

**MINUTES OF THE TOWN BOARD  
May 19, 2015**

Minutes of a Meeting of the Town Board of the Town of Eastchester held on May 19, 2015 at 8:00 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 – none**

**V. APPOINTMENTS**

**A) APPOINTMENT – HIGHWAY DEPARTMENT**

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to approve the probationary appointment of Ronald Capano of Eastchester, NY to the full time position of Laborer (Group E, Step 1) at the annual salary of \$43,594 effective May 26, 2015.

If approved he will be required to serve a probationary period which will run not less than twelve weeks and not more than fifty-two weeks. The appointment is contingent on the successful completion of the background investigation and pre-employment testing. Funds are provided in the 2015 budget.

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

**B) APPOINTMENT – ARCHITECTURAL REVIEW BOARD**

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve the appointment of Silvio Luca to the Architectural Review Board effective May 20, 2015 – December 31, 2017.

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

**VI. APPROVAL OF MINUTES**

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve the Minutes of the April 21, 2015 and May 5, 2015 Town Board Meetings as prepared by Town Clerk Linda Laird.

**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 April 2015 Report of Parking Summonses, Citation Activity Report, Patrol Activity Report, Statement of Accounts and the Traffic Accident Report. Chief Bonci announced the local participation in the BuckleUpNY campaign during the week of June 2<sup>nd</sup>.

**B) LAW DEPARTMENT REPORT**

**1. RESOLUTION AUTHORIZING THE APPROVAL OF AN APPLICATION FOR A PARADE PERMIT SUBMITTED BY THE VETERANS CEREMONY AND PARADE COMMITTEE FOR THE MEMORIAL DAY PARADE ON MAY 25, 2015**

Supervisor Colavita offered a motion that was seconded by Councilman Bellitto to approve a Parade Permit, with no fee, for the May 25, 2015 Memorial Day Parade.

The Parade will step off from Eastchester Town Hall at 10:00 am and proceed to Monument Park via White Plains Road.

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

**2. INTRODUCTION OF A PROPOSED LOCAL LAW PROVIDING FOR THE AMENDMENT OF LOCAL LAW NO. 1 – 2001 OF THE TOWN OF EASTCHESTER KNOWN AS THE NOISE LAW TO PROMOTE THE HEALTH, SAFETY AND GENERAL WELFARE OF THE TOWN OF EASTCHESTER AND ITS INHABITANTS BY PROHIBITING UNNECESSARY AND UNUSUAL NOISES AND TO SET A DATE FOR A PUBLIC HEARING**

Councilman Dooley offered a motion that was seconded by Councilwoman Nicholson to approve the **INTRODUCTION** of a local law providing for the Amendment of Local Law No. 1 – 2001 of the Town of Eastchester, known as “The NOISE LAW to promote the Health, Safety and General Welfare of the Town of Eastchester and its Inhabitants by Prohibiting Unnecessary and Unusual Noises” and to set a date for a public hearing and to set a Public Hearing for June 2, 2015 at 8:00 p.m.

Supervisor Colavita explained the purpose of amending the ‘Noise Law’ is to provide continuity with the Zoning Code with respect to the times in which construction is prohibited, to adopt the provisions of the Westchester ‘No-Idling’ Law and to set a time frame during which commercial delivery is prohibited.

**LOCAL LAW NO. 1– 2015  
OF THE TOWN OF EASTCHESTER, KNOWN AS “THE NOISE LAW,  
TO PROMOTE THE HEALTH, SAFETY AND GENERAL WELFARE OF THE TOWN OF EASTCHESTER AND ITS  
INHABITANTS BY PROHIBITING UNNECESSARY AND UNUSUAL NOISES”**

**ARTICLE I – NOISE PROHIBITIONS GENERALLY**

Prohibited Noises.

The following acts, among others, are declared to be loud, disturbing and unnecessary noises in violation of this Article, but any enumeration herein shall not be deemed to be exclusive.

