

MINUTES OF THE TOWN BOARD
October 6, 2015

Minutes of a Meeting of the Town Board of the Town of Eastchester held on October 6, 2015 at 8:00 p.m., at the Bronxville Library, Yeager Room, Bronxville, New York.

Bronxville Mayor Mary Marvin welcomed the Town Board to Bronxville and 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 and shared purchases by the Highway Departments. Supervisor Colavita asserted his commitment to continuing the town's efforts to work with Westchester County to oversee the completion of the upper portion of Scout Field. 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. Councilman Glenn Bellitto recognized the activities and services of the Bronxville Senior Citizens by presenting the organization with a check in the amount of \$2750.

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
Deputy Town Attorney Robert Tudisco
Comptroller Dawn Donovan

IV. PUBLIC HEARINGS

A) PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW 3-2015 TO AMEND THE VEHICLE AND TRAFFIC CODE; ARTICLE III, PARKING, STANDING STOPPING TIME LIMIT PARKING (Park Avenue)

Councilman Marcoccia offered a motion that was seconded by Councilman Bellitto to open the Public Hearing. An Affidavit of Publication of the Public Hearing Notice was received. Supervisor Colavita explained the purpose of the proposed law is to create a 4 hour parking zone (8:00 am – 6:00 pm/ All, except Sundays and holidays) on the west side of Park Avenue between Lincoln Avenue and Stewart Avenue.

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

Michelle Forzaglia, a seven year resident of Park Avenue spoke in support of the time limited parking zone and read statements of support from four neighbors who reported difficulties in parking near their homes and the impact of commuter parking including, blocked driveways and safety issues.

In addition, Concetta Seraceni and Kathy Mancusi related incidents of littered streets and blocked driveways in support of creating the 4 hour parking zone.

Robert Mishler spoke in opposition to legislation imposing timed parking restrictions on public streets as it would create a hardship for commuters.

Peter DeFelice spoke in opposition to creating the 4 hour parking zone.

There being no further 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 acknowledged the subject of parking is a difficult one and noted residents of the Park Avenue neighborhood and their visitors will be restricted by the regulation. The Supervisor recognized Franck Sweeny, Chairman of the Traffic and Parking Advisory Committee (TPAC) for his efforts. Councilman Marcoccia noted the recent TPAC meeting was attended by over 90 residents with a variety of parking and traffic issues to discuss.

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to Adopt Local Law 3- 2015.

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

B) PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW 4-2015 TO AMEND THE VEHICLE AND TRAFFIC CODE; ARTICLE III, PARKING STANDING AND STOPPING: PARKING PROHIBITED CERTAIN HOURS (Oregon Avenue)

Supervisor Colavita reminded the public Local Law 4-2015 will change the 'clean – up' day on the west side of Oregon Avenue, from the last parking meter space (#R-33) to the dead end from Thursday (9:00 am- 11:00 am) to Tuesday (9:00 am- 11:00 am).

Councilman Bellitto offered a motion that was seconded by Supervisor Colavita to open the Public Hearing. An Affidavit of Publication of the Public Hearing Notice was received.

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

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

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

Councilman Bellitto offered a motion that was seconded by Councilman Dooley to Adopt Local Law 4- 2015.

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

C) PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW 5-2015 TO AMEND THE VEHICLE AND TRAFFIC CODE: ARTICLE II TRAFFIC REGULATIONS, STOP INTERSECTIONS (Lakeshore Drive)

Supervisor Colavita reminded the public Local Law 5-2015 provides for the installation of a Stop Sign on the south side of Lake Shore Drive North at Lake Shore Drive.

Councilman Dooley offered a motion that was seconded by Councilwoman Nicholson to open the Public Hearing. An Affidavit of Publication of the Public Hearing Notice was received.

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

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

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

Councilman Dooley offered a motion that was seconded by Councilwoman Nicholson to Adopt Local Law 5- 2015.

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

D) PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW 6-2015 TO AMEND THE VEHICLE AND TRAFFIC CODE; ARTICLE II, TRAFFIC REGULATIONS: STOP INTERSECTIONS (Innisfree Place)

Supervisor Colavita reported Local Law 6-2015 provides for the installation of a Stop Sign on the south side of Innisfree Place at Wildwood Road.

Councilman Bellitto offered a motion that was seconded by Councilman Marcoccia to open the Public Hearing. An Affidavit of Publication of the Public Hearing Notice was received.

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 Dooley to Adopt Local Law 6- 2015.

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

E) PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW 7-2015 TO AMEND THE LOCAL LAW PERTAINING TO THE BUILDING AND PLANNING DEPARTMENT FEE SCHEDULE

Supervisor Colavita explained the purpose of the amendments is to clarify terminology in keeping with the NYS Building Code, with no changes to the fees that have been proposed.

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to open the Public Hearing. An Affidavit of Publication of the Public Hearing Notice was received.

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

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

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

Supervisor Colavita offered a motion that was seconded by Councilwoman Nicholson to Adopt Local Law 7- 2015.

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

V. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS

Peter DeFelice spoke in opposition to authorizing any expenditure of funds for the Columbus Day Festival. Supervisor Colavita explained the festival revenues exceed the costs and allow for other efforts, specifically the Veterans Day and St. Patrick's Day Parades, to be financially supported.

VI. APPROVAL OF MINUTES

Councilman Marcoccia offered a motion that was seconded by Councilman Bellitto to approve the Minutes of the September 15, 2015 Town Board Meeting as prepared by Town Clerk Linda Laird.

