MINUTES OF THE TOWN BOARD
February 9, 2021

Minutes of a Meeting of the Town Board of the Town of Eastchester held on February 9, 2021 at 7:00 p.m., at the Town Hall, 40 Mill Road, Eastchester, New York.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Present: Supervisor Anthony Colavita
Councilman Joseph Dooley
Councilwoman Theresa Nicholson
Councilman Luigi Marcoccia - remote
Councilwoman Sheila Marcotte

Present: Town Clerk Linda Laird
Comptroller Dawn Donovan
Town Attorney Lou Reda

OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS – none

IV. PUBLIC HEARING

A) PUBLIC HEARING TO CONSIDER A LOCAL LAW PROVIDING FOR THE AMENDMENT OF CERTAIN SECTIONS OF LOCAL LAW NO. 5-2000 LAST AMENDED BY NO. 1-2019 , THE ZONING LAW OF THE TOWN OF EASTCHESTER. AMENDMENT OF CERTAIN SECTIONS IS A FOLLOWS:

THE SAID AMENDMENT SHALL BE TO MODIFY THE DEFINTIONS OF FORMULA FAST CASUAL/QUICK CASUAL RESTAURANT AND FOOD SERVICE ESTABLISHMENTS INCLUDED IN SECTION 2.D AND SECTION 4.C6, SCHEDULE OF NON-RESIDENTIAL DISTRICT REGULATIONS TO PERMIT BOTH FORMULA FAST CASUAL/QUICK CASUAL RESTAURANT AND STUDIO USES IN THE DSC, DESIGNATED SHOPPING CENTER DISTRICT, SUBJECT TO CERTAIN LIMITATIONS

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to Open the Public Hearing. An Affidavit of Publication of the Meeting Notice was received. The Supervisor reviewed the changes to the Zoning Code that are being considered upon the receipt of the Zoning Petitions received to allow “Quick/Causal Restaurants” and “Studio uses” in the DSC (Design Shopping Center) District. The parcel known as Vernon Hills Shopping Center is the only DSC district in town and is comprised of over 425K square feet of retail and commercial space on 15 acres of land. Due to the COVD pandemic, there has been significant changes in the retail climate and it is essential to keep the area attractive for people living, working and shopping in Eastchester.

The Supervisor explained ‘quick/casual dining’ as not being fast food, rather it “typically offers more customized and freshly prepared dishes in a more inviting and/or upscale atmosphere, prices are slightly higher and customers are expected to spend more time in the establishment.” Under the proposed amendment up to three quick/casual dining locations would be allowed in the shopping center, or two in addition to the Starbucks that is already in business in the center. The amendment would also permit the addition of “studio” uses, such as Soul Cycle.

Supervisor Colavita announced that both the Westchester Planning Department and the Eastchester Planning Board had no objection to the Town Board serving as Lead Agency for the SEQRA review of the proposed Action.

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

There being no comment from the public, Councilwoman Marcotte offered a motion that was seconded by Supervisor Colavita to Close the Public Hearing.

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

Councilman Dooley spoke in support of the Zoning Code amendments in support of the shopping district.

Councilwoman Marcotte agreed with Mr. Dooley and added the Town did not receive a single comment, phone call or email in opposition to the proposed amendments from the public.

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve the following RESOLUTON:

WHEREAS, the Town Board of the Town of Eastchester (the “Town Board”) is the duly elected legislative body of the Town of Eastchester and is authorized to adopt amendments to the ZONING LAW OF THE TOWN OF EASTCHESTER (the “Zoning Law”); and

WHEREAS, on or around December 30, 2020 the Town Board received a zoning petition and supporting information from Westchester Village Square LLC, the owner of the Vernon Hills Shopping Center, which is located along the southerly side of White Plains Road in the Town’s Design Shopping Center (DSC) Zoning District formally requesting that the Town Board amend the Zoning Law to modify the definitions of "Formula Fast Casual/Quick Casual Restaurant" and "Food Service Establishments" to permit Formula Fast Casual/Quick Casual Restaurants on lots within the DSC District, subject to the limitation that no more than 7,500 square feet or three (3) separate qualifying restaurants are permitted on any lot, and to allow Studio uses on lots within the DSC District; and

