

**MINUTES OF THE REGULAR TOWN BOARD MEETING
October 3, 2023**

Minutes of a Meeting of the Town Board of the Town of Eastchester held on Tuesday, October 3, 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

County Legislator James Nolan spoke in support of providing the Police with the tools to fight drag racing with the Introduction and Passage of Proposed Local Law 5-2023 and Proposed Local Law 6-2023 (see below).

V. APPOINTMENTS

A) APPOINTMENT – ZONING BOARD OF APPEALS

Councilman Dooley offered a motion that was seconded by Councilman Marcoccia to approve the Appointment of William Conway to the Zoning Board of Appeals effective October 3, 2023 – December 31, 2025.

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

B) APPOINTMENTS - LAKE ISLE ADVISORY BOARD

Councilwoman Marcotte offered a motion that was seconded by Councilman Marcoccia to approve the appointment of George Kadar, Nicholas Saviano (as Chair) and Peter Soans to the Lake Isle Advisory Board effective October 1, 2023 through September 30, 2025.

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

VI. APPROVAL OF MINUTES

Supervisor Colavita offered a motion that was seconded by Councilwoman Nicholson to approve the Minutes of the September 19, 2023 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 REPORT

- 1. INTRODUCTION OF A PROPOSED LOCAL LAW KNOWN AS LOCAL LAW 5-2023 WHICH AMENDS LOCAL LAW 3-2000 OF THE EASTCHESTER VEHICLE AND TRAFFIC CODE BY AMENDING ARTICLE II AND ADDING A NEW SECTION WHICH PERTAINS TO UNLAWFUL SPEED CONTESTS WITH THE UNINCORPORATED TOWN OF EASTCHESTER AND TO SET A DATE FOR A PUBLIC HEARING**

Councilman Marcoccia offered a motion that was seconded by Councilman Dooley to approve the Introduction of Local Law 5-2023 and to set the date of a Public Hearing on the proposed law for October 17, 2023.

Supervisor Colavita explained Proposed Local Law 5-2023 prohibits “unlawful speed contest” or drag racing within the Town of Eastchester. A copy of the full text of the Local Law will be included in the Minutes of the October 17, 2023 Town Board Meeting.

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

2. INTRODUCTION OF A PROPOSED LOCAL LAW KNOWN AS LOCAL LAW 6-2023 WHICH AMENDS LOCAL LAW 3-2000 OF THE EASTCHESTER VEHICLE AND TRAFFIC CODE BY ADDING A NEW ARTICLE WHICH PERTAINS TO THE FORFEITURE OF VEHICLES IN CONNECTION WITH THE DRAG RACING LAW WITHIN THE UNINCORPORATED TOWN OF EASTCHESTER AND TO SET A DATE FOR A PUBLIC HEARING

Councilwoman Marcotte offered a motion that was seconded by Supervisor Colavita to approve the Introduction of Local Law 6-2023 and to set the date of a Public Hearing on the proposed law for October 17, 2023.

The Proposed Local Law 6-2023 provides for the impoundment and/or forfeiture of vehicles operating in “unlawful speed contest” or drag racing within the Town of Eastchester. A copy of the full text of the Local Law will be included in the Minutes of the October 17, 2023 Town Board Meeting.

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

3. RESOLUTION AUTHORIZING THE APPROVAL OF AN APPLICATION FOR A PARADE PERMIT SUBMITTED BY THE EASTCHESTER COLUMBUS DAY CELEBRATION COMMITTEE FOR THE COLUMBUS DAY PARADE ON SUNDAY, OCTOBER 8, 2023

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the approval of an application for a parade permit submitted by the Eastchester Columbus Day Celebration Committee for the Columbus Day Parade to be held on Sunday, October 8, 2023. The \$10 application fee is waived.

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

4. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER A CONTRACT AND AGREEMENT MADE BETWEEN THE TOWN OF EASTCHESTER AND STEWART AMUSEMENT COMPANY, INC. TO FURNISH AMUSEMENT RIDES AND CONCESSIONS FOR THE EASTCHESTER COLUMBUS DAY CELEBRATION AT LAKE ISLE COUNTRY CLUB FROM OCTOBER 6, 2023 TO OCTOBER 9, 2023

Supervisor Colavita offered a motion that was seconded by Councilwoman Nicholson to approve a RESOLUTION authorizing the Supervisor to execute and deliver a Contract and Agreement made between Town of Eastchester and Stewart Amusement Company, Inc. to furnish amusement rides and concessions for the Eastchester Columbus Day Celebration at Lake Isle Country Club from October 6, 2023 to October 9, 2023.

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

5. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN ENTERTAINMENT SERVICE AGREEMENT BETWEEN THE TOWN OF EASTCHESTER AND EVO BAND TO PROVIDE MUSICAL ENTERTAINMENT AT THE EASTCHESTER COLUMBUS DAY CELEBRATION AT LAKE ISLE COUNTRY CLUB ON SATURDAY, OCTOBER 7, 2023

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve a RESOLUTION authorizing the Supervisor to execute and deliver an Entertainment Service Agreement made between the Town of Eastchester and EVO Band to provide musical entertainment at the Eastchester Columbus Day Celebration at Lake Isle Country Club on Saturday, October 7, 2023.

