

**MINUTES OF THE TOWN BOARD
September 6, 2005**

Minutes of a regular meeting of the Town Board of the Town of Eastchester held on September 6, 2005, at 8:00 p.m., at the Town Hall, Eastchester, New York.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Present: Supervisor Anthony Colavita
Councilman Rocco Cacciola
Councilwoman Vicki Ford
Councilwoman Sheila Marcotte

Town Clerk Linda Doherty
Comptroller Ann Marie Berg
Town Attorney John Sarcone

Absent: Councilman Gary DelVecchio

IV. SPECIAL PRESENTATIONS

**A) EASTCHESTER LITTLE LEAGUE GIRL'S SOFTBALL 9 & 10
TOURNAMENT TEAM**

Supervisor Colavita and Coach Mike Mitchell presented certificates to the Eastchester Little League 9 and 10 year olds softball tournament team. Supervisor Colavita and the Town Board congratulated the girls for the accomplishments of winning the District 20 and Section 3 Titles and playing in the finals at the State Championship.

Councilman Cacciola, whose daughter Danielle is a member of the team, stated that the girls had shared an amazing experience and had represented the Town of Eastchester well as they played throughout the State.

B) 2005 LAKE ISLE SWIM & DIVE TEAM

Supervisor Colavita introduced Karen Hogan, President of the Lake Isle Swim and Dive Parent Association, and Head Coach Melinda McFadden and congratulated them, on behalf of the team, for the accomplishments of the season. Ms. McFadden reviewed the great effort of the team and their achievements including Division 1 Conference:1st Place, Westchester County: 1st Place and Conference Champs:1st Place.

V. PUBLIC HEARING

A) PUBLIC HEARING TO CONSIDER THE ADOPTION OF A LOCAL LAW OF THE TOWN OF EASTCHESTER KNOWN AS THE STREET AND SIDEWALK LAW OF THE TOWN OF EASTCHESTER IN THE UNINCORPORATED AREA OF THE TOWN OF EASTCHESTER (Local Law 13-2005)

Councilwoman Ford offered a motion that was seconded by Councilman Cacciola to open the Public Hearing.

On the roll call, all voted "AYE," except Councilman DelVecchio who was ABSENT. Motion carried.

David Levy, 220 Hillside Place, suggested that the law include provisions to regulate scaffolding erected on the sidewalks.

Supervisor Colavita responded that the proposed Local Law will protect the Town from insurance prospective and Mr. Levy's concerns would soon be addressed by a scaffolding law.

There being no further public comment, Councilman Cacciola offered a motion that was seconded by Councilwoman Ford to close the Public Hearing.

On the roll call, all voted "AYE," except Councilman DelVecchio who was ABSENT. Motion carried.

Supervisor Colavita offered a motion that was seconded by Councilwoman Ford to adopt Local Law 13-2005, the Street and Sidewalk Law.

On the roll call, all voted "AYE," except Councilman DelVecchio who was ABSENT. Motion carried.

B) PUBLIC HEARING TO CONSIDER THE ADOPTION OF A PROPOSED LOCAL LAW PROVIDING FOR THE REPEAL TO ORDINANCE NO. 18 WHICH WAS AN ORDINANCE ESTABLISHING RATES OF FARE AND REGULATING THE LICENSING AND OPERATION OF TAXICABS AND TAXICAB DRIVERS WITHIN THE UNINCORPORATED TOWN OF EASTCHESTER, TO BE KNOWN AS THE LOCAL LAW REGULATING THE LICENSING AND OPERATION OF TAXICABS AND TAXICAB DRIVERS AND ESTABLISHING RATES OF FARE AND ESTABLISHING A TAXICAB ADVISORY COMMITTEE WITHIN THE UNINCORPORATED TOWN OF EASTCHESTER (Local Law 12-2005)

Supervisor Colavita explained that the purpose of the proposed law is to regulate Taxicab Companies doing business in the Unincorporated Town of Eastchester if and when such a business is established. It would not pertain to limousine companies.

