

**TOWN OF EASTCHESTER
MINUTES OF THE TOWN BOARD
March 15, 2022**

Minutes of a Meeting of the Town Board of the Town of Eastchester held on Tuesday, March 15, 2022 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
Councilwoman Sheila Marcotte

Present: Town Clerk Linda Laird
Town Attorney Louis J. Reda
Comptroller Dawn Donovan

IV. FIRST OPPORTUNITY TO ADDRESS THE BOARD - none

V. APPROVAL OF MINUTES

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve the Minutes of the March 1, 2022 Town Board Meeting and the March 8, 2022 Special Town Board Meeting as prepared by Town Clerk Linda Laird.

On the roll call, all voted "AYE," except Councilwoman Nicholson, who arrived at the Meeting at 7:10. Motion carried.

VI. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS

A) POLICE DEPARTMENT REPORT

The Board reviewed and approved for filing the following reports for February 2022; Parking Summonses, Citation Activity Report, Patrol Activity Report, Statement of Accounts and the Traffic Accident Report.

Chief Bonci and Supervisor Colavita discussed a fire that occurred on Sunday, March 13th at 194 Garth Road during which residents were evacuated from their homes. The Supervisor praised the efforts of members of the Eastchester Police Department, EVAC and the Eastchester Fire Department for their professionalism and immediate response. The Chief reported there were minor injuries suffered.

B) LAW DEPARTMENT REPORT

1. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY FAJ REALTY CORP & FRANK & JENNIFER SABIA – 395 WHITE PLAINS ROAD AND 37 JACKSON AVENUE, EASTCHESTER, NY

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve a RESOLUTION authorizing the settlement of a certiorari proceeding instituted by FAJ Realty Corp & Frank & Jennifer Sabia, affecting premises known as Section 40, Block 4, Lot 3; 395 White Plains Road, Eastchester, NY and 37 Jackson Avenue, Section 68, Block 3, Lot 10.A, Eastchester, NY as follows:

395 White Plains Road, Section 40, Bl. 4, Lot 3

| ASSESSMENT YEAR | TAX YEAR | ASSESSED VALUATION | PROPOSED SETTLEMENT A.V. | AMOUNT OF REDUCTION |
|-----------------|----------|--------------------|--------------------------|---------------------|
| 2016 | 2017 | \$ 14,850 | \$ 11,000 | \$ 3,850 |
| 2017 | 2018 | \$ 14,850 | \$ 10,550 | \$ 4,300 |
| 2018 | 2019 | \$ 14,850 | \$ 8,500 | \$ 6,350 |

| | | | | |
|------|------|-----------|-----------|----------|
| 2019 | 2020 | \$ 14,850 | \$ 11,950 | \$ 2,900 |
| 2020 | 2021 | \$ 14,850 | \$ 12,150 | \$ 2,700 |
| 2021 | 2022 | \$ 14,850 | \$ 11,600 | \$ 3,250 |

37 Jackson Avenue, Section 68, Bl. 3, Lot 10.A

| ASSESSMENT YEAR | TAX YEAR | ASSESSED VALUATION | PROPOSED SETTLEMENT A.V. | AMOUNT OF REDUCTION |
|-----------------|----------|--------------------|--------------------------|---------------------|
| 2016 | 2017 | \$ 9,400 | NO CHANGE | NO CHANGE |

Eastchester School Approved

To be bonded at a later date

TOTAL TOWN TAX REFUND.....\$ 6,904.10

On the roll call, all voted "AYE," except Councilwoman Nicholson, who arrived at the Meeting at 7:10. Motion carried.