WHEREAS, the zoning petition was submitted with a Full Environmental Assessment Form (“EAF”), and
WHEREAS, the substance of the zoning petition was reviewed and considered and the requested amendments were Introduced to the Town Board as proposed Local Law 1 - 2021 at the Town Board meeting of January 5, 2021; and

WHEREAS, at the Town Board meeting of January 19, 2021, the Town Board reviewed the EAF, classified the review of the proposed zoning text amendment local law as a Type I action under the New York State Environmental Quality Review Act (“SEQRA”), declared its intent to serve as Lead Agency in the SEQRA review of the Action, and authorized the circulation of the EAF to the Planning Board of the Town of Eastchester as an Involved Agency under SEQRA; and

WHEREAS, the zoning petition, EAF, proposed local law and supporting information were referred to the Westchester County Department of Planning pursuant to General Municipal Law Section 239-m and Section 277.61 of the Westchester County Administrative Code; and

WHEREAS, by letter dated January 25, 2021 Westchester County Planning deemed the matter as one for local determination in accordance with Town planning and zoning policies; and

WHEREAS, at a meeting on January 28, 2021, the Planning Board of the Town of Eastchester adopted a resolution indicating it had no objection to the Town Board serving as Lead Agency for the SEQRA review of the Action; and

WHEREAS, minor and insubstantial modifications to Local Law 1 -2021 were made to (1) acknowledge in the definition of “Food Service Establishments” that drive-through or drive-in windows are not permitted for Food Service Establishments in the Town under the current Zoning Law; and (2) clarify that the amount of any permitted Formula Fast Casual/Quick Casual Restaurant on a lot (or commonly owned lots) within the DSC District would be reduced by the amount of any existing nonconforming Food Service Establishment such that the total amount of Formula Fast Casual/Quick Casual Restaurant and nonconforming Food Service Establishments for any particular lot (or commonly owned lots) would be 7,500 sf or not more than three (3) separate establishments and the modified version of Local Law 1 - 2021 was provided to the members of the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby declares itself as Lead Agency for the review of this Action under SEQRA; and

BE IT FURTHER RESOLVED, that the Town Board hereby adopts a Negative Declaration of Environmental Significance for the proposed Action pursuant to SEQRA based on the information and the reasons stated in the EAF Parts 1, 2 and 3, which have been reviewed by the Town Board and are incorporated herein, and authorizes the Town Supervisor, or his designated agent, to execute the EAF Part 3 and to file the Negative Declaration in accordance with the applicable provisions of law; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor, or his designated agent, to take such further steps as may be necessary to discharge the Town Board’s responsibilities as Lead Agency.

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

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve the following RESOLUTION to Adopt Local Law 1-2021:

WHEREAS, the Town Board of the Town of Eastchester (the “Town Board”) is the duly elected legislative body of the Town of Eastchester and is authorized to adopt amendments to the ZONING LAW OF THE TOWN OF EASTCHESTER (the “Zoning Law”); and

WHEREAS, on or around December 30, 2020 the Town Board received a zoning petition and supporting information from Westchester Village Square LLC, the owner of the Vernon Hills Shopping Center, which is located along the southerly side of White Plains Road in the Town’s Design Shopping Center (DSC) Zoning District formally requesting that the Town Board amend the Zoning Law to modify the definitions of "Formula Fast Casual/Quick Casual Restaurant" and "Food Service Establishments" to permit Formula Fast Casual/Quick Casual Restaurants on lots within the DSC District, subject to the limitation that no more than 7,500 square feet or three (3) separate qualifying restaurants are permitted on any lot, and to allow Studio uses on lots within the DSC District; and

WHEREAS, the zoning petition was submitted with a Full Environmental Assessment Form (“EAF”), and

WHEREAS, the substance of the zoning petition was reviewed and considered and the requested amendments were Introduced to the Town Board as proposed Local Law 1 - 2021 at the Town Board meeting of January 5, 2021; and