Councilwoman Marcotte offered a motion that was seconded by Councilwoman Ford to open the Public Hearing.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

Peter DeFEllice, 24 Channing Place, asked if a taxi, obtained at an airport, would be regulated by the law. Supervisor Colavita explained that Local Law 12-2005 would not regulate cab companies that are located outside of the Town.

Norman Zelvin, 3 Douglas Place, spoke in support of the passage of the proposed law as the Town's aging population will rely more and more on taxicabs for transportation.

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

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

Supervisor Colavita offered a motion that was seconded by Councilwoman Ford to adopt Local Law 12-2005.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

VI. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS ONLY

Note to the reader: During the First Opportunity to Address the Board, residents are asked to limit their comments to Agenda Items. Frequently, a clarification or general question concerning an Agenda Item is requested. To benefit of the reader, the clarifications and additional information regarding a given Agenda Item will be included at the point when the Item is considered and discussed by the Town Board. All comments in favor or opposition to an Agenda Item will be included here.

Norman Zelvin, 3 Douglas Place, congratulated the Swim and Dive Team and suggested that the School District build an indoor pool as part of their renovation to the High School, suggesting that all children should learn to swim.

Councilwoman Ford added that all three of the School Districts in Town could benefit from an indoor pool that could be used to provide swimming instruction.

Linda Fair, President of the Blue Devils organization, suggested constructing a bubble over one of the pools at Lake Isle.

Carmine Masucci, 64 Hickory Hill Road, reminded the Town Board of all the spending being proposed by various entities in Town to be taken into consideration when voting to support the bonding of the Haindl Field Project.

David Levy, 220 Hillside Place, spoke in opposition to the proposed Eastchester School District spending and the amount of the project at Haindl Field.

Bob Fois, 35 Downer Avenue, applauded the efforts to move the Haindl Field project forward and is disappointed that the school District is not approaching the Greenvale Field project in the same manner. In addition, Mr. Fois spoke in support of the Town building a Community Center as a place for activities for teenagers.

Peter DeFelice, 24 Channing Place, suggested that the Haindl Field project be put on hold until the report from the State Comptroller's Office is received.

There being no further public comment, Supervisor Colavita suggested that the Town Board consider the matter of Haindl Field at this point in the Agenda.

Supervisor Colavita presented an overview of the project and addressed questions presented by the members of the public in attendance.

While the field has remained dormant for 20 months the Town has been working in preparation of moving forward with the Haindl Field project. The Town and its engineers have worked closely with the NYS Health Department and NYS Department of Environmental Conservation to plan a project that encapsulates the fill and includes a synthetic turf field. In addition, the Town has worked closely with those who will benefit from the field: the various youth leagues and the School District. Supervisor Colavita thanked the Eastchester Blue Devils for their commitment to support the project with nearly \$500,000 to install bleachers, concession stand and many other amenities.

The facility will feature: 2 regulation baseball diamonds, a soccer/football field, drainage system, concrete walking track, score board, bleachers, locker-rooms, concession stand, storage garage, light towers with security lighting and cameras, new fencing and netting. Supervisor Colavita explained that any lightening that is installed will be directed lighting that illuminates the field and not the surrounding area. The facility will be ADA compliant. In addition, a parking review will be completed to provide an analysis of opportunities for additional parking.

Regarding the surface of the field, Supervisor Colavita reiterated the Town Board's position to adopt the safest plan feasible to encapsulate the fill contaminated with construction debris and chemicals and install a synthetic field. Having the fill removed was cost prohibitive. An option to sod the field and have monitoring wells installed and monitored was dismissed by the Town and adopted by the School District for the

Greenvale Field. No ongoing well monitoring of the Haindl Field is required. With regard to the slopes around the field, the Town is not required to do anything in addition to the rip-rap (stones) currently in place.

With regard to the cost and funding, Supervisor Colavita reviewed that the total cost of the project is estimated to be \$2,615,000.00 with \$220,000 being paid from Recreation Fees and \$2,395,000.00 as the amount to BE Bonded. The impact to the Townwide Budget will average between \$20 and \$22 per household each year for a 15 year period.