2. RESOLUTION AUTHORIZING THE SETTLEMENT OF A CERTIORARI PROCEEDING BY TED HERMANN'S REALTY, INC. – 142 & 148 MONTGOMERY AVENUE AND 149, 151 & 155 SUMMERFIELD STREET

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the settlement of a certiorari proceeding instituted by Ted Hermann's Realty, Inc., affecting premises known as 142 Montgomery Avenue, Eastchester, NY; Section 59, Block 5, Lot 17; 148 Montgomery Avenue, Eastchester NY; Section 58, Block 5, Lot 21 149 Summerfield Street, Eastchester NY; Section 59, Block 5, Lot 42 151 Summerfield Street, Eastchester NY; Section 59, Block 4, Lot 44 155 Summerfield Street, Eastchester NY; Section 59, Block 5, Lot 46 as follows:

142 Montgomery, Sec. 59, Bl. 5, Lot 17

| ASSESSMENT YEAR | TAX YEAR | ASSESSED VALUATION | PROPOSED SETTLEMENT A.V. | AMOUNT OF REDUCTION |
|-----------------|----------|--------------------|--------------------------|---------------------|
| 2016 | 2017 | \$4500 | \$4150 | \$350 |
| 2017 | 2018 | \$4500 | \$4020 | \$480 |
| 2018 | 2019 | \$4500 | \$3970 | \$530 |
| 2019 | 2020 | \$4500 | \$3940 | \$560 |
| 2020 | 2021 | \$4500 | \$4050 | \$450 |
| 2021 | 2022 | \$4500 | \$3910 | \$590 |

*Eastchester School Approved

TOTAL TOWN TAX REFUND.....\$ 818.11

148 Montgomery, Sec. 59, Bl. 5, Lot 21

| ASSESSMENT YEAR | TAX YEAR | ASSESSED VALUATION | PROPOSED SETTLEMENT A.V. | AMOUNT OF REDUCTION |
|-----------------|----------|--------------------|--------------------------|---------------------|
| 2016 | 2017 | \$8050 | \$7430 | \$620 |
| 2017 | 2018 | \$8050 | \$7200 | \$850 |
| 2018 | 2019 | \$8050 | \$7100 | \$950 |
| 2019 | 2020 | \$8050 | \$7050 | \$1000 |
| 2020 | 2021 | \$8050 | \$7240 | \$810 |
| 2021 | 2022 | \$8050 | \$6990 | \$1060 |

Eastchester School Approved

TOTAL TOWN TAX REFUND.....\$ 1,460.39

149 Montgomery, Sec. 59, Bl. 5, Lot 42

| ASSESSMENT YEAR | TAX YEAR | ASSESSED VALUATION | PROPOSED SETTLEMENT A.V. | AMOUNT OF REDUCTION |
|-----------------|----------|--------------------|--------------------------|---------------------|
| 2016 | 2017 | \$2200 | \$2030 | \$170 |
| 2017 | 2018 | \$2200 | \$1970 | \$230 |
| 2018 | 2019 | \$2200 | \$1940 | \$260 |
| 2019 | 2020 | \$2200 | \$1930 | \$270 |
| 2020 | 2021 | \$2200 | \$1980 | \$220 |
| 2021 | 2022 | \$2200 | \$1910 | \$290 |

Eastchester School Approved

TOTAL TOWN TAX REFUND.....\$ 397.01

151 Summerfield, Sec. 59, Bl. 5, Lot 44

| ASSESSMENT YEAR | TAX YEAR | ASSESSED VALUATION | PROPOSED SETTLEMENT A.V. | AMOUNT OF REDUCTION |
|-----------------|----------|--------------------|--------------------------|---------------------|
| 2016 | 2017 | \$2930 | \$2700 | \$230 |
| 2017 | 2018 | \$2930 | \$2620 | \$310 |
| 2018 | 2019 | \$2930 | \$2580 | \$350 |
| 2019 | 2020 | \$2930 | \$2560 | \$370 |
| 2020 | 2021 | \$2930 | \$2640 | \$290 |
| 2021 | 2022 | \$2930 | \$2250 | \$380 |

*Eastchester School Approved

TOTAL TOWN TAX REFUND.....\$ 535.06

155 Summerfield, Sec. 59, Bl. 5, Lot 46

| ASSESSMENT YEAR | TAX YEAR | ASSESSED VALUATION | PROPOSED SETTLEMENT A.V. | AMOUNT OF REDUCTION |
|-----------------|----------|--------------------|--------------------------|---------------------|
| 2016 | 2017 | \$13400 | \$12360 | \$1040 |
| 2017 | 2018 | \$13400 | \$11980 | \$1420 |
| 2018 | 2019 | \$13400 | \$11810 | \$1590 |
| 2019 | 2020 | \$13400 | \$11720 | \$1680 |
| 2020 | 2021 | \$13400 | \$12060 | \$1340 |
| 2021 | 2022 | \$13400 | \$11640 | \$1760 |