WHEREAS, at the Town Board meeting of January 19, 2021, the Town Board reviewed the EAF, classified the review of the proposed zoning text amendment local law as a Type I action under the New York State Environmental Quality Review Act (“SEQRA”), declared its intent to serve as Lead Agency in the SEQRA review of the Action, and authorized the circulation of the EAF to the Planning Board of the Town of Eastchester as an Involved Agency under SEQRA; and

WHEREAS, the zoning petition, EAF, proposed local law and supporting information were referred to the Westchester County Department of Planning pursuant to General Municipal Law Section 239-m and Section 277.61 of the Westchester County Administrative Code; and

WHEREAS, by letter dated January 25, 2021 Westchester County Planning deemed the matter as one for local determination in accordance with Town planning and zoning policies; and

WHEREAS, Local Law 1 - 2021 is consistent with the Town of Eastchester Comprehensive Plan, adopted by the Town Board February 18, 1997 which recognizes the area along White Plains Road as an important retail and commercial center which draws users from both the Town and the larger Westchester Community and the proposed uses which would be permitted pursuant to Local Law 1 - 2021 would support and enhance the centers within the DSC District as viable commercial centers; and

WHEREAS, at a meeting on January 28, 2021, the Planning Board of the Town of Eastchester adopted a resolution indicating it had no objection to the Town Board serving as Lead Agency for the SEQRA review of the Action; and

WHEREAS, minor and insubstantial modifications to Local Law 1 -2021 were made to (1) acknowledge in the definition of “Food Service Establishments” that drive-through or drive-in windows are not permitted for Food Service Establishments in the Town under the current Zoning Law; and (2) clarify that the amount of any permitted Formula Fast Casual/Quick Casual Restaurant on a lot (or commonly owned lots) within the DSC District would be reduced by the amount of any existing nonconforming Food Service Establishment such that the total amount of Formula Fast Casual/Quick Casual Restaurant and nonconforming Food Service Establishments for any particular lot (or commonly owned lots) would be 7,500 sf or not more than three (3) separate establishments and the modified version of Local Law 1 - 2021 was provided to the members of the Town Board; and

WHEREAS, by resolution of even date herewith the Town Board has declared itself Lead Agency in the SEQRA review of the proposed Action and has adopted a Negative Declaration thereby concluding the SEQRA review of this Action; and

WHEREAS, On February 9, 2021 a properly noticed public hearing was held to consider the adoption of Local Law 1 - 2021 as modified; and

WHEREAS, all who wished to comment on Local Law 1 - 2021 at the public hearing were afforded the opportunity to do so and the public hearing was closed.

NOW THEREFORE, BASED ON ALL OF THE INFORMATION BEFORE THE BOARD, BE IT RESOLVED THAT, the Town Board hereby adopts Local Law 1 - 2021 as follows:

TOWN OF EASTCHESTER

LOCAL LAW NO. 1- 2021

Be it enacted by the Town Board of the Town of Eastchester as follows:

Section 1. Title

A Local Law amending Local Law 5-2000, last amended by Local Law No. 1 -2019, "THE ZONING LAW OF THE TOWN OF EASTCHESTER," to modify the definitions of "Formula Fast Casual/Quick Casual Restaurant" and "Food Service Establishments" included in Section 2.D, and Section 4.C.6, Schedule of Non-Residential District Regulations to permit both "Formula Fast Casual/Quick Casual Restaurant" and "Studio Uses" in the DSC, Designed Shopping Center District, subject to certain limitations.

Section 2: Amendments to Section 2.D, Definitions, of Local Law 5-2000, last amended by Local Law No. 1 -2019, "THE ZONING LAW OF THE TOWN OF EASTCHESTER" (the "Zoning Law").