Supervisor Colavita suggested that Correspondence Agenda Item E and Law Agenda Item iv, both regarding Haindl Field, be consider at this point in the meeting.

E)MEMORANDUM FROM SUPERVISOR RE: HAINDL PARK CONSTRUCTION PROJECT

Supervisor Colavita explained that the purpose of the resolution is to authorize and commence the construction project at Haindl Field. The field remediation and construction plan has received DEC approval and the SEQRA process has been concluded.

The improvements to Haindl Field shall include, but not be limited to, Earthwork/Capping; Underdrain/Storm Drainage; Parking/Roadways/Sidewalks/Walls; Electrical/Footings/Foundations; and other miscellaneous items including utility services, fencing, safety netting and gates. A preliminary cost estimate worksheet and supplemental itemization of expenses include the following:

Preliminary Work		
Shaw Environmental	Testing	\$33,957.36
Shaw Environmental	Design	\$64,100.00
Rotfeld Engineering	Design	\$38,500.00
Gabriel Senor	Survey	\$ 4,200.00
Gabriel Senor	Survey	\$ 1,400.00
Hintersteinner Engineering	Traffic study	\$ 7,500.00
Joseph DeLaurentis	Construction	\$30,000.00
Project Costs		
Bond Estimate		\$ 2,321.64
Construction Costs		\$2,413,021.00
Rotfeld Engineering (estimate)		\$20,000.00
Total Costs		\$2,615,000.00
Recreation Escrow Available		220,000.00
Amount to Bond		\$2,395,000.00

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve the Resolution to approve the Haindl Field project with an estimated total cost

not to exceed \$2,615,000 of which \$2,395,000 will be bonded; \$220,000 will come from the Recreation Escrow Account.

Councilman Cacciola stated that he, Councilman DelVecchio and Supervisor Colavita had begun meeting with the School District and the various Town leagues for over a year to make sure the various needs and concerns were met by the final plan for the field. Further, Mr. Cacciola stated that Haindl Field would be a premier field in Westchester County and thanked the Eastchester Blue Devils for their partnership with the project.

Councilwoman Ford applauded the project for being ADA compliant and accessible to all.

On the roll call, all voted "AYE," except Councilman DelVecchio who was ABSENT. Motion carried.

From Law Agenda:

iv) RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS OF THE TOWN OF EASTCHESTER TO FINANCE THE COST OF THE CONSTRUCTION IMPROVEMENTS TO HAINDL PARK

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve the following Bond Resolution of the Town of Eastchester, New York, authorizing the construction of improvements to Haindl Field, stating the estimated maximum cost thereof is \$2,615,000, appropriating said amount therefore, including the expenditure of \$220,000 from the Town Recreation Escrow Fund, and authorizing the issuance of \$2,395,000 serial bonds of said Town to finance the balance of said appropriation.

The Town Board of the Town of Eastchester, in the County of Westchester, New York, hereby resolves (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Eastchester, in the County of Westchester, New York (herein called the "Town"), is hereby authorized to construct improvements to Haindl Field, including the installation of a synthetic turf field; the installation of a geomembrane and related preparatory work; the construction of drainage improvements; parking, roadway, sidewalk, water, sewer and electrical improvements; and the installation of security cameras, a baseball backstop and fencing, including all ancillary or related, site and other work required in connection therewith. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$2,615,000 and said amount is hereby appropriated therefor, including the expenditure of \$220,000 from the Town Recreation Escrow Fund (the "Fund"). The plan of financing includes expenditure of said \$220,000 from the Fund and the issuance of \$2,395,000 serial bonds of the Town to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$2,395,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 19 (c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in "*The Eastchester Record*," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