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

6. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN ENTERTAINMENT SERVICE AGREEMENT BETWEEN THE TOWN OF EASTCHESTER AND FDR DRIVE ENTERTAINMENT TO PROVIDE MUSICAL ENTERTAINMENT AT THE EASTCHESTER COLUMBUS DAY CELEBRATION AT LAKE ISLE COUNTRY CLUB ON SUNDAY OCTOBER 8, 2023

Councilwoman Marcotte offered a motion that was seconded by Supervisor Colavita to approve a RESOLUTION authorizing the Supervisor to execute and deliver an Entertainment Service Agreement made between the Town of Eastchester and FDR Drive Entertainment to provide musical entertainment at the Eastchester Columbus Day Celebration at Lake Isle Country Club on Sunday, October 8, 2023.

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

7. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN ENTERTAINMENT AGREEMENT BETWEEN THE TOWN OF EASTCHESTER AND HOUSE ARREST BAND TO PROVIDE MUSICAL ENTERTAINMENT AT THE EASTCHESTER COLUMBUS DAY CELEBRATION AT LAKE ISLE COUNTRY CLUB ON SUNDAY, OCTOBER 8, 2023

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve a RESOLUTION authorizing the Supervisor to execute and deliver an Entertainment Service Agreement made between the Town of Eastchester and House Arrest Band to provide musical entertainment at the Eastchester Columbus Day Celebration at Lake Isle Country Club on Sunday, October 8, 2023.

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

8. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER AN ENTERTAINMENT SERVICE AGREEMENT BETWEEN THE TOWN OF EASTCHESTER AND DORINDA MEDLY TO PROVIDE ENTERTAINMENT AT THE EASTCHESTER COLUMBUS DAY CELEBRATION AT LAKE ISLE COUNTRY CLUB ON SATURDAY, OCTOBER 7, 2023

Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the Supervisor to execute and deliver an Entertainment Service Agreement made between the Town of Eastchester and Dorinda Medly to provide musical entertainment at the Eastchester Columbus Day Celebration at Lake Isle Country Club on Saturday, October 7, 2023.

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

9. RESOLUTION AUTHORIZING APPROVAL OF THE TOWN OF GREENBURGH'S RECREATION FACILITIES AND/OR EQUIPMENT PERMIT APPLICATION FOR THE EASTCHESTER COLUMBUS DAY CELEBRATION COMMITTEE'S RENTAL OF THE TOWN OF GREENBURGH'S SHOWMOBILE/STAGE FROM OCTOBER 4, 2023 TO OCTOBER 10, 2023 FOR USE DURING THE 2023 COLUMBUS DAY CARNIVAL AND FESTIVAL FROM OCTOBER 6, 2023 TO OCTOBER 9, 2023 AT LAKE ISLE COUNTRY CLUB

Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to approve a RESOLUTION authorizing the approval of the Town of Greenburgh's Recreation Facilities and/or Equipment Permit Application for the Eastchester Columbus Day Celebration Committee's rental of the Town of Greenburgh's Showmobile/Stage from October 4, 2023 to October 10, 2023 for use during the 2023 Columbus Day Carnival and Festival which is being held from October 6, 2023 to October 9, 2023 at Lake Isle Country Club. The fee for the rental of said equipment is \$1,900.00.

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

10. RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AND DELIVER A FIREWORKS PERFORMANCE CONTRACT BETWEEN THE TOWN OF EASTCHESTER AND CELEBRATION FIREWORKS, INC. FOR A FIREWORKS DISPLAY FOR THE EASTCHESTER COLUMBUS DAY CELEBRATION AT LAKE ISLE COUNTRY CLUB ON SUNDAY, OCTOBER 8, 2023

Councilwoman Marcotte offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the Supervisor to execute and deliver a Fireworks Performance Contract between the Town of Eastchester and Celebration Fireworks, Inc. for a firework display for the Eastchester Columbus Day Celebration at Lake Isle Country Club on Sunday, October 8, 2023.

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

B) TOWN CLERK'S REPORT for August 2023 was received for filing.

VIII. CORRESPONDENCE

A) MEMORANDUM FROM COMPTROLLER RE: PART TIME SEASONAL EMPLOYEES

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

NAME	JOB TITLE	APPOINTMENT TYPE	RATE	EFFECTIVE DATE	DEPT.
Capriotti, Jenna	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Cinguina, John	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Cinguina, Mary	Rec Attendant	Seasonal	\$14.00	10/13/2023	Recreation
Colasuonno, Claire	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Consentino, Lola	Rec Attendant	Seasonal	\$13.00	12/9/2023	Recreation
Constantino, Kristina	Rec Attendant	Seasonal	\$20.00	12/9/2023	Recreation
Contant, Isabella	Rec Attendant	Seasonal	\$14.00	10/13/2023	Recreation
Del Brocco, Marisa	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Devito, Dominick	Rec Attendant	Seasonal	\$18.00	12/9/2023	Recreation
Devito, Nicholas	Rec Attendant	Seasonal	\$14.00	12/9/2023	Recreation
DiMarco, Jonathan	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Donovan, Dareen	Rec Attendant	Seasonal	\$22.00	10/13/2023	Recreation
Faustini, Mia	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Fernandes, Alyssa	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Fortunato, Jade	Rec Attendant	Seasonal	\$14.00	12/9/2023	Recreation
Fret, Julia	Rec Attendant	Seasonal	\$14.00	10/13/2023	Recreation
Giamei, Sophia	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Guarino, Thomas	Rec Attendant	Seasonal	\$20.00	10/4/2023	Recreation
Hartung, Kaliyani	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Herrera, Anthony	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Hom, Brendan	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Jones, Andrew	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Kaminsky, Jessica	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Kenny, Katherine	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Kolndreu, Sofia	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
LaBarca, Jenna	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Lotto, Sophia	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Luciano, James	Rec Attendant	Seasonal	\$13.00	10/13/2023	Recreation
McMahon, Ava	Rec Attendant	Seasonal