- A. The sounding of any horn or signal device on any automobile, motorcycle, bus, or other vehicle except as a warning signal pursuant to the provisions of Section 15 of the Vehicle and Traffic Law of the State of New York.
- B. The operation of any radio, music player, sound system or use of any musical instrument in such a manner or with such volume, particularly between 10:00 p.m. and 8:00 a.m., so as to annoy or disturb the quiet, comfort or repose of persons in any dwelling hotel or other type of residence.
- C. The keeping of any animal which by causing noise for fifteen (15) minutes or more shall disturb the comfort and repose of any person in the vicinity, which can be heard anywhere beyond the owners premises.
- D. The use of any automobile, motorcycle, or other vehicle so out of repair, so loaded or in such manner as to create loud and unnecessary grating, grinding, rattling or other noise.
- E. Construction or repairing of buildings. The erection, construction or reconstruction of buildings or any repairs or improvements to buildings, the excavation, clearing, filling or grading of land or the placement or removal of earth, stone or building material of any kind, whether or not the work involved the use of machinery or power tools, such that the sound therefrom creates unreasonable noise across a residential real property boundary, other than between the hours of 8:00 a.m. and 6:00 p.m., Monday through Friday, except in case of urgent necessity in the interest of public health and safety, and then only with a permit from the Building Inspector, which permit may be granted for a period of not to exceed three (3) days while the emergency continues and which permit may be renewed for periods of three (3) days or less while the emergency continues. No such activity shall be permitted on Saturdays and Sundays or on any holidays. Said holidays include New Year’s Day, Martin Luther King Day, President’s Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day,

Veterans Day, Thanksgiving Day and Christmas Day.

- F. The creation of any excessive noise on any street adjacent to any school, institution of learning or court while the same is in session, or adjacent to any hospital, which unreasonably interferes with the workings of such institution, provided conspicuous signs are displayed in such streets indicating that the same is a school, hospital or court street.
- G. The creation of a loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boses, crates and containers.
- H. The shouting and crying of peddlers, hawkers and vendors which disturbs the peace and quiet of the neighborhood.
- I. The use of any drum, loudspeaker or other instrument or device for the purpose of attracting attention to any performance, show or sale or display of merchandise by the creation of noise.
- J. The use of mechanical loudspeakers or amplifiers on trucks or other moving vehicles for advertising or other purposes.
- K. The use of any radio apparatus, talking machine, loudspeaker or amplifier attached thereto in such a manner that the loudspeaker shall cause the sound from such radio apparatus or talking machine to be projected directly therefrom outside of any building or out of doors; or the use of any radio apparatus, talking machine, loudspeaker or amplifier which is in any way fastened to or connected with any outside wall or window in any building or structure so that the sound therefrom is projected outside of such outside wall or window between the hours of 10:00 p.m. and 8:00 a.m. Nothing herein contained shall be construed to prevent the operation of a radio apparatus or talking machine used in a reasonable manner by any person within any building or structure, provided that the said radio apparatus or talking machine or loudspeaker is not so arranged so that such loudspeaker shall project the sound therefrom directly outside of any building or out of doors.
- L. The operation of any machinery, equipment, pump, fan, exhaust fan, attic fan, air-conditioning apparatus or similar mechanical device, in such a manner as to create any noise exceeding thirty-five (35) decibels at the adjoining property line.
- O. Idling of Vehicles. Diesel or gas powered engines on buses, trucks or any other vehicles parked within the Town may not be idled in such a manner that they are audible within a residence for more than five minutes ("should not remain idle for more than 5 minutes" Irregardless of whether or not it is audible within a residence).

**ARTICLE II – TRANSIENT SOUND FROM AIRCRAFT IN FLIGHT AND OTHER DEVICES**

Section 1. Definitions

**PERSON** - Includes any individual, firm, association or corporation, whether such person be the owner, lessee or character, his or its pilots or copilots, as to aircraft, and any individual, firm, association and corporation, its servants, agents or employees, as to any other sound-producing device or mechanism.

**NOISE** - Noise is any increase in the ambient noise, measured as provided in this Article, caused by any mechanical device, including aircraft.