PLEASE TAKE NOTICE that on September 6, 2005, the Town Board of the Town of Eastchester, in the County of Westchester, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Eastchester, New York, adopted September 6, 2005, authorizing the construction of improvements to Haindl Field, stating the estimated maximum cost thereof is \$2,615,000, appropriating said amount therefore, including the expenditure of \$220,000 from the Town Recreation Escrow Fund, and authorizing the issuance of \$2,395,000 serial bonds of said Town to finance the balance of said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct improvements to Haindl Field, including the installation of a synthetic turf field; the installation of a geomembrane and related preparatory work; the construction of drainage improvements; parking, roadway, sidewalk, water, sewer and electrical improvements; and the installation of security cameras, a baseball backstop and fencing, including all ancillary or related, site and other work required in connection therewith; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and to the financing thereof, is \$2,615,000; APPROPRIATING said amount therefore, including the expenditure of \$220,000 from the Town Recreation Escrow Fund (the "Fund"); and STATING the plan of financing includes the expenditure of \$220,000 from the Fund and the issuance of \$2,395,000 serial bonds of the Town to finance the balance of said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$2,395,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said serial bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$2,615,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

VII. APPOINTMENTS

A) APPOINTMENT - ASSESSOR'S DEPARTMENT

Per a request from Comptroller Berg, Supervisor Colavita offered a motion that was seconded by Councilwoman Ford to approve the probationary appointment of Todd Huttunen of 142 Garth Road, Scarsdale, NY to the position of Real Property Appraiser in the Assessor's Department, effective September 7, 2005 at annual salary of \$55,767 (CSEA Grade VII, Step 5). The probationary period will run not less than twelve weeks and not more than fifty-two weeks.

Mr. Huttunen has successfully completed the examination for this position (Civil Service List 68-768). Funds have been provided in the 2005 budget.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

VIII. APPROVAL OF MINUTES

A) APPROVAL OF MINUTES OF THE AUGUST 9, 2005 TOWN BOARD MEETING

Councilwoman Ford offered a motion that was seconded by Councilman Cacciola to approve the Minutes of the August 9, 2005 Town Board Meeting as prepared by Town Clerk Linda Doherty.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

IX. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS

A) LAW DEPARTMENT

i. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY NATASHA WALCOTT

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve a RESOLUTION authorizing the settlement of a claim by Natasha Walcott against the Town of Eastchester in the amount of \$1,033.22 for damages sustained to Ms. Walcott's automobile when a branch from a Town tree, which has root damage and extensive decay, fell on Ms. Walcott's automobile.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

ii. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CLAIM BY MARIA NEWMAN

Councilman Cacciola offered a motion that was seconded by Supervisor Colavita To approve a RESOLUTION authorizing the settlement of a claim by Maria Newman against the Town of Eastchester in the amount of \$250.00 for damages sustained to Ms. Newman's property when a branch from a Town tree, which has several decaying cavities and stress cracks, fell on Ms. Newman's driveway wall and gutter.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

iii. INTRODUCTION OF A PROPOSED LOCAL LAW FOR THE FILMING AND VIDEOTAPING WITHIN THE UNINCORPORATED TOWN OF EASTCHESTER KNOWN AS THE FILMING AND VIDEOTAPING LAW OF 2005 AND TO SET A DATE FOR A PUBLIC HEARING

Supervisor Colavita offered a motion that was seconded by Councilwoman Ford to approve the INTRODUCTION of a proposed local law providing for the filming and videotaping within the unincorporated Town of Eastchester, a local law known as "The Filming and Videotaping Law of 2005" and to set a public hearing for September 8, 2005 at 8:00 p.m.

A copy of Local Law available in the Town Clerk's Office.

On the roll call, all voted "AYE," except Councilman DelVecchio who was ABSENT. Motion carried.

iv. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY SLEEPY HOLLOW REALTY CORP.

