

MINUTES OF THE REGULAR TOWN BOARD MEETING
September 5, 2023

Minutes of a Meeting of the Town Board of the Town of Eastchester held on Tuesday, September 5, 2023 at 8:00 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 Reda
Comptroller Dawn Donovan

IV. OPPORTUNITY TO ADDRESS THE BOARD ON AGENDA ITEMS – none

V. APPOINTMENTS

A) PLANNING BOARD

Councilman Marcoccia offered a motion that was seconded by Councilwoman Marcotte to approve the appointment of Joseph Rubino to the Planning Board, effective September 5, 2023 to December 31, 2023.

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

B) LIBRARY BOARD OF TRUSTEES

Councilwoman Marcotte offered a motion that was seconded by Councilman Dooley to approve the appointment of Patrick Pilla to the Library Board of Trustees, effective September 5, 2023 to December 31, 2023.

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

Councilman Marcoccia offered a motion that was seconded by Councilman Dooley to approve the appointment of Patricia Mastellone to the Library Board of Trustees, effective September 5, 2023 to December 31, 2023.

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

C) SIGN REVIEW BOARD

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve the appointment of Laura Raffiani to the Sign Review Board, effective September 5, 2023 to December 31, 2026. Upon appointment, Supervisor Colavita designates Laura Raffiani as Chairperson of the Sign Review Board, September 5, 2023 to August 31, 2025.

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

Councilwoman Marcotte offered a motion that was seconded by Supervisor Colavita to approve the appointment of Rosemarie Brescia to the Sign Review Board, effective September 5, 2023 to December 31, 2025.

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

Councilman Dooley offered a motion that was seconded by Supervisor Colavita to approve the appointment of Judy Blau to the Sign Review Board, effective September 5, 2023 to August 31, 2024.

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

VI. APPROVAL OF MINUTES

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve the Minutes of the August 8, 2023 Town Board Meeting as prepared by Deputy Town Clerk Mary Swikata.

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

VII. REPORTS OF DEPARTMENTS, BOARDS AND COMMISSIONS

A) POLICE DEPARTMENT REPORT

The Board reviewed and approved for filing the following reports for July 2023; Parking Summonses, Citation Activity Report, Statement of Accounts and the Traffic Report.

Chief Rodriguez reported the Police Department is ready for the 2023-2024 school year to begin with training completed by additional School Resource Officers and patrol prepared to monitor drop-off/pick-up and to enforce the halting of traffic at bus stops.

B) LAW DEPARTMENT REPORT

- 1. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER A 911 EMERGENCY INTERMUNICIPAL AGREEMENT (IMA) BETWEEN THE TOWN OF EASTCHESTER, THE VILLAGE OF BRONXVILLE AND THE VILLAGE OF TUCKAHOE PERTAINING TO 911 EMERGENCY ALERTING MANAGEMENT AND CONTACT WHICH WILL BE PROVIDED FOR THE TOWN BY RAVE WIRELESS, INC.**

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the Supervisor to execute and deliver a 911 Emergency Intermunicipal Agreement (IMA) between the Town of Eastchester, the Village of Bronxville and the Village of Tuckahoe pertaining to 911 Emergency Alerting Management and Contact, which will be provided for the Town by Rave Wireless, Inc.

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

- 2. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN AGREEMENT BETWEEN THE TOWN OF EASTCHESTER AND RAVE WIRELESS, INC. PERTAINING TO RAVE WIRELESS, INC. PROVIDING THE TOWN OF EASTCHESTER AND VILLAGES OF TUCKAHOE AND BRONXVILLE WITH 911 EMERGENCY ALERTING MANAGEMENT AND CONTACT**

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve a RESOLUTION authorizing the Supervisor to execute and deliver an agreement between the Town of Eastchester and Rave Wireless, Inc. pertaining to Rave Wireless, Inc. providing the Town of Eastchester and Villages of Tuckahoe and Bronxville with 911 Emergency Alerting Management and Contact.

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

- 3. RESOLUTION AUTHORIZING THE TOWN SUPERVISOR AND TOWN BOARD TO APPROVE THE BUILDING AND PLANNING DEPARTMENT'S RATE AND FEE SCHEDULE**

Councilman Dooley offered a motion that was seconded by Councilman Marcoccia to approve the revised Building and Planning Department's Rate and Fee Schedule. A copy of the Fee Schedule is attached.