**AMBIENT NOISE** - Ambient noise is all-encompassing noise associated with a given environment.

**BEL** - The bel is a unit of level when the base of a logarithm is ten (10), and is restricted to levels of quantities proportional to power.

**SPECTRUM** - A spectrum is a function of time and is a description of its resolution into components, each of different frequency, and is also used to signify continuous range of components usually wide in extent within which waves have some specified characteristics such as "audio-frequency spectrum," and is also applied to functions of variables other than time.

**SOUND-PRESSURE LEVEL** – The sound-pressure level, in decibels, of a sound is twenty (20) times the logarithm to the base ten (10) of the ratio of the pressure of this sound to the reference pressure, which reference pressure must be explicitly stated.

**BAND-PRESSURE LEVEL** – The band-pressure level of a sound for a specified frequency band is the sound-pressure level for the sound contained within the restricted band. The reference pressure must be specified.

**CYCLE** - A cycle is the complete sequence of values of a periodic quantity that occur during a period.

**FREQUENCY** - The frequency of a function periodic in time is the reciprocal of the primitive period. The unit is the cycle per unit time and must be specified.

**MICROBARS** – A microbar is a unit of pressure commonly used in acoustics and is equal to one (1) dyne per square centimeter.

**SOUND-LEVEL METER** - A sound-level meter is an instrument, including a microphone, an amplifier, an output meter and frequency weighting networks, for the measurement of noise and sound levels in the manner provided by this Article.

**SOUND ANALYZER** – A sound analyzer is a device for measuring the band-pressure level or pressure spectrum level of a sound as a function of frequency.

**DURATION** – The duration of a transient noise from a machine during the entire period when the transient noise is first distinguished from the ambient noise until the noise from the same machine finally recedes into the ambient noise shall be the period of time beginning when the transient noise first exceeds a certain band-pressure level until it no longer exceeds the same band-pressure level, and providing it remains about the same band-pressure level for at least one-third (1/3) of the total duration.

**TRANSIENT NOISE** – Any noise having a duration of one (1) minute or less shall be considered a transient noise, and the limits of Table I of this Article shall apply.

**STEADY NOISE** – Any noise having a duration in excess of one (1) minute shall be considered a steady noise, and the limits of Table II of this Article shall apply.

Section 2.      Limitation of Noises.

No person shall operate or cause to be operated any mechanism or device (including, but not limited to, airplanes) which shall create a noise within the Town of Eastchester exceeding the limiting noise spectra set forth in Tables I and II as follows:

A.      TABLE I.

Limiting Noise Spectrum for Transient Noise

Band Pressure Level Decibels re 0.0002 Microbars	Octave Band Center Frequency Cycle Per Second
92.....	63
87.....	125
79.....	250
72.....	500
66.....	1,000
60.....	2,000
54.....	4,000
52.....	8,000

During the daytime from 7:00 a.m. to 7:00 p.m., the limits of TABLE I hereinbefore set forth shall apply to transient noises having a duration in excess of twelve (12) seconds. During the night from 7:00 p.m. to 7:00 a.m., the same limits shall apply to transient noises having a duration in excess of six (6) seconds.

B.      TABLE II.

Limiting Noise Spectrum for Steady Noise

Band Pressure Level Decibels	Octave Band Center
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re 0.0002 Microbars	Frequency Cycle Per Second
72.....	63
67.....	125
59.....	250
52.....	500
46.....	1,000
40.....	2,000
34.....	4,000
32.....	8,000

Section 3. Noise Measurement Practices

Noise measurements and limits shall conform to the following practices:

- A. Noise shall be measured at an altitude not exceeding three hundred fifty (350) feet above sea level.
- B. Measurements of noise emanating from any mechanism or device, including, but not limited to, motor vehicles, shall be made at a distance of at least one hundred (100) feet from the longitudinal center line of the vehicle.
- C. Machinery noise originating on private property shall be measured at the property line of the property on which the noise source is located.

