

MINUTES OF THE TOWN BOARD

January 5, 2016

Minutes of the Reorganization Meeting of the Town Board of the Town of Eastchester held on January 5, 2016 at 7:00 p.m., at the Town Hall, Eastchester, New York.

Councilman Marcoccia Called the Meeting to Order and lead the audience in the Pledge of Allegiance.

II. OATHS OF OFFICE

- TOWN JUSTICES

Councilman Marcoccia recognized Tuckahoe Village Justice David Fuller for the purpose of administering the Oath of Office to Town Justices Frederick Salanitro and Janet Calano.

Tuckahoe Village Justice David Fuller administered the Oath of Office to Janet Calano, who had been elected for a four-year term beginning January 1, 2016 and ending December 31, 2019.

Tuckahoe Village Justice David Fuller administered the Oath of Office to Frederick Salanitro, who had been elected for a four-year term beginning January 1, 2016 and ending December 31, 2019.

- RECEIVER OF TAXES

Town Justice Frederick Salanitro administered the Oath of Office to Receiver of Taxes Rocco Cacciola, who had been elected to a four-year term beginning January 1, 2016 and ending December 31, 2019.

- TOWN CLERK

Town Justice Janet Calano administered the Oath of Office to Town Clerk Linda Laird, who had been elected to a four-year term beginning January 1, 2016 and ending December 31, 2019.

- TOWN COUNCIL

Town Justice Frederick Salanitro administered the Oath of Office to Town Councilwoman Theresa Nicholson, who had been elected to an unexpired term beginning January 1, 2016 and ending December 31, 2017.

Town Justice Frederick Salanitro administered the Oath of Office to Town Councilman Joseph Dooley, who had been elected to a four-year term beginning January 1, 2016 and ending December 31, 2019.

Town Justice Frederick Salanitro administered the Oath of Office to Town Councilman Glenn Bellitto, who had been elected to a four-year term beginning January 1, 2016 and ending December 31, 2019.

- SUPERVISOR

Town Justice Janet Calano administered the Oath of Office to Supervisor Anthony S. Colavita, who had been elected to a two-year term beginning January 1, 2016 and ending December 31, 2017.

Upon completing the Oath of Office each individual thanked the voters for their support and acknowledged the attendance of their family members and pledge to continue to work hard for each of you and to always do what is in the best interests of our Town. Each stated it has been an honor and privilege to serve the residents of the Town.

State Senator George Latimer, Tuckahoe Village Mayor Steven Ecklund and Westchester County Legislator each congratulated those who had been re-elected and, as in the past, pledged to work together in the future.

Supervisor Colavita announced a five minute break and invited those in attendance to a reception in the Community Room. The Town Board will join the reception at the completion of the Appointments and Designations.

III. APPOINTMENTS AND DESIGNATIONS

A) APPOINTMENT – TOWN ATTORNEY

Councilman Marcoccia offered a motion that was seconded by Councilman Dooley to approve the reappointment of Louis Reda as Town Attorney for a term January 1, 2016 – December 31, 2017 at an annual salary set forth in the budget.

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

B) APPOINTMENT – DEPUTY TOWN ATTORNEY

Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve the reappointment of Robert Tudisco as Deputy Town Attorney for a term January 1, 2016 – December 31, 2017 at an annual salary set forth in the budget.

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

C) APPOINTMENT – COMPTROLLER

Councilman Bellitto offered a motion that was seconded by Councilman Dooley to approve the reappointment of Dawn T. Donovan as Comptroller for a term January 1, 2016 – December 31, 2017 at an annual salary set forth in the budget.

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

D) APPOINTMENT – COURT CLERKS

Councilman Marcoccia offered a motion that was seconded by Councilwoman Nicholson to approve the reappointment of Rocco Cacciola and Daniela Cavallo as Court Clerk for a term January 1, 2016 – December 31, 2017 at an annual salary set forth in the budget.

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

E) APPOINTMENT – DIRECTOR OF PLANNING

Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve the reappointment of Margaret Uhle as Director of Planning for a term January 1, 2016 – December 31, 2017 at an annual salary set forth in the budget.

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

F) APPOINTMENT – ADMINISTRATOR OF HOUSING

Councilman Marcoccia offered a motion that was seconded by Councilman Bellitto to approve the reappointment of Karen Gizzo as Administrator of the Housing Voucher Program for a term January 1, 2016 – December 31, 2017 at an annual salary set forth in the budget.