Supervisor Colavita offered a motion that was seconded by Councilwoman Ford to approve a RESOLUTION authorizing the settlement of a certiorari proceeding instituted by Sleepy Hollow Realty Corp. affecting premises known as Section 68, Block 4, Lot 22, 191 Main Street, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
1994	1995	\$245,000.00	\$245,000.00	\$0.00
1995	1996	\$245,000.00	\$245,000.00	\$0.00
1996	1997	\$245,000.00	\$245,000.00	\$0.00
1997	1998	\$245,000.00	\$245,000.00	\$0.00
1998	1999	\$245,000.00	\$245,000.00	\$0.00
1999	2000	\$245,000.00	\$245,000.00	\$0.00
2000	2001	\$245,000.00	\$230,000.00	\$15,000.00
2001	2002	\$245,000.00	\$215,000.00	\$30,000.00
2002	2003	\$245,000.00	\$185,000.00	\$60,000.00
2003	2004	\$245,000.00	\$170,000.00	\$75,000.00
2004	2005	\$245,000.00	\$150,000.00	\$95,000.00

TO BE BONDED AT A LATER DATE
 Eastchester School Board Approved the Settlement
 TOTAL TOWN TAX REFUND \$49,711.11

On the roll call, all voted "AYE," except Councilman DelVecchio who was ABSENT and Councilman Cacciola who "ABSTAINED." Motion carried.

v. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY ELIDE ENTERPRISES, LLC.

Councilwoman Ford offered a motion that was seconded by Councilman Cacciola RESOLUTION authorizing the settlement of a certiorari proceeding instituted by Elide Enterprises, LLC affecting premises known as Section 68, Block 5, Lots 36A and 36T, 40 Jackson Avenue, as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT	AMOUNT OF REDUCTION
2001	2002	\$18,500.00	\$12,750.00	\$5,750.00
2002	2003	\$18,500.00	\$10,500.00	\$8,000.00

2003	2004	\$18,500.00	\$10,500.00	\$8,000.00
2004	2005	\$18,500.00	\$10,100.00	\$8,400.00

TO BE BONDED AT A LATER DATE

Eastchester School Board Approved the Settlement

TOTAL TOWN TAX REFUND \$5,421.30

On the roll call, all voted "AYE," except Councilman DelVecchio who was ABSENT. Motion carried.

vi. RESOLUTION AUTHORIZING THE ISSUANCE OF BONDS OF THE TOWN OF EASTCHESTER TO FINANCE THE COST OF THE CONSTRUCTION IMPROVEMENTS TO HAINDL PARK

See above

B) HIGHWAY DEPARTMENT

Superintendent of Highways Bonhag reminded the public that computers and televisions are not to be discarded with household trash. They must be delivered to the recycling center for disposal.

Mr. Bonhag announced that the reconfiguration of the Mayfair parking lot had been completed and was working well and thanked Mr. Moses for his cooperation in permitting the Town to create a one way into and a one way out of the parking lot to ease traffic.

C) LIBRARY REPORT for April 2005 was received and filed.

D) TOWN CLERK'S REPORT for July 2005 was received and filed.

E) RECEIVER OF TAXES REPORT for August 2005 was received and filed.

F) LAKE ISLE REPORT

Lake Isle Manager George Papademetriou provided the Town Board with the following report on the success of the 2005 season at Lake Isle. Prior to the start of registration, a strong marketing approach was taken to increase the resident enrollment. Letters were sent to neighborhood civic associations, brochures given to local real estate agencies and the very well planned 25th Anniversary events all contributed to boosting the resident family pool memberships by 25%, increasing by over 100 families.

The increase in resident membership enrollment and the dry weather made for one of the best years ever financially as well. The increase in daily fees not only increased the daily fee revenue compared to other years, but also encouraged membership

enrollment. Overall revenues this season should mark it as one of the best ever but it's best to await the auditor's report next Spring to make that determination.

All of the activities and events that took place this year were once again very well planned and attended. All nine teen pool parties were extremely successful with the last two having a record of over 250 teens in attendance. The poolside music on Saturdays, the kiddie entertainment nights in July, and the 4th of July and Family Fun Day Celebrations were enjoyed by all. The participation was high in all round robins and tournaments at both golf and tennis. The Swim Team also had a banner year, going undefeated and winning sectional and county championships. The coaches worked very hard encouraging good team work and sportsmanship and the results were rewarding.