Enforcement. The provisions of this Local Law shall be enforced by the Police Department of the Town of Eastchester, the Building Inspector, or any agent thereof appointed by the Town Board.

ARTICLE III - ALARMS (Amended by Local Law No. 3 – 1998)

The Town Board hereby finds that the repeated noise emanations resulting from unnecessary vehicle alarms/theft alarms is also in derogation of the quality of life in the Town of Eastchester and are regulated as follows:

A. MOTOR VEHICLE ALARMS

Section 1. No person shall operate or cause to be operated a continuous or intermittent audible burglar alarm or any continuous intermittent motor vehicle burglar alarm unless such continuous or intermittent alarm shall be capable of automatically terminating within three (3) minutes after it is activated and commences sounding. No audible burglar alarm in a motor vehicle shall be capable of being activated except by (a) direct physical contact with that motor vehicle or (b) through use of an individual remote activation device that is designed to be used with a motor vehicle alarm system of a particular vehicle so long as the alarm activated by such device ceases to sound within not more than three (3) minutes. A violation of this section shall be subject to the penalties set forth in Section 2 below.

Section 2. Any motor vehicle which emanates an alarm pursuant to this section shall be subject to penalties as follows:

- (a) for the first and second such alarm, a warning shall be issued by the police officer responding to said alarm;
- (b) for the third offense by the same vehicle (as determined by reference to the license plate registration numbers on said vehicle) a fine of not less than fifty dollars (\$50.00) nor more than one hundred dollars (\$100.00) shall be imposed; and
- (c) for the fourth and all subsequent offenses, a fine of not less than seventy-five dollars (\$75.00) nor more than one hundred fifty dollars (\$150.00) shall be imposed.

Section 3.

- (a) Any member of the Police Department of the Town of Eastchester shall have the authority to take such steps as may be necessary to disconnect such alarm at any time when such alarm is operating.
- (b) It is recommended that a phone number be displayed on the vehicle in order to contact the owner or in lieu thereof, that the owner of the vehicle register his phone number with the Police Department. ( All of above Article IV – Alarms was added by the Amendment of Local Law No. 3 – 1998)
- (c) In the event that the Town by its employees, agents or servants, is required to expend monies in order to disengage the motor vehicle alarm, the owner of said vehicle shall be responsible for and required to reimburse the Town for any reasonable expense incurred in disengaging the alarm as

required under this law. *(Amended by Local Law No. 1 – 2001)*

The Town shall send a copy of the invoice to the owner of the vehicle who shall pay same within ten (10) days of the mailing of said invoice. *(Amended by Local Law No. 1 – 2001)*

In the event that the owner of the vehicle shall fail to pay same within the time specified, the Town shall have the right to bring civil action to recover this sum. *(Amended by Local Law No. 1 – 2001)*

**ARTICLE IV – TRUCKS AND DELIVERIES**

**Section 1.**

The purpose of this Article is to reduce noise, which is disturbing to individuals in their homes, on their property and in their workplaces. Noise from certain commercial motor vehicles, trucks and tractor trailers causes inconvenience of occupants to nearby property when such equipment is used during certain hours.

1. The loading and unloading and/or idling of commercial vehicles is not permitted within a residential district or within 500 feet of a residential district between the hours of 9:00 p.m. and 7:00 a.m. on Mondays through Fridays and 9:00 p.m. and 9:00 a.m. on Saturdays, Sundays and holidays.

In addition to the penalties indicated in this local law, any police officer in the Town of Eastchester shall have all other remedies and techniques for the enforcement granted by this article or any other law, statute or regulation, including, but not limited to summary action, injunctive relief and civil actions for damages caused by virtue of the violation of this local law.

**ARTICLE V – PENALTIES**

Any person or persons, association or corporation committing any offense in violation of this local law, with the exception of Article III, or any section or provision thereof, is guilty of a violation punishable by a fine not exceeding five hundred (\$500.00) dollars for each offense or imprisonment for a period not exceeding fifteen (15) days for each such offense, or by both such fine and imprisonment.