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

G) APPOINTMENT – SUPERINTENDENT OF HIGHWAYS

Councilman Dooley offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Hector DiLeo as Superintendent of Highways for a term January 1, 2016 – December 31, 2017 at an annual salary set forth in the budget.

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

H) APPOINTMENT – CONFIDENTIAL ASSISTANT TO THE SUPERVISOR

Per the recommendation of Supervisor Colavita, Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Lisa Pinto as Confidential Assistant to the Supervisor for a term January 1, 2016 – December 31, 2017 at an annual salary set forth in the budget.

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

I) APPOINTMENT – DEPUTY TOWN CLERK

Per the recommendation of Town Clerk Linda Laird, Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve the reappointment of Mary T. Swikata as Deputy Town Clerk for a term January 1, 2016 – December 31, 2019 at an annual salary set forth in the budget.

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

J) APPOINTMENT – DEPUTY RECEIVER OF TAXES

Per the recommendation of Receiver of Taxes Rocco Cacciola, Councilman Marcoccia offered a motion that was seconded by Councilman Dooley to approve the reappointment of Celeste Maggio as Deputy Receiver of Taxes for a term January 1, 2016 – December 31, 2019 at an annual salary set forth in the budget.

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

K) APPOINTMENT – REGISTRAR OF VITAL STATISTICS

Councilman Marcoccia offered a motion that was seconded by Councilman Bellitto to approve the reappointment of Linda Laird as Registrar of Vital Statistics for a term January 1, 2016 – December 31, 2017.

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

L) APPOINTMENT – DEPUTY REGISTRAR OF VITAL STATISTICS

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve the reappointment of Mary T. Swikata as Deputy Registrar of Vital Statistics for a term January 1, 2016 – December 31, 2017.

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

M) APPOINTMENT – MARRIAGE OFFICERS

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Supervisor Anthony Colavita and Town Clerk Linda Laird as Marriage Officers for a term January 1, 2016 – December 31, 2017.

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

N) APPOINTMENTS – POLICE ADVISORY BOARD

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve the of reappointment of Carl Maiello(Chairman), Tom Andrus, Michael Mosca and Charles Vollmoeller (alternate) to the Police Advisory Board for a term January 1, 2016 – December 31, 2017:.

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

O) APPOINTMENT – TOWN CONSTABLE

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Philip Rosenstock as Town Constable for a term January 1, 2016 – December 31, 2017.

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

P) APPOINTMENTS – CABLE TELEVISION ADVISORY COMMITTEE

Councilman Marcoccia offered a motion that was seconded by Councilman Dooley to approve the reappointment of Keith Bloomfield (Chairman), Thomas Kennedy and Nicholas Dator to the Cable Television Advisory Committee for a term January 1, 2016 – December 31, 2017.

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

Q) APPOINTMENTS – COMMITTEE FOR THE DISABLED

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve the reappointment of Jennifer McNamee (Chairperson), Julie Sullivan, Fran Clark and Florence Kooluris to the Committee for the Disabled for a term January 1, 2016 – December 31, 2017.

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

R) APPOINTMENTS – TRAFFIC AND PARKING ADVISORY COMMITTEE

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Ellen DelColle (Chairwoman), Vincent Stanley, Charles Galanek, Thomas Fix, Ira Goldman, Maria Gruber and John Walzer to the Traffic and Parking Advisory Committee for a term January 1, 2016 – December 31, 2017.

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

S) APPOINTMENTS – HAZARD MITIGATION COMMITTEE

Councilman Dooley offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Nick Gerald, George Papademetriou and Lt. Robert Jensen to the Hazard Mitigation Committee for a term January 1, 2016 – December 31, 2017.

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

T) APPOINTMENTS - ENVIRONMENTAL COMMITTEE

Councilman Bellitto offered a motion that was seconded by Councilwoman Nicholson to approve the reappointment of Peter McCartt (Chairman), Frank McGinnis, Debora Fillis, James Luciano and Jennifer Read to the Environmental Committee for a term January 1, 2016 – December 31, 2017.