The 2005 season marks the 25th Anniversary of Lake Isle. To celebrate this monumental season, several events were held and residents of Eastchester, Tuckahoe and Bronxville were invited at no cost for admission. In June, we started off with a spectacular Fireworks Show by Grucci and then a wonderful performance by the West Point Military Band. In July, a golf barbecue commemorating the 25th Anniversary was very successful, offering a wide variety of food, drinks and dessert, and had everyone dancing to the Irish Mist Band. Finally in August, a state of the art laser light show fascinated everyone in attendance. Since all of these events and the season were so successful in all aspects, one final event has been scheduled for Saturday, September 17th which will include another Fireworks Show and live musical entertainment.

During the fall and winter months necessary capital repairs and improvements will be made. With regard to golf, plans are being prepared at this time for the upgrading of the irrigation system. A proactive approach with the problem at the 7th green will include the removal of some unnecessary brush and tree pruning as well as continuing an aggressive aerating program to promote more growth. The additional golf course part-time staff this year was beneficial, improving the overall maintenance of the course. Minor maintenance work will also take place at the tennis courts and the pool complex.

Supervisor Colavita and the Town Board thanked George and his staff for the great success of the 2005 season.

X. CORRESPONDENCE

A) MEMORANDUM FROM COMPTROLLER RE: BUDGET TRANSFERS/REVISIONS

Councilwoman Ford offered a motion that was seconded by Councilman Cacciola to approve the following Budget Transfers and Revisions:

2005 BUDGET TRANSFERS

POLICE

FROM:Police Training	B3120.430	5,400
Animal Control Contractual Serv.	B3510.450	150
TO: Materials & Supplies	B3120.401	5,400
Personal Services	B3120.102	150

LIBRARY

FROM:Service Contracts	L7410.468	500
Copy Machine Services	L7410.445	1,600
TO:Printing & Supplies	L7410.421	2,100

HIGHWAY

FROM:Materials & Supplies – General Repairs	D5110.401	5,000
TO:Materials & Supplies – Perm. Improv.	D5112.401	5,000

2005 BUDGET REVISIONS

LAKE ISLE

INCREASE: Seasonal Permits	E02006	163,000
INCREASE:Pools – P.T./Seasonal	E3300.102	60,000
Pools – Contractual Services	E3300.450	3,000
Golf Main. – P.T./Seasonal	E3520.102	15,000
Golf Main. – Materials & Supplies	E3520.401	25,000
Administration – P.T./Seasonal	E3600.102	10,000
Administration – Contractual Serv.	E3600.450	50,000

POLICE

INCREASE: Materials & Supplies	B3120.401	1,500
INCREASE: Revenues – Towing Fees	B01522	1,500

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

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

Supervisor Colavita offered a motion that was seconded by Councilwoman Ford to approve the following list of Part-time and Seasonal Appointments:

Anthony, Richard	Golf Ranger	8.00	Hr.	Seasonal	LI	8/12/05
Carden, Michael	Laborer	10.00	Hr.	Part Time	HWY	9/7/05
Clark, John	Rec. Atten.	12.00	Hr.	Seasonal	LI	9/7/05
Gallo, Danielle	Lifeguard	7.00	Hr.	Seasonal	LI	8/26/05
Gliatis, Anastasios	Rec. Atten.	10.00	Hr.	Seasonal	LI	9/7/05
Harmon, Catherine	Interm. Clerk	11.00	Hr.	Part Time	Nutri.	9/16/05

Hutchinson, Wade	Video Camera Oper.	9.50	Hr.	Part Time	Supt.	9/9/05
Lane, Calvin	Laborer	10.00	Hr.	Part Time	HWY	9/7/05
Nickerson, June	Video Camera Oper.	13.50	Hr.	Part Time	Supt.	9/9/05
Rizzo, Eugene	Video Camera Oper.	13.50	Hr.	Part Time	Supt.	9/9/05
Toscano, Joseph	Laborer	10.00	Hr.	Part Time	HWY	9/7/05