**Severability**

If any word, clause, sentence, paragraph, subdivision or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder hereof, but shall be limited in its application to the word, clause, sentence, paragraph, subdivision or part hereof directly involved in the controversy in which such judgment shall have been rendered.

**Superseding Other Laws**

All ordinances or parts of ordinances or local laws or parts of local laws, or State laws which conflict with the provisions of this local law are hereby superseded and rendered temporarily null and void to the extent necessary to give this local law full force and effect, pursuant to Article 2, Section 10 of the New York State Municipal Home Rule Law.

**Effective Date.**

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.

\_\_\_\_\_ (New Wording)

~~Strickthrough~~ - Deletion

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

**3. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY EXXON MOBIL OIL CORPORATION – 504 NEW ROCHELLE ROAD**

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by Exxon Mobil Oil Corporation affecting premises known as Section 85, Block 4, Lot 1 – 504 New Rochelle Road, Tuckahoe, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2005	2006	\$29,350.00	\$26,730.00	\$2,620.00
2006	2007	\$29,350.00	\$24,255.00	\$5,095.00
2007	2008	\$29,350.00	\$22,700.00	\$6,650.00
2008	2009	\$29,350.00	\$24,150.00	\$5,200.00
2009	2010	\$29,350.00	\$25,025.00	\$4,325.00
2010	2011	\$29,350.00	\$26,950.00	\$2,400.00

\*To be bonded at a later date - Tuckahoe School Board Approved the Settlement

TOTAL TOWN TAX REFUND \$6,088.16

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

**4. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY WESTCHESTER FUNERAL HOME – 190 MAIN STREET**

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by Westchester Funeral Home, Inc. affecting premises known as Section 74, Block 2, Lot 11 – 190 Main Street, Eastchester, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2008	2009	\$28,750.00	\$18,768.00	\$ 9,982.00
2009	2010	\$28,750.00	\$18,733.00	\$10,017.00
2010	2011	\$28,750.00	\$20,174.00	\$ 8,576.00
2011	2012	\$28,750.00	\$18,944.00	\$ 9,806.00
2012	2013	\$28,750.00	\$18,648.00	\$10,102.00
2013	2014	\$28,750.00	\$18,253.00	\$10,497.00
2014	2015	\$28,750.00	\$18,253.00	\$10,497.00

\*To be bonded at a later date - Eastchester School Board Approved the Settlement

TOTAL TOWN TAX REFUND \$19,494.17

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

**5. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY 431 UP TIPP – 429 WHITE PLAINS ROAD**

Councilman Marcoccia offered a motion that was seconded by Supervisor Colavita to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by 431 UP TIPP, Inc. affecting premises known as Section 44, Block 3, Lot 7 – 429 White Plains Road, Eastchester, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2010	2011	\$20,600.00	\$17,325.00	\$3,275.00
2011	2012	\$20,600.00	\$16,650.00	\$3,950.00
2012	2013	\$20,600.00	\$16,650.00	\$3,950.00
2013	2014	\$20,600.00	\$17,000.00	\$3,600.00

Eastchester School Board Approved the Settlement

TOTAL TOWN TAX REFUND \$4,273.78

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

**B) HIGHWAY DEPARTMENT REPORT**

Superintendent of Highways, Hector DiLeo, reported during the month of April crews performed spring cleanup of various right-of-ways and parking lots. As of the first Wednesday of April we began to pick up organic waste curbside on a scheduled basis. Residents should be reminded that yard waste materials (grass & leaves) must be placed out curbside in a biodegradable bag or labeled container, no earlier than the evening before their scheduled pickup.

Crews repaired curbing and catch basins and continued to fill potholes on an as needed basis.

Planting under the annual 2015 Tree Planting Program commenced in April; residents interested in a new planting outside their residence, on the Town right-of-way, were asked to e-mail the Highway Department with their request.

C) RECEIVER OF TAXES REPORT for April was received and filed.

D) TOWN CLERK'S REPORT for March was received and filed.