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

C) TOWN CLERK'S REPORT for July 2023 was received for filing.

D) RECEIVER OF TAXES REPORT for August 2023 was received for filing.

VIII. CORRESPONDENCE

A) MEMORANDUM FROM COMPTROLLER RE: SEASONAL EMPLOYEES

Supervisor Colavita offered a motion that was seconded by Councilwoman Nicholson to approve the Seasonal Appointment of Preston Barker, Alia Kindberg and Colin Harnett as lifeguards at Lake Isle for the hourly rate of \$14.00 per hour.

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

B) MEMORANDUM FROM ASSESSOR RE: TAX REFUND APPLICATION

Councilwoman Marcotte offered a motion that was seconded by Councilman Dooley to approve a Real Property Tax Refund application for tax year 2023 for property located at 19 Prospect Ave, Eastchester, NY 10709 (Section 75., Block 1, Lot 7). The refund, which has been approved by the Westchester County Tax Commission, totals \$2,730.56 (County \$1,143.96, Town Wide \$180.40, Town Outside \$1,406.14) and is due to a clerical error on the 2022 Assessment Roll. A Partial Tax Exemption for Real Property of Senior Citizens was removed in error therefore producing an incorrect 2023 County and Town Tax Bill.

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

IX. MISCELLANEOUS BUSINESS - None

X. COUNCIL MEMBER REPORTS

Councilman Marcoccia had no report.

Councilman Dooley thanked the Lake Isle staff for a "great summer" and recognized the work of golf-pro Dave Stevenson and the Women's and Men's League Presidents; Donna Demarco and Mark Kutzin.

Councilwoman Nicholson announced Eastchester Library's Open House to be held on September 9th and the 10th Annual 5K Run to be held on September 24th.

Councilwoman Marcotte encouraged residents to pre-register for the 5K Run, prior to September 8th, to receive a discount.

Mrs. Marcotte announced the Eastchester Historical Society will honor former Town Clerk Patty Dohrenwend at its annual dinner on September 9th and encouraged the public to stop by the Annual Town Yard Sale on September 10th. It will be held in the O'Rourke Lot and will feature treasures from a multitude of vendors.

Supervisor Colavita invited the public to the annual 9-11 Ceremony on the grounds of Town Hall on Monday, September 11th at 8:30 a.m.

In closing, Supervisor Colavita announced Moody's Investors Services reaffirmed the Town of Eastchester bond rating of Aaa. This rating applies to the new bond issue and any outstanding debt the Town currently has. Moody's has concurrently assigned a stable outlook. The Aaa rating reflects the town's strong financial position benefiting from conservative budgeting and strong operational oversight, and the stable outlook reflects expectations of continued strong operations given the Town of Eastchester's prudent management.

XI. SECOND OPPORTUNITY TO ADDRESS THE BOARD

Mr, Vincenzo Alaia, owner of Café Alaia and Apariti on Garth Road, previously requested a variance to allow outdoor dining on Town property. The Supervisor explained there could be outdoor dining on a restaurant's own property, but there are no provision or law that says you can have outdoor dining on Town property. Upon conferring with the Town Planner, the Town Board concluded to maintain the prohibition of having tables set up for dining on town sidewalks to provide adequate accessibility for pedestrians; especially those with strollers, walkers or wheelchairs.

The following Garth Road residents spoke in favor of outdoor dining: Barry Kramer, President of the Garth Road Council, Amy Ford, owner of Scarsdale Slice pizza shop, Bob Fois and Susan and Tim Gannon.

In addition, Barry Kramer, John Crittenden and Bob Fois thanked the Police Department for the increase in enforcement of parking regulations in the Garth Road Parking District and asked for an increase in future enforcement of permit parking, meter parking and front angle parking. Further, Bob Fois requested an increase in the enforcement of the anti-idling law.

There being no further public business, the meeting was adjourned at 9:50 p.m. with a moment of silence for the 9 Eastchester residents who lost their lives on September 11, 2001.

Minutes prepared by:

Linda Laird
Town Clerk