1. Section 2.D. is hereby amended to modify the definition of "Food Service Establishments" so that it reads:

Within the Town of Eastchester, all food service establishments are classified as either a Type I, Type II or Type III Food Service Establishment as defined below. However, regardless of the classification, Formula Fast Food Restaurants/Quick Serve Restaurants and Formula Fast Casual/Quick Casual Restaurants, as defined herein, are prohibited within the Town of Eastchester**, except that Formula Fast Casual/Quick Casual Restaurants shall be permitted in the DSC (Design Shopping Center) District, subject to the requirements for Food Service Establishments set forth herein**. **Notwithstanding the foregoing, there shall be allowed no more than 7,500 square feet of "Formula Fast Casual/Quick Casual Restaurant" on any lot or lots under common ownership in the DSC District and no more than three (3) such establishments thereon, provided, however, that if there is a legal nonconforming Food Service Establishment existing on a lot the maximum permitted square footage of Formula Fast Casual /Quick Casual Restaurant on the lot shall be reduced by the total square footage of such nonconforming Food Service Establishment and the maximum number of permitted Formula Fast Casual/Quick Casual Restaurants on the lot shall be reduced by the number of such nonconforming Food Service Establishments existing on the lot.**

Type I Food Service Establishment - A Type I Food Service Establishment is any establishment that includes any appliance requiring a Type I hood in accordance with the 2010 Mechanical Code of New York State (Section 507.2.1). Type I hood systems shall be installed where cooking appliances produce grease or smoke, such as occurs with griddles, fryers, broilers, ovens, ranges and wok ranges.

All proposed Type I Food Service Establishments require review and approval by the Planning Board in accordance with the Special Permit requirements for Food Service Establishments, regardless of the size of the establishment. Any existing establishment that proposes to install an appliance requiring a Type I hood must first obtain the approval of the Planning Board unless such establishment has already been designated as, or has received prior approvals as, a Type I Food Service Establishment.

Type II Food Service Establishment - A Type II Food Service Establishment is any establishment that includes no appliances requiring a Type I hood, but that does include any appliances requiring a Type II hood in accordance with the 2010 Mechanical Code of New York State (Section 507.2.2). Type II hoods shall be installed where cooking or dishwashing appliances produce heat, steam, or products of combustion and do not produce grease or smoke, such as steamers, kettles, pasta cookers and dishwashing machines.

All proposed Type II Food Service Establishments with a gross floor area of 1800 square feet or less shall not require review and approval by the Planning Board. Any proposed Type II Food Service Establishments with a gross floor area of greater than 1800 square feet shall require review and approval by the Planning Board in accordance with the Special Permit requirements for Food Service Establishments. Any existing establishment with a gross floor greater than 1800 square feet that proposes to install an appliance requiring a Type II hood must first obtain the approval of the Planning Board unless such establishment has already been designated as, or has received prior approvals as, a Type I or Type II Food Service Establishment.

Type III Food Service Establishment - A Type III Food Service Establishment is any establishment that includes no appliances requiring a Type I hood or a Type II hood, but that does require appliances listed as "Exceptions" for Type II hoods in accordance with the 2010 Mechanical Code of New York State (Section 507.2.2), if such appliances are to be used for the preparation of food or beverage products for sale. Such exceptions include, but are not limited to: a single light-duty electric convection, bread, retherm or microwave oven and electrically heated appliances including toasters, steam tables, popcorn poppers, hot dog cookers, coffee makers, rice cookers, egg cookers and warming ovens.

All proposed Type III Food Service Establishments with a gross floor area of 1800 or less shall not require review and approval by the Planning Board. All proposed Type III Food Service Establishments with a gross floor area of greater than 1800 square feet shall require review and approval by the Planning Board in accordance with the Special Permit requirements for Food Service Establishments. Any existing establishment with a gross floor area greater than 1800 square feet that proposes to install appliances listed as "Exceptions" for Type II hoods in accordance with the 2010 Mechanical Code of the New York State (Section 507.2.2) must first obtain the approval of the Planning Board unless such establishment has already been designated as, or has received prior approvals as, a Type I, Type II or Type III Food Service Establishment.

Drive-in or drive-through windows are prohibited for any Food Service Establishment.