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

VII. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS

A) LAW DEPARTMENT

1. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER A CONTRACT BETWEEN THE TOWN OF EASTCHESTER AND NEXT STEP MUSIC TO PROVIDE MUSICAL ENTERTAINMENT AT THE EASTCHESTER COLUMBUS DAY CELEBRATION AT LAKE ISLE ON SUNDAY OCTOBER 11, 2015

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve a RESOLUTION authorizing the Supervisor to execute and deliver a Contract made between the Town of Eastchester and Next Step Music to provide musical entertainment at the Eastchester Columbus Day Celebration at Lake Isle Country Club on Sunday, October 11, 2015.

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

2. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY EXXON MOBIL OIL CORPORATION – 407 WHITE PLAINS ROAD, EASTCHESTER

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve RESOLUTION authorizing the settlement of a certiorari proceeding instituted by Exxon Mobil Oil Corporation affecting premises known as Section 40, Block 4, Lot 2 and Section 44, Block 4, Lot 1 – 397 and 407 White Plains Road, Eastchester, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2005	2006	\$41,715.00	\$29,160.00	\$12,555.00
2006	2007	\$41,715.00	\$26,460.00	\$15,255.00
2007	2008	\$41,715.00	\$24,840.00	\$16,875.00
2008	2009	\$41,715.00	\$26,220.00	\$15,495.00
2009	2010	\$41,715.00	\$27,170.00	\$14,545.00
2010	2011	\$41,715.00	\$29,270.00	\$12,445.00
2011	2011	\$41,715.00	\$29,600.00	\$12,115.00

*To be bonded at a later date

Eastchester School Board Approved the Settlement

TOTAL TOWN TAX REFUND.....\$23,734.64

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

VIII. CORRESPONDENCE

A) MEMORANDUM FROM COMPTROLLER RE: BUDGET REVISIONS

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

Recreation			
Increase:	Recreation Fees - Camp	A02002	\$ 74,739.00
Increase:	Salaries- P/T Seasonal	A7141.102	\$ 25,945.00
Increase:	Transportation	A7141.431	\$ 3,190.00
Increase:	Contractual Services	A7141.450	\$ 45,604.00

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

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

Councilman Marcoccia offered a motion that was seconded by Councilman Dooley to approve the following Part-time and Seasonal Appointments:

NAME	JOB TITLE	APPOINTMENT TYPE	RATE	EFFECTIVE DATE	N-NEW R-RATE/
Zachary Leone	Parking Enforcement Officer	Part Time	16.00	10/7/2015	New
Joseph Forliano	Laborer	Seasonal	12.00	10/7/2015	New
Anthony Kalaj	Laborer	Seasonal	12.00	10/7/2015	New

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

D) MEMORANDUM FROM TOWN CLERK RE: REQUEST FOR APPROVAL OF 2016 PARKING MANAGEMENT PLAN FOR GRAYROCK COMMUTER LOT

Councilman Dooley offered a motion that was seconded by Councilman Bellitto to approve a RESOLUTION authorizing the Supervisor to sign the 2016 Parking Management Plan (PMP) for the Grayrock Commuter Lot and for the Board to approve the 2016 Rules and Regulations.

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

IX. MISCELLANEOUS BUSINESS - none

X. COUNCIL MEMBER REPORTS

Councilman Marcoccia reported on the Lake Isle Advisory Board meeting held on September 16th at which Nick Saviano (golf seat), Christin Moretti (pool seat) and Mark Woodward (tennis seat) were re-elected for another two year term. Further, the success of the 2015 season was reviewed, including; renovations to the sand traps, the \$3 million investment in renovations by the caterer and the plans for the opening of a new restaurant and bar.

Councilman Bellitto reflected on the importance of holding a Town Board Meeting in the Village location and thanked Bronxville Mayor Mary Marvin for hosting the gathering.

Mr. Bellitto re-stated the significance of the bump in the Town's Moody's rating, from Aa1, the second highest rating, to Aaa by applauding the leadership of the Supervisor in setting a climate of fiscal prudence. Mr. Bellitto explained the town's ample reserves and financial flexibility set the town on 'sound financial footing. Moody's, which rates investors on the basis of risk and the borrower's ability to make interest payments, raised the town to the highest rating a municipality can receive, which in turn lowers interest rates when the town borrows money for tax certioraris and large-scale capital projects. Councilman Bellitto stressed the importance of staying below the state-mandated tax cap levy during municipal budget seasons and keeping costs and spending down over the years.

Councilman Dooley reported on the success of the Eastchester Irish American Society vs. Italian American Club Golf Outing held at Lake Isle. Over 140 golfers participated raising a significant contribution for each organization's scholarship fund.

Councilwoman Nicholson announced the upcoming Eastchester Hall of Fame Dinner to be held on October 22nd and Bingo Night, sponsored by the Girl Scouts, on November 14th.

Supervisor Colavita announced eight employees have elected to participate in the 'Retirement Incentive Program' authorized by the Town Board in August. The program was offered to eligible Town of Eastchester employees who meet the criteria of being age 55 or older with at least 10 years full time service with the town. The retirement incentive program includes \$750.00 for every year of full time service to the Town. The benefit to the town will be recognized by downsizing the salary of each position. The Supervisor reported the Incentive Program is yet another tool in reducing the size, and cost, of town government and augments the reduction of 50 full and part-time positions eliminated over past 10 years.

XI. SECOND OPPORTUNITY TO ADDRESS THE BOARD

Joel Freeman recommended the Town Board honor the Paladino Family by planting a witch hazel tree on the grounds of Town Hall.

Peter DeFelice criticized the Comptroller for acknowledging the input of various town departments and the town's auditing firm in preparing the Comprehensive Annual Financial Report and questioned the way in which receipts and expenses of the Columbus Day Festival are recorded.

There being no further public business, the meeting was adjourned at 10:00 p.m.

Minutes prepared by;

Linda Laird
Town Clerk