Eastchester School Approved

TOTAL TOWN TAX REFUND.....\$ 2,440.72

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

3. **HIGHWAY DEPARTMENT REPORT** for February 2022 was received and filed.
4. **RECEIVER OF TAXES REPORT** for February 2022 was received and filed.
5. **TOWN CLERK'S REPORT** for January 2022 was received and filed.

V. CORRESPONDENCE

A) MEMORANDUM FROM COMPTROLLER RE: BUDGET TRANSFERS/REVISIONS

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve the following Budget Transfer and Budget Revision:

Transfers

| | | | |
|-------|-------------------------|-----------|-------------|
| From: | Salaries P.T./ Seasonal | A1355.102 | \$ 1,400.00 |
| To: | Contractual Services | A1355.450 | \$ 1,400.00 |

Revisions

| | | | |
|-----------|---------------------------|-----------|--------------|
| Increase: | Appropriated Fund Balance | L0599 | \$ 11,000.00 |
| Increase: | Building Maint. Supplies | L7410.404 | \$ 11,000.00 |

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

B) MEMORANDUM FROM COMPTROLLER RE: PART TIME SEASONAL EMPLOYEES

Supervisor Colavita offered a motion that was seconded by Councilwoman Nicholson to approve the following appointments at Lake Isle, effective March 16, 2022:

| LAST NAME | FIRST NAME | JOB TITLE | APPOINTMENT TYPE | RATE | |
|------------|------------|----------------------|------------------|-------|----------|
| Ausanio | Anna | Office Assistant | Seasonal | 14.00 | New Hire |
| D'Ippolito | Alyssa | Office Assistant | Seasonal | 14.00 | Rehire |
| Meade | Emma | Office Assistant | Seasonal | 14.00 | Rehire |
| Carreon | Jeffrey | Recreation Attendant | Seasonal | 15.00 | Rehire |
| Castillo | Iris | Recreation Attendant | Seasonal | 15.00 | Rehire |
| Giraldo | Nancy | Recreation Attendant | Seasonal | 15.00 | Rehire |
| Syska | Debbie | Office Assistant | Seasonal | 14.00 | Rehire |
| McTiernan | Margaret | Office Assistant | Seasonal | 14.00 | Rehire |
| Naclario | Laura | Office Assistant | Seasonal | 14.00 | Rehire |
| Marinello | Corinna | Office Assistant | Seasonal | 14.00 | Rehire |
| Spadaro | Angelo | Security | Seasonal | 14.00 | Rehire |
| Cipriano | Aurelio | Security | P/T | 18.00 | Rate |

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

C) MEMORANDUM FROM COMPTROLLER RE: 2021 TOWN OF EASTCHESTER JUSTICE COURT AUDIT REPORT

The 2021 Town of Eastchester Justice Court audit report prepared by the Town's independent financial auditors, PKF O'Connor Davies, LLP was provided to the Town Board by Town Comptroller Dawn Donovan. She stated that she reviewed the report and it accurately reflects the 2021 operations of the Justice Court.

Per a request from Comptroller Dawn Donovan, Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION acknowledging the review of the 2021 financial audit of the Town of Eastchester's Justice Court.

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

D) MEMORANDUM FROM SUPERINTENDENT OF PARKS AND RECREATION RE: AWARDING OF GROUND MAINTENANCE CONTRACT

On Friday, March 4th 2022 at 11:00 a.m., the bids for the Ground Maintenance Contract were open in the Town Clerk's Office. There was one bidder and their unit prices and bid totals are below:

| | |
|-----------|-------------|
| Base: | \$32,680.00 |
| Option A: | \$28,077.00 |
| Option B: | \$18,680.00 |
| Total | \$79,437.00 |

Per the recommendation of Sally Veltidi, Superintendent of Parks and Recreation, Councilwoman Marcotte offered a motion that was seconded by Councilwoman Nicholson to approve a RESOLUTION to award the Ground Maintenance Contract to Acocella Contracting, INC. of 68 Gaylor Road Scarsdale, NY 10583 for \$79,437.00 for the Base and Options A & B.