2. Section 2.D. is hereby amended to modify the definition of "Formula Fast Casual/Quick Casual Restaurants" so that it reads:

"Formula Fast Casual/Quick Casual Restaurant" – Formula fast casual and formula quick casual restaurants share a common name, trademark, or logo with 7 or more other restaurants in the area, region or country. Compared to formula fast food/quick serve restaurants, a formula fast casual/quick casual restaurant typically offers more customized and freshly prepared dishes in a more inviting and/or upscale atmosphere, prices are slightly higher and customers are expected to spend more time in the establishment. Formula fast casual/quick casual restaurant are generally characterized by the following:

1. Food is typically ordered at a stand-up counter;

2. There is minimal table service (e.g., after an order has been placed at the counter, a server may bring the order to customers seated at a table or there is no table service (e.g., customers carry their orders on trays to a table);

3. Payment is typically made prior to consumption;

4. The menu is typically posted over the counter as a wall display and the menu selections are generally consistent at every location;

5. Menu selections are often set behind a counter, visible to the customer, and customers are provided options in the way the food is prepared or assembled (e.g., a customer may build his/her own sandwich, burrito, rice bowl, etc. and/or may select from a variety of main and side dishes); and

6. Although plates, cups and utensils may be disposable, non-disposable plates, cups and utensils are common.

Formula fast casual/quick casual restaurants are prohibited in the Town of Eastchester, except in the DSC (Design Shopping Center) District where they are permitted, subject to the requirements for Food Service Establishments set forth herein. Notwithstanding the foregoing, there shall be allowed no more than 7,500 square feet of new "Formula Fast Casual/Quick Casual Restaurant" on any lot or lots under common ownership in the DSC District and no more than three (3) such establishments thereon, provided, however, that if there is a legal nonconforming Food Service Establishment existing on a lot the maximum permitted square footage of Formula Fast Casual /Quick Casual Restaurant on the lot shall be reduced by the total square footage of such nonconforming Food Service Establishment and the maximum number of permitted Formula Fast Casual/Quick Casual Restaurants on the lot shall be reduced by the number of such nonconforming Food Service Establishments existing on the lot.

Section 3: Amendment to Section 4.C.6 of the Zoning Law (Schedule of Non-Residential District Regulations).

1. **Column 2 of the Schedule of Non-Residential District Regulations, entitled "Principal Uses" is hereby amended to add the following to the list of Principal Uses in the DSC Designed Shopping Center District: "5. Studio uses."**

Section 4. When Effective

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

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

V. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS - none

VI. APPROVAL OF MINUTES

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve the Minutes of the January 19, 2021 Town Board Meeting.

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

VII. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS

A) LAW DEPARTMENT REPORT

1. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY CVS ALBANY, LLC – 505 NEW ROCHELLE ROAD, EASTCHESTER, NY

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by CVS Albany, LLC affecting premises known as Section 80.A, Block 5, Lot 6, 505 New Rochelle Road, Eastchester, NY as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2015	2016	$ 62,350	$ 52,070	$ 10,280
2016	2017	$ 62,350	$ 49,410	$ 12,940
2017	2018	$ 62,350	$ 48,800	$ 13,550
2018	2019	$ 62,350	$ 46,215	$ 16,135
2019	2020	$ 62,350	$ 44,070	$ 18,280

Tuckahoe School Approval
*To be bonded at a later date
TOTAL TOWN TAX REFUND……..…….$ 24,166.39

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

2. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY WESTCHESTER TILE AND MARBLE - 170 BROOK STREET, EASTCHESTER, NY

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding instituted by Westchester Tile & Marble affecting premises known as Section 60, Block 6, Lot 1, 170 Brook Street, Eastchester, NY as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2015	2016	$ 25,900	$ 24,765	$ 1,135
2016	2017	$ 25,900	$ 23,790	$ 2,110
2017	2018	$ 25,900	$ 22,815	$ 3,085
2018	2019	$ 25,900	$ 22,035	$ 3,865
2019	2020	$ 25,900	$ 21,645	$ 4,255
2020	2021	$ 21,470	$ 21,470	$ -0-