**VIII. CORRESPONDENCE**

**A) MEMORANDUM FROM COMPTROLLER RE: BUDGET TRANSFERS/ REVISIONS**

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

		<u>Transfers</u>	
<u>Highway</u>			
From:	Materials & Supplies	D5110.401	\$ 2,900.00
To:	Small Equipment	D5130.203	\$ 2,900.00

		<u>Revisions</u>	
<u>Highway</u>			
Increase:	Overtime	D5110.103	\$ 60,000.00
Increase:	Winter Abrasives	D5110.438	\$ 87,000.00
Increase:	Appropriated Fund Balance	DB00599	\$147,000.00

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

**B) MEMORANDUM FROM COMPTROLLER RE: PART TIME/SEASONAL EMPLOYEES**

Councilman Bellitto offered a motion that was seconded by Councilwoman Nicholson to approve the following list of Part-time and Seasonal Appointments:

<b>NAME</b>	<b>JOB TITLE</b>	<b>TYPE</b>	<b>RATE</b>	<b>DATE</b>		<b>DEPT.</b>
Ames, Megan	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
	EMT					
Bayer, Justin	Supervisor	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Bellantoni, Francesco	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Cardenas, Maria	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Cipriano, Frank	Security	Seasonal	10.00	5/20/2015	Rehire	Lake Isle
Conklin, Hunter	Lifeguard	Seasonal	9.00	5/20/2015	Rehire	Lake Isle
Dinkler, Jake	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Frusciante, Timothy	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Gaudio, Alexander	Rec Attendant	Seasonal	8.00	5/20/2015	Rehire	Lake Isle
Goldberg, Maxwell	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Goldsmith, Benjamin	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Heinzinger, Sean	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Justino, Kristen	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Kaessler, Karl	Security	Seasonal	10.00	5/20/2015	Rehire	Lake Isle
Knowlton, Jessica	Lifeguard	Seasonal	9.00	5/20/2015	Rehire	Lake Isle
Lischinsky, Heather	Lifeguard	Seasonal	9.00	5/20/2015	Rehire	Lake Isle
Louros, Nicholas	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Malizia, Nicholas	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Mardikian, Nicholas	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
McGahren-Clemens, Russell	Lifeguard	Seasonal	9.00	5/20/2015	Rehire	Lake Isle
McMullen, Connor	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
McQueen, Matthew	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Mikos, Scott	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle



Mosler, Thomas	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Pucci, Matthew	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Reben, Gary	Admin EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Reyes, Gregorio	Laborer	Seasonal	12.00	5/22/2015	Rehire	Highway
Reyes, Pablo	Laborer	Seasonal	12.00	5/22/2015	Rehire	Highway
Siegel, Marisa	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Sisto, Eugene	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Spadaro, Angelo	Security	Seasonal	10.00	5/20/2015	Rehire	Lake Isle
Stanson, Emily	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
					Rate	
Stephenson, Linnell	Cleaner	PT	11.00	5/22/2015	Chg.	Sr. Pgms
Stupple, Matthew	Laborer	Seasonal	12.00	5/22/2015	Rehire	Highway
Sussman, Gavin	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Tamarin, Mark	EMT	Seasonal	12.00	5/20/2015	Rehire	Lake Isle
Vazquez, Sebastian	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Wang, Isabel	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Zamora, Jose	EMT	Seasonal	12.00	5/20/2015	New	Lake Isle
Zappetti, Ralph	Laborer	Seasonal	12.00	5/22/2015	New	Highway

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

**C) MEMORANDUM FROM SUPERINTENDENT OF HIGHWAYS RE: AWARDING OF 2015 SIDEWALK AND CURB REPLACEMENT CONTRACT**

On Thursday, May 7, 2015, at 11:00 A.M. the bids on the 2015 Sidewalk and Curb Replacement were opened and read aloud in the office of the Town Clerk. There were two bidders and their Unit Prices and Bid totals are incorporated in the following summary.