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

U) APPOINTMENTS – LAKE ISLE LONG RANGE PLANNING COMMITTEE

Councilman Dooley offered a motion that was seconded by Councilman Marcoccia to approve the reappointment of Peter Soans (Chairman), Joseph Santamaria, Adam Kozak and George Moscone to the Lake Isle Long Range Planning Committee for a term January 1, 2016 – December 31, 2017.

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

V) APPOINTMENT – ZONING BOARD OF APPEALS

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Peter Nurzia to the Zoning Board of Appeals for a term January 1, 2016 – December 31, 2020.

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

W) APPOINTMENTS – LIBRARY BOARD OF TRUSTEES

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Robert Cartolano (President), Rosetta McCardle, Darlene Reda and Susan Bauman to the Library Board of Trustees for a term January 1, 2016 – December 31, 2020.

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

X) APPOINTMENTS – RECREATION ADVISORY BOARD

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve the reappointment of Tracy McVey and Dan Lang to the Recreation Advisory Board for a term January 1, 2016 – December 31, 2020.

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

Y) APPOINTMENTS – BOARD OF TRUSTEES POLICE PENSION FUND

Councilman Dooley offered a motion that was seconded by Councilwoman Nicholson to approve the following reappointments to the Board of Trustees of the Police Pension Fund effective January 1, 2016 – December 31, 2017.

Supervisor Anthony S. Colavita, Chairman
Councilman Joseph Dooley, Treasurer
Town Clerk Linda Laird, Secretary
Councilman Theresa Nicholson, Member
Councilman Luigi Marcoccia, Member
Councilwoman Glenn Bellitto, Member
Police Chief Timothy Bonci, Member
Town Attorney Louis Reda

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

Z) ADOPTION OF RULES OF ORDER AND PROCEDURE OF THE TOWN BOARD OF THE TOWN OF EASTCHESTER

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve the Rules of Order and Procedure of the Town Board of the Town of Eastchester as follows:

RULES OF ORDER AND PROCEDURE OF THE TOWN BOARD
OF THE TOWN OF EASTCHESTER

1. The regular meeting of the Town Board shall be held on the first and third Tuesday of every month. The meetings shall begin at 8:00 o'clock p.m. except that the meetings shall begin at 7:00 o'clock p.m. during the months of November through March. The dates and times of the meetings may be modified by the Town Board.
2. The Supervisor may call a special meeting of the Town Board by giving at least a two day notice in writing to members of the Town Board of the time when and the place where the meeting is to be held. The Supervisor may, and upon written request of two members of the Town Board, shall within ten days, call a special meeting of the Town Board by giving at least a two day notice in writing to members Town Board of the time when and the place where the meeting is to be held.
3. All meetings of the Town Board shall be held within the Town Hall, 40 Mill Road, Eastchester, New York, or at such other place within the Town as the Town Board shall determine by resolution.
4. The Supervisor, when present, shall preside at the meetings of the Town Board. The designated Senior Town Board member shall preside at the meetings in the absence of the Supervisor. The remaining Town Board members shall preside at the meetings by seniority in the event the Supervisor and Senior Town Board member are absent.
5. The majority of the Town Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn.
6. The vote upon every question shall be taken by ayes and nays, and the names of the members present and their vote shall be entered in the minutes, and the roll call shall be by seniority order commencing with the least senior member and ending with the most senior member of the Councilmen, except that the Supervisor or other Chairman of the meeting shall have the privilege of voting last.
7. Every act, motion or resolution shall require for its adoption the affirmative vote of a majority of all the members of the Town Board except as otherwise required by law.
8. Upon being recognized by the Supervisor or other Chairman presiding at a meeting, a person shall have the opportunity of addressing the Town Board in accordance with the provisions of Section 11 hereunder and after having stated his/her name and address for the record, as follows:
 - a. When item (e) is reached on the agenda as indicated in the order of business set forth below in Section 9 with a five minute time limit unless waived by the presiding officer.
 - b. When item (f) is reached on the agenda as indicated in the order of business set forth below in Section Nine, the public comment hereunder shall be strictly limited to the specific action or subject matter set forth in those items listed on the voting agenda and each speaker shall be limited to five minutes unless waived by the presiding officer.
 - c. When item (m) is reached on the agenda as indicated in the order of business set forth below in section 9, there shall be a time limitation of five minutes per speaker unless waived by the presiding officer.
9. The following shall be the order of business of all the meetings of the Town Board:
 - a. Call To Order
 - b. Pledge of Allegiance