Eastchester School Approval

TOTAL TOWN TAX REFUND……..…….$ 4,935.34

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

3. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY WILMAR PROPERTIES, LLC. – 735 WHITE PLAINS ROAD, EASTCHESTER, NY

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a **RESOLUTION** authorizing the settlement of a certiorari proceeding institute by Wilmar Properties, LLC affecting premises known as Section 63.A, Block 2, Lot 21, 735 White Plains Road, Eastchester, NY as follows:

ASSESSMENT YEAR	TAX YEAR	ASSESSED VALUATION	PROPOSED SETTLEMENT A.V.	AMOUNT OF REDUCTION
2015	2016	$ 17,300	$ 16,400	$ 900.00
2016	2017	$ 17,300	$ 16,400	$ 900.00
2017	2018	$ 17,300	$ 16,400	$ 900.00
2018	2019	$ 17,300	$ 16,400	$ 900.00
2019	2020	$ 17,300	$ 16,400	$ 900.00
*2020	2021	$ 17,300	$15,900	$ 1,400

*2020 Assessment has already been reduced
Eastchester School Approval

TOTAL TOWN TAX REFUND……..…….$ 1,519.04

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

B) TOWN CLERK'S REPORT for December 2020 was received for filing.

C) RECEIVER OF TAXES REPORT for January 2021 was received for filing.

VIII. CORRESPONDENCE

A) MEMORANDUM FROM ASSESSOR RE: TAX MAP MAINTENANCE CONTRACT

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a **RESOLUTION** authorizing Supervisor Colavita to sign the 2021 Tax Map Maintenance Services Agreement with MRB Group for a total cost of $12,500. Funds are available in the 2021 Budget.

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

B) MEMORANDUM FROM SUPERINTENDENT OF PARKS AND RECREATION RE: ONLINE REGISTRATION AND CREDIT CARD PAYMENTS FOR RECREATION PROGRAMS

Per a request from Sally Veltidi, Superintendent of Parks and Recreation, Councilwoman Marcotte offered a motion that was seconded by Councilman Dooley to approve a **RESOLUTION** authorizing the Supervisor to sign the Online Registration and Credit Card Agreement with Rec Trac, LLC, d/b/a Vermont Systems for a total cost of $3,668. Funds are available in the 2021 Budget.

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

C) MEMORANDUM FROM SUPERINTENDENT OF PARKS AND RECREATION RE: APPROVAL OF HOME DELIVERED C2 FAMILY FIRST CORONAVIRUS RESPONSE ACT (HDC2-FFCR) AND HOME DELIVERED C3 CORONAVIRUS AID, RELIEF & ECONOMIC SECURITY ACT FUNDS (HDC3 CARES ACT FUNDS) FOR TITLE IIIC-1 AND IIIC-2 PROGRAMS FOR PROGRAM YEAR 2020-2021

Authorization is requested for the Town of Eastchester to approve the HDC2- FFCR Act and HDC3 CARES Act Funds for Title IIIC-1 and IIIC-2 Programs contract for the 2020-2021 Year. This contract will include schedules A, B, C, D, E, F.

These are additional support services for our Seniors under the Older Americans Act for Home Delivered Meals and Nutritional Support. FFCR is the Family First Coronavirus Response Act and CARES Act is the Coronavirus Aid, Relief & Economic Security Act.

The terms for the HDC2-FFCR Act will be retroactive from March 20th 2020 until September 30th 2021, and the HDC3 Care Act Funds will be retroactive from April 1st 2020 until September 30th 2021. This NY State Office for the Aging grant will be in an aggregate amount not-to-exceed, $44,361.00. It is comprised of: $9,403.00 in funding for the HDC2-FFCR Act and $34,958.00 in funding for the HDC3 Care Act Funds.

The two programs of the Older Americans Act seek to improve the well-being of elderly persons at high nutritional risk through services such as Home Delivered Meals. Currently, 50of our residents are enrolled in the daily Home Delivered Meals service.