The low bid, based on estimated quantities, for the total amount of \$125,450 was submitted by Acocella Contracting, Incorporated, 68 Gaylor Road, Scarsdale, NY 10583. This bid was reviewed and is accordance with bid specifications.

Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve a RESOLUTION to award the 2015 Sidewalk and Curb Replacement Contract to the low bidder, Acocella Contracting, Incorporated, 68 Gaylor Road, Scarsdale, NY 10583 at the unit prices bid.

**2015 CURB & SIDEWALK REPLACEMENT BID SUMMARY**

ITEM DESCRIPTION	ESTIMATED QUANTITIES	ACOCELLA CONTRACTING		PALADINO CONCRETE	
		UNIT PRICE	COST	UNIT PRICE	COST
<b>1 RESET CURB</b>	300 L.F.	\$ 15.00	\$ 4,500	\$ 15.00	\$4,500
<b>2 GRANITE CURB</b>	100 L.F.	17.00	1,700	20.00	2,000
<b>3 CONCRETE CURB</b>	500 L.F.	27.00	13,500	25.00	12,500
<b>3A CONCRETE CURB NYS</b>	100 L.F.	20.00	2,000	30.00	3,000
<b>3B MONOLITHIC CURBS</b>	1,500 L.F.	14.00	21,000	15.50	23,250
<b>3C TRUNCATED DOME</b>	25 EACH	150.00	3,750	300.00	7,500
<b>4 5" CONCRETE WALK</b>	7,000 S.F.	9.50	66,500	9.25	64,750
<b>4R 7" CONCRETE WALK</b>	1,000 S.F.	10.50	10,500	10.25	10,250
<b>5 ASPHALT CURB</b>	100 L.F.	6.00	600	4.00	400
<b>6 5" COLORED STAMPED CONCRETE</b>	100 S.F.	14.00	1,400	18.00	1,800
<b>TOTALS</b>			<b>\$125,450</b>		<b>\$129,950</b>

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

**D) MEMORANDUM FROM SUPERINTENDENT OF HIGHWAYS RE: AWARDING OF 2015 STREET RESURFACING CONTRACT**

On Thursday, May 7, 2015, at 11:15 a.m., the bids on the 2015 Street Resurfacing Project were opened and read aloud in the Office of the Town Clerk. This bid includes the resurfacing of various roadways within the Town of Eastchester, Bronxville & Tuckahoe Villages. There were three bidders, and all bid totals have been incorporated into the following summary.

The low bid, based on unit prices, for the total amount of \$1,176,870 was submitted by PCI Industries Corporation, 550 Franklin Avenue, Mt. Vernon, NY 10550. This bid was reviewed and is in accordance with the specifications.

Councilman Marcoccia offered a motion that was seconded by Councilwoman Nicholson to approve a **Resolution** to award the 2015 Street Resurfacing Contract to the low bidder, PCI Industries Corporation, 550 Franklin Avenue, Mt. Vernon, NY 10550, at the unit prices bid.

**2015 STREET RESURFACING BID SUMMARY**

<b>PCI INDUSTRIES CORPORATION</b>	<b>MONTESANO BROS. INC.</b>
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ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT PRICE	COST	UNIT PRICE	COST
1 – NYS 403.1701 ASPHALT CONCRETE TYPE 6F	8,600 Tons	\$ 105.00	\$ 903,000	\$ 108.00	\$ 928,800
2 - KEY CUT CASTINGS	5 Each	200.00	1,000	213.00	1,065
3 - ADJUST MANHOLES OR CATCHBASINS TO GRADE	10 Each	425.00	4,250	613.00	6,130
4 – ROTOMILL	71,800 S.Y.	3.40	244,120	4.53	325,254
5 – LINE STRIPING	5,000 L.F.	1.00	5,000	.40	2,000
6 – NIGHT RESURFACING SURCHARGE	1,500 TONS	5.00	7,500	1.00	1,500
6A NIGHT ROTOMILLING SURCHARGE	12,000 S.Y.	1.00	12,000	.43	5,160
<b>TOTALS</b>			<b>\$1,176,870</b>		<b>\$1,269,909</b>
OPTION - WARM MIX ASPHALT	0 TONS	0.00	0.00	0.00	0.00

