurance Claims	10,938.00
M1935.462	Legal Expenses	9,612.00			
		10,938.00			10,938.00

REFUSE

R8160.103	Overtime	3,044.00	R9000.803	Social Security	13,011.00
R8160.410	Hauling & Dumping	9,967.00			
		13,011.00			13,011.00

GARTH ROAD PARKING

ST5650.401	Material & Supplies	3,540.00	ST5650.301	Judgement & Claims	3,916.00
ST5650.406	Electricity	1,576.00	ST5650.603	BAN Principal Exp	1,200.00
ST5650.408		308.00			
ST5650.406	Material & Supplies	2,858.00	ST 0599	Approp Fund Balance	3,166.00
		8,282.00			8,282.00

WORKERS COMP

M1930.304	Workers Comp Claims	110,716.00	M1930.450	Contractual Services	111,581.00
M1930.804	Workers Comp Ins	5,865.00	M1930.462	Legal Exp	5,000.00
M1930.304	Workers Comp Claims	103,465.00	M02680	Insurance Recoveries	103,465.00
		220,046.00			220,046.00

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

B). MEMORANDUM FROM COMPTROLLER RE: PART TIME SEASONAL EMPLOYEES

Supervisor Anthony Colavita offered a motion that was seconded by Councilman Luigi Marcoccia to approve the following Part Time Seasonal Appointments January 20, 2016:

NAME	JOB TITLE	APPT TYPE	RATE	EFF. DATE	**RATE CHG N-NEW R-RATE/ TITLE CHG
Giuseppe Izzo	Laborer	PTA	25.00	1/20/2016	Rehire
Jean Schipper	Recreation Attendant	PTA	15.00	1/20/2016	Rehire
Lidia Paez	Cleaner	PT	14.00	1/22/2016	Rate
Richard Ruggerio	Motor Equipment Operator	Perm	550.00 annually	1/22/2016	Stipend-St.Sweeper
Lowell Robinson	Recreation Attendant	PTA	13.00	1/19/2016	Rehire

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

C). MEMORANDUM FROM SUPERINTENDENT OF HIGHWAYS RE: SNOW AND ICE AGREEMENT WITH THE COUNTY OF WESTCHESTER

Supervisor Anthony Colavita offered a motion that was seconded by Councilman Joseph Dooley to enter an agreement with Westchester County for snow and ice control of County owned roadways within the Town of Eastchester for the period of October 1, 2015 through September 20, 2020.

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

D). MEMORANDUM FROM ASSESSOR RE: TAX MAP MAINTENANCE CONTRACT FOR 2016

See Law Agenda Above

E). MEMORANDUM FROM JUSTICE COURT RE: ACCEPTANCE OF JUSTICE COURT ASSISTANCE PROGRAM GRANT

Per a request from the Hon. Janet M. Calano and the Hon. Frederick J. Salanitro, Supervisor Anthony Colavita offered a motion that was seconded by Councilman Glenn Bellitto to approve the acceptance of the grant awarded the court from the Justice Court Assistance Program (JCAP) in the amount of \$14,000.

Supervisor Colavita thanked the Justice Court for making the grant application, and the money will be used for the benefit of the Court Room with new seating and flooring.

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

VIII. MISCELLANEOUS BUSINESS

A). FEBRUARY 2016 TOWN BOARD MEETING DATE

Due to the February winter recess break, Councilman Joseph Dooley offered a motion that was seconded by Supervisor Anthony Colavita for approval to change the date of the February Town Board meetings to ONE meeting only for the month of February. The Town Board meeting will be scheduled for Tuesday, February 2, 2016.

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

IX. COUNCIL MEMBER REPORTS

Councilman Marcoccia reported that the Martin Luther King, Jr breakfast held at the Bronxville Reformed Church was a huge success, and ECAP is very thankful for the money raised. The Honorees were David Pope from the Generoso Pope Foundation and Daniel Lang, a long time Tuckahoe resident and longtime member of our Eastchester Recreation Advisory Board.

Councilman Marcoccia presented the town's adopted budget at the last Tuckahoe Village Board meeting, and they were very pleased to learn of the small tax decrease on the small portion of the bill Tuckahoe pays the Town of Eastchester. With the potential storm coming, Councilman Marcoccia noted that Snow Angels are needed and to help you can email Tuckahoesnowangels@yahoo.com or call Sheila Marcotte at 309-6947.

Councilman Bellitto reported he has changing liaison assignments, and feels both nostalgic and excited. Councilman Bellitto also spoke briefly about the importance of Eastchester's Annual Traffic Expo - Kids Safety Day, and noted that volunteers are needed for the committee. Anyone interested in helping out can call Patty George in Town Hall at 914-771-3304.

Councilman Dooley announced the Eastchester Irish American Club Membership Cocktail Party at Stephens Green on Saturday January 30th from 8:30pm to Midnight at the cost of \$50 per person which includes music, drinks and hors d'oeuvres. Also, The St. Patrick's Day Parade is Sunday March 13th at 3pm, and the Grand Marshal this year is Helene Murtha Dooley and the Honorees are Cathy Doody and Christine Doody-Doherty. The Festival and installation of The Grand Marshal and Honorees will take place on Saturday March 5th at Mulino's at Lake Isle. For further information please go to [www. Eastchesterirish.org](http://www.Eastchesterirish.org).

Councilman Dooley also asked that residents please keep your cars off the streets during the snow storm.

Councilwoman Nicholson invited all residents of Eastchester, Bronxville & Tuckahoe to a Winter Princess Ball for all 3-8 years of age, on Saturday January 23rd from 12:30pm to 2:00pm. To register, visit www.eastchester.org or contact Theballerinaball@gmail.com.

Councilwoman Nicholson announced registration for the Eastchester Parks & Recreation Department's Vacation Mini Camps grades K-6th from 9:00am-3:00pm with extended day option to 5:00pm, the February Break Dates are from Tuesday February 16th – Friday, February 19th and the Spring Break Dates are from Monday, March 21st to Friday, March 25th. For sign up log onto www.eastchester.org. Councilwoman Nicholson announced registration for Little League – 2016 Winter Clinics/Spring Season is now available for boys and girls 4-16 years of age. For more information, please visit www.eastchesterll.org. Councilwoman Nicholson announced TYA registration for the spring is now available, and for more information go to tyabaseball.com/registration.

Supervisor Colavita reminded residents that school taxes are due, and the Receiver of Taxes office will have extended hours as follows: Saturday January 30th from 9am-12pm & Monday February 1st from 8am-7pm.

Supervisor Colavita congratulated Helene Murtha Dooley for being chosen Grand Marshal of the Eastchester St. Patrick's Day Parade, and also congratulated the Doodys as well.

Supervisor Colavita stated the Town is considering adopting the Sustainable Westchester Community Choice Program which uses alternative energy supply, thus reducing your bill by 5%. If the Town Board decides to adopt this, all residents will be enrolled in the program with the ability to opt out. The Supervisor asks all to visit the town's website and get informed.

X. SECOND OPPORTUNITY TO ADDRESS THE BOARD

Mr. Joel Freeman reported four trees on the west side of White Plains Road had branches with wires entangled. Supervisor Colavita said he would ask Superintendent DiLeo to assess the trees, and reach out to Con Edison if need be.

Mr. Peter DeFelice spoke of the election process and the need for all to get involved, and asked the Board to revisit the projects at Lake Isle.

There being no further public comment, the meeting was adjourned at 7:50, with a moment of silence held for Clint Herbert, a former town resident and volunteer in Eastchester for many years, who was tragically killed in a car accident.

Minutes prepared by,

Mary T. Swikata
Deputy Town Clerk