- c. Roll Call
 - d. Special Presentations
 - e. Public Hearings
 - f. Opportunity to Address the Board
 - g. Appointments
 - h. Approval of Minutes
 - i. Reports of Departments, Boards and Commissions
 - j. Correspondence
 - k. Miscellaneous Business
 - l. Council Member Reports
 - m. Second Opportunity to Address the Board
 - n. Adjournment
10. Any of these rules may be suspended for a special purpose by a vote of the members of The Town Board.
 11. Notwithstanding anything to the contrary contained herein, at public hearings and opportunities to address the Town Board, the Supervisor or the presiding officer may, at the beginning of the opportunity or hearing, designate the time allowed each person desiring to speak on the question before the Board. No persons shall speak more than once on the same general question and rebuttal shall be permitted with the permission of the Supervisor or presiding officer. At such opportunities or public hearings, the presiding officer may, before the meeting is commenced, designate the hour at which discussion will end, and he shall preserve order and decorum. Further, notwithstanding anything to the contrary contained herein, the Supervisor or presiding officer has no obligation to permit anyone to address the Board who demonstrates abusive, disrespectful or inappropriate conduct.
 12. These rules shall not to be construed as abridging or infringing in any manner upon the powers and duties of any member of the Town Board or of the Supervisor as a member thereof as prescribed by law.
 13. Any question of order not governed by the foregoing rules shall be decided by the presiding officer in accordance with Robert's Rule of Order.
 14. Within a reasonable time following each meeting of the Town Board, the Town Clerk shall furnish each member thereof with a copy of the minutes of said meeting and same shall be reviewed and approved by the Town Board at a subsequent meeting, subject to any modification as a result of an omission or a correction thereof.
 15. Public meetings of the Town Board may be televised on the Town's local cable access channels or website in the public interest.
 16. Upon their adoption by the Town Board, these rules shall supercede all previous rules or order and procedure and shall remain in effect until otherwise amended or superceded by the Board.

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

AA) DESIGNATION - SENIOR TOWN BOARD MEMBER

Councilman Bellitto offered a motion that was seconded by Councilman Dooley to approve the Designation of Luigi Marcoccia as Senior Town Board Member effective January 31, 2016 – December 31, 2017.

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

BB) DESIGNATION OF THE TOWN BOARD AS THE GOVERNING BODY FOR POLICE MATTERS

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve the Designation of the Town Board as the governing body for Police Matters.

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

CC) DESIGNATION - TOWN COUNCIL MEMBER LIAISON DESIGNATIONS BY SUPERVISOR

Supervisor Colavita announced the Town Council Member Liaison Designations effective January 31, 2016 – December 31, 2017:

SUPERVISOR COLAVITA

- Police/Auxiliary Police
- Beautification
- Lake Isle
- Veteran Affairs
- Assessor
- Emergency Operations

COUNCILWOMAN THERESA NICHOLSON

- Parks/Recreation
- Environmental Committee
- Service Groups and Organizations
- Website/IT/Communications

COUNCILMAN LUIGI MARCOCCIA

- Library
- Seniors
- Lake Isle
- Special Events

COUNCILMAN JOSEPH DOOLEY

- Highway/Sanitation/Recycling
- Cable Advisory Committee
- Historical Society
- EVAC

COUNCILMAN GLENN BELLITO

- Zoning/Planning/ARB/Building Department
- TPAC
- Law Department

- Intermunicipal
- Courts
- Disability Committee

DD) DESIGNATION OF OFFICIAL NEWSPAPER

Councilman Marcoccia offered a motion that was seconded by Councilman Bellitto to approve the Designation of The Eastchester Rising as the official newspaper of the Town of Eastchester and The Eastchester Review as the secondary official newspaper.

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

EE) DESIGNATION OF AUTHORIZED SIGNATURES AND DESIGNATED DEPOSITORIES

Per a request from Comptroller Donovan, Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to authorize the Town Supervisor, Town Comptroller and Junior Accountant as Authorized Signatures and to approve the following banks to be authorized financial institutions for the Town of Eastchester for 2016:

JP Morgan Chase	360 White Plains Road, Eastchester, NY 10709 676 White Plains Road, Scarsdale, NY 10583
Country Bank	80 Garth Road, Scarsdale, NY 10583
Sterling Bank	35 E. Grassy Sprain Road, Yonkers, NY 10710
NY CLASS	777 Westchester Ave. White Plains, NY 10604
Wells Fargo	375 White Plains Road, Eastchester, NY 10709
People's United Bank	111 Kraft Avenue, Bronxville, NY 10708
TD Bank	3020 Westchester Ave., Purchase, NY 10577

On the roll call, all voted "AYE," except Councilman Dooley, who "ABSTAINED." Motion carried.