<b>ELQ INDUSTRIES INC</b>
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ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT PRICE	COST
1 – NYS 403.1701 ASPHALT CONCRETE TYPE 6F	8,600 Tons	\$ 106.00	\$ 911,600
2 - KEY CUT CASTINGS	5 Each	500.00	2,500
3 - ADJUST MANHOLES OR CATCHBASINS TO GRADE	10 Each	750.00	7,500
4 – ROTOMILL	71,800 S.Y.	4.54	325,972
5 – LINE STRIPING	5,000 L.F.	1.00	5,000
6 – NIGHT RESURFACING SURCHARGE	1,500 TONS	8.00	12,000
6A NIGHT ROTOMILLING SURCHARGE	12,000 S.Y.	1.25	15,000
<b>TOTALS</b>			<b>\$1,279,572</b>
OPTION – WARM MIX ASPHALT	0 TONS	0.00	0.00

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

**E) MEMORANDUM FROM POLICE CHIEF RE: PRISONER TRANSPORTATION CONTRACT**

Per a request from Chief Bonci, Councilman Dooley offered a motion that was seconded by Councilwoman Theresa Nicholson to approve a RESOLUTION authorizing the Town Attorney and the Town Supervisor to execute the Prisoner Transportation Agreement between the Town of Eastchester and the County of Westchester. The term commences January 1, 2015 and terminates on December 31, 2016. It provides a higher rate of reimbursement and it addresses reimbursement for extended delays as well as the need for a matron for female prisoners.

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

**IX. MISCELLANEOUS BUSINESS - none**

**X. COUNCIL MEMBER REPORTS**

The Town Board Members invited and encouraged the public to participate in the upcoming Memorial Day services to be held throughout town on Memorial Day; 8:30 am ceremony in Tuckahoe's Depot Square, 9:00 am parade to step off in Bronxville and 10:00 am parade to step off in Eastchester.

Councilman Marcoccia announced the Lake Isle membership office is open to receive registrations.

Councilman Bellitto announced the 13<sup>th</sup> Annual Traffic Expo had been 'a great success and the best yet' and reported the Environmental Committee is seeking volunteers to help plan the Green Day Festival.

Reflecting on the multiple Memorial Day events held, Mr. Bellitto recommended event are planned in concert with each other in the future to allow residents the opportunity to participate in each.

Councilman Dooley announced the following Recreation Programs; auditions for the EYC Summer Theater will be Thursday, May 21<sup>st</sup> 7pm at Town Hall and registration for the Summer EIBL Program for male residents entering 7<sup>th</sup>-12<sup>th</sup> grade are being accepted as are applications for the half-day Specialty Camps, Bronco Hoop- Basketball Camp, Bronxville Sports and Science Camp and the US Sports Institute Camps which are held at Haindl Field.

In closing, Mr. Dooley announced the Wednesday Night Summer Concert Series will begin on July 8<sup>th</sup> at Lake Isle.

Councilwoman Nicholson reported the Relay For Life event held at Concordia College had been a great success.

Supervisor Colavita reminded recipients of Enhanced STAR (School Tax Relief Exemption) and all new homeowners applying for STAR must have their applications submitted to the Assessor's Office by close of business on Monday, June 1<sup>st</sup>. The office will remain open until 6:30 pm on June 1<sup>st</sup>.

In closing, the Supervisor reported the renovations to the Town Hall Meeting Room/Court is nearly completed and will utilize updated technology to enhance the quality of televised Zoning, Planning and Town Board Meetings.

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

Joel Freeman spoke about the importance of Memorial Day as being more than a three day weekend.

Peter DeFelice questioned the standard language used by the auditing industry; specifically in defining *Types of Audit Opinions*.

There being no further public business, the meeting was adjourned at 8:50 p.m.

Minutes prepared by

Linda Laird  
Town Clerk