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

C) MEMORANDUM FROM SUPERVISOR RE: HAINDL PARK/SURROUNDING PUBLIC STREETS – TRAFFIC REPORT

Councilwoman Ford offered a motion that was seconded by Supervisor Colavita to approve the retention of Robert T. Hintersteiner, P.E. to conduct a parking and traffic evaluation study to the public streets surrounding Haindl Field. Payment for the services shall be made from the bonds issued by the Town of Eastchester for remediation and construction, and shall not exceed \$7000.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

D) MEMORANDUM FROM SUPERVISOR RE: HAINDL PARK – CONSTRUCTION MANAGEMENT SERVICES

Supervisor Colavita offered a motion that was seconded by Councilman Cacciola to authorize a contract with Joseph DeLaurentis for the purposes of supervising and performing construction management services to the Town of Eastchester during the period of construction at Haindl Field. Consulting services will be provided at the schedule of \$2,000 per week. Payment for the services shall be made for the bonds issued by the Town of Eastchester for remediation and construction.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

C) MEMORANDUM FROM SUPERVISOR RE: HAINDL PARK CONSTRUCTION PROJECT – see above

D) MEMORANDUM FROM SUPERVISOR RE: PUBLIC HEARING – HAZARD MITIGATION PLAN

Supervisor Colavita offered a motion that was seconded by Councilwoman Ford to set a Public Hearing to receive public comment on the Town's Hazard Mitigation Plan for September 22, 2005 at 7:30 p.m. in the Community Room at Town Hall.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

G) RESOLUTION TO DEDICATE THE SWIM & DIVE FACILITY

Councilman Cacciola offered a motion that was seconded by Councilwoman Marcotte to name the Swim & Dive facility at Lake Isle in the name of former Supervisor Anthony J. Colavita.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

XI. MISCELLANEOUS BUSINESS

A) MEMORANDUM FROM SUPERVISOR RE: CHANGING DATE OF OCTOBER 4, 2005 TOWN BOARD MEETING

Per a request from Supervisor Colavita, Councilwoman Ford offered a motion that was seconded by Councilman Cacciola to change the date of the next Town Board Meeting from October 3rd to October 4, 2005 as to not conflict with Rosh Hashanah.

On the roll call, all voted "AYE," except Councilman DeVecchio who was ABSENT. Motion carried.

B) MEMORANDUM FROM SUPERVISOR RE: COMMUNITY CENTER

Supervisor Colavita announced that there will be a meeting to discuss ideas with regard to building an Eastchester Community Center held on September 22, 2005 at 6:30 p.m. in the Community Room.

XII. COUNCIL MEMBER REPORTS

Councilwoman Ford announced that a presentation by the MTA on teaching safety and evacuation from the transit system will be aired on local cable. In addition, Mrs. Ford congratulated Sue and Bunny Rapaport for bringing the Summer Theater the "best show yet," *Beauty and the Beast*.

Councilman Cacciola announced that the Eastchester Police Association is collecting funds and personal hygiene items for survivors of Hurricane Katrina that devastated the Gulf Coast.

In addition, Councilman Cacciola announced that the Eastchester Veterans Foundation will be holding a dinner to help fund the Gold Star Mother's Monument.

Councilwoman Marcotte encouraged the public to participate in the "Get a Free Library Card" program. Children who obtain their own library card will be given a free children's book.

Mrs. Marcotte announced Tuckahoe Day and several summer concerts. In closing, Mrs. Marcotte encouraged the public visit the Eastchester Historical web-site at www.ehs1835.org.

Supervisor Colavita announced the 9/11 Candlelight Ceremony to be held at Town Hall on September 11th at 7:30.

XIII. SECOND OPPORTUNITY TO ADDRESS THE BOARD

Victor Paganuzzi, speaking for SAFFE, read a letter to the Editor of the Journal News pointing out inaccuracy in recent news articles in the paper.

Peter DeFelice, 24 Channing Place, complimented the Town Board having a productive meeting and admonished the newspapers for not covering the meeting.

There being no further public business the meeting was adjourned with a moment of silence for the hundreds of people lost during Hurricane Katrina.

Minutes prepared by,

Linda Doherty
Town Clerk