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the HDC2- FFCR Act and HDC3 CARES Act Funds for Title IIIC-1 and IIIC-2 Programs contract for the 2020-2021 Year. This contract will include schedules A, B, C, D, E, F.

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

D) MEMORANDUM FROM POLICE CHIEF RE: AWARD APPROVAL OF POLICE TRAFFIC SERVICES PROGRAM

Supervisor Colavita reviewed a memo submitted by Lt. Joseph Rodriguez requesting approval to accept a grant from New York State for the Police Traffic Services Program. This grant would enable the police department to provide additional enforcement patrols to problem traffic areas to address issues including, but not limited to, speeding, unsafe driving, seatbelt use, and cell phone use while driving. The amount of the grant is $12,000.00 as outlined in the grant contract.

Supervisor Colavita offered a motion that was seconded by Councilwoman Nicholson to approve a **RESOLUTION** to accept grant funds from New York State for the Police Traffic Services Grant in the amount of $12,000.

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

E) MEMORANDUM FROM POLICE RE: 60 RADIO CONTROL AGREEMENT WITH DEPARTMENT OF EMERGENCY SERVICES

Supervisor Colavita reviewed a memo submitted by Lt. Joseph Rodriguez requesting approval to enter into an agreement with the County of Westchester through its Department of Emergency Services regarding the distribution and installation of equipment to be used to communicate with emergency services within the County. The County shall furnish the Municipality with emergency communications equipment, including control stations, mobiles and portable radio communications hardware, supplies, cabling, microphones and accessories. They will also be responsible for the installation of equipment according to the License Agreement. The County will decide the type of equipment to distribute to the Municipality.

This agreement will greatly improve the communication during emergencies among first responders and be an asset to our department.

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve a **RESOLUTION** authorizing the 60 Radio Control Agreement between the Town of Eastchester and the Department of Emergency Services

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

IX. **MISCELLANEOUS BUSINESS** - none

X. **COUNCIL MEMBER REPORTS**

Councilman Marcoccia asked for the community to support ECAP and the important programs they provide to the community by donating to the organization.

Councilman Dooley thanked the members of the Highway Department for all their hard work during the recent snow storm as well as a special thank you to all the volunteer ‘snow angels’ who help with shoveling throughout town.

Councilwoman Nicholson reported the Recreation Department is offering several virtual classes, all of which are

described on the recreation page of the town website: www. Eastchester.org. Mrs. Nicholson explained the Snow Angel program is a great way for students to earn community service hours and issued a call for more volunteers.

Councilwoman Marcotte echoed thanks to those 'snow angles' who answered the call during this last snow storm to help neighbors in need. Mrs. Marcotte commended Mayor Mary Marvin and the Bronxville Village Board for their meeting with Iona College and Concordia College officials to craft a vision for the historic property as Iona prepares to take over the Bronxville campus.

In closing Councilwoman Marcotte discussed the difficulties in scheduling COVID 19 vaccines and suggested people to "keep trying" when faced with disconnected phone calls or the computer app freezing. Mrs. Marcotte also warned the public of "scams" that have surfaced in which people are being asked to pay for a vaccine appointment.

Supervisor Colavita extended thanks to the Highway and Parks Departments for their hard work during the recent snow storm and to the residents for not piling snow drifts in the streets.

XI. SECOND OPPORTUNITY TO ADDRESS THE BOARD

Lovely Billups, whose family moved to Tuckahoe in 1936, discussed the "richness of diversity" in our community, the tradition of welcoming people of all backgrounds and lamented the fact that currently only 1% of the population of the town is African American. Ms. Billups spoke out against the January 6th incident at the US Capitol at which a crowd breached police perimeters and occupied and vandalized the buildings. In closing, the former teacher recognized for her inclusive curriculum, cited the accomplishments of ECAP noting it is supported by the entire community of Eastchester, Tuckahoe and Bronxville.

There being no further public comment, the meeting was adjourned at 7:40 p.m.

Minutes prepared by:

Linda Laird
Town Clerk