Ms. Veltidi reports that the town has used this company in the past and it has been a favorable experience.

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

E) MEMORANDUM FROM SUPERINTENDENT OF PARKS AND RECREATION RE: APPROVAL OF THE HDC5 OF THE CONSOLIDATED APPROPRIATION ACT CONTRACT FOR TITLE III-C-2 NUTRITION PROGRAMS FOR PROGRAM YEAR 2020-2022

Per the recommendation of Sally Veltidi, Superintendent of Parks and Recreation, Councilman Marcocchia offered a motion that was seconded by Councilwoman Marcotte to approve a RESOLUTION authorizing Supervisor Colavita to sign the Agreement with Westchester County Department of Senior Programs and Services for HDC5 or the Consolidated Appropriations Act Fund for Title III-C-2 Nutrition Programs, PY 2020-2022 including Schedules A through F for the period

retroactive to December 27, 2020 and will expire on September 30, 2022.

The contract consists of an Agreement and Schedules "A", "B", "C", "D", "E" and "F". Funding for the program will be \$12,185.

This contract is for Groceries/Consumable Supplies \$2,437, Equipment, Supplies, Repairs & Vehicle Expenses, Meals \$2,437 and In-Home Contact and Support \$2,437 for the total of \$12,185.

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

VI. **MISCELLANEOUS BUSINESS** - none

VII. **COUNCIL MEMBER REPORTS**

Councilman Marcoccia reported the 2022 Lake Isle Membership Applications have been mailed to all residents of Eastchester, Tuckahoe and Bronxville. Registrations can be submitted on-line or at the registration office that will open on April 1st. Opening day of the golf course will be on March 25th. In closing, Councilman Marcoccia announced the next Lake Isle Advisory Board Meeting will be held on April 6th.

Councilman Dooley thanked those who worked to make the St. Patrick's Day Parade, that was held on March 13th, a great success.

Councilwoman Nicholson announced the next TPAC meeting will be held on March 29th at 7pm at Town Hall, and the 2022 Relay for Life kick-off meeting will be held at Broken Bow on March 31st.

Councilwoman Marcotte reported the Recreation Department will hold the *Egg-stravaganza* on April 9th from 11:30 – 2:00 at Town Hall and will feature vehicles from Eastchester Fire, Police, EVAC and Auxiliary Police. Children will have the opportunity to visit each vehicle and receive a special treat.

In closing, Mrs. Marcotte reported the Friends of the Ward House will hold commemorative tours of the historic site on March 16th at 1pm.

Supervisor Colavita announced the annual Michael Frey Mass will be held on Monday, March 21st at Immaculate Conception Church at 7:00 pm.

The Supervisor reported that representatives from New Rochelle, Scarsdale and Eastchester met to discuss the status of the Hutchinson River Flood Mitigation Plan. Supervisor Colavita explained that funding for the project has been secured and approvals for easements are being sought.

Supervisor Colavita reported he and Town Planner Margaret Uhle had met with representatives of the Hudson Bay Group to discuss preliminary plans for the Lord & Taylor site. In addition to retail space, potentially a Saks 5th Avenue store, the project may include offices; including executive office space and health and wellness offices. A later phase of development may include senior housing (rental) and an art gallery. Currently windows are being installed at the site. The Supervisor called the preliminary plans a "good project" and stated there will be lots of opportunity for public input.

In closing, the Supervisor reported the Girl Scout Hometown Hero Program will continue this year to allow more families and the community to honor local veterans. A ceremony is being held on Sunday, March 20th to celebrate the recipients.

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

There being no further public business, the meeting was adjourned at 7:25 p.m.

Minutes prepared by;

Linda Laird
Town Clerk