FF) DESIGNATION OF INDEPENDENT AUDITORS

Per a request from Comptroller Donovan, Councilman Bellitto offered a motion that was seconded by Councilman Dooley to engage O'Connor Davies LLP as the auditing firm for the Town of Eastchester. Funds have been provided in the 2016 Budget.

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

GG) DESIGNATION OF PROCUREMENT POLICY UPDATE

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve the revision of the Town of Eastchester Procurement Policy by updating the following Section XII – Official's responsible for Purchasing Decisions.

- Anthony Colavita - Town Supervisor
- Luigi Marcoccia – Town Council
- Glenn D. Bellitto – Town Council
- Joseph D. Dooley– Town Council
- Theresa Nicholson– Town Council

Dawn T. Donovan - Town Comptroller
 Janet M. Calano – Town Justice
 Frederick Salanitro – Town Justice
 Linda Laird – Town Clerk
 Rocco Cacciola- Receiver of Taxes
 Louis Reda– Town Attorney
 Hector Di Leo- Superintendent of Highway
 Sally Veltidi –Superintendent of Parks & Recreation
 Gilda Press – Director of Senior Programs
 Todd Huttunen-Town Assessor
 Margaret Uhle –Director of Building, Planning and Zoning
 Tracy Wright – Library Director
 Timothy Bonci- Police Chief
 Karen Gizzo-Director of Section 8 Housing
 George Papademetriou-Lake Isle Manager

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

HH) DESIGNATION OF INVESTMENT POLICY

Per a request from Comptroller Donovan, Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita approve a RESOLUTION to amend the Investment Policy of the Town of Eastchester in include the updated the list of authorized banks.

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

II) DESIGNATION OF ATTORNEYS

Per a request from Town Attorney Lou Reda, Supervisor Colavita offered a motion that was seconded by Councilman Dooley to authorize the hiring of the following firms at the stated rates. Each firm is specialized in specific areas of law and is highly qualified and experienced attorneys.

1. Biaggi & Biaggi	Partner	\$185.00
	Associate	\$135.00
	Paralegal	\$ 90.00
2. Cerussi & Spring	Partner	\$185.00
	Associate	\$170.00
	Paralegal	\$ 65.00
3. Law Office of Vincent Toomey	Partner	\$190.00
	Associate	\$165.00
	Paralegal	\$ 95.00
4. Wilson, Elser, Moskowitz, Edelman & Dicker LLP	Partner	\$220.00
	Associate	\$190.00
	Paralegal	\$ 80.00
5. Sokoloff Stern LLP	Partner	\$250.00
	Associate	\$200.00
	Paralegal	\$ 80.00
6. Zarin & Steinmetz	Partner	\$275.00
	Associate	\$250.00
	Paralegal	\$ 80.00

7. Law Offices of John F. Burkhardt		\$3,000.00 per month
8. Hawkins Delafield & Wood LLP		Per fee schedule
9. Miller and Lee	Partner	\$185.00
	Associate	\$150.00
	Paralegal	\$ 80.00
10. Law Offices of Rocco Salerno	Partner	\$180.00
11. Scalise & Hamilton, LLP	Partner	\$185.00
	Associate	\$150.00
	Paralegal	\$ 80.00
12. Richard M. Maltz, PLLC	Partner	\$185.00
	Associate	\$150.00
	Paralegal	\$ 80.00
13. Disciullo & Associates P.C.	Partner	\$185.00
	Associate	\$150.00
	Paralegal	\$ 80.00
14. Raymond Belair	Partner	\$185.00
	Associate	\$150.00
	Paralegal	\$ 80.00
15. Anne J. Penachio	Partner	\$185.00
	Associate	\$150.00
	Paralegal	\$ 80.00
16. Hocherman Tortorella & Wekstein, LLP	Partner	\$250.00

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

There being no further public business, the meeting was adjourned at 8:15 p.m.

Minutes prepared by:

Linda Laird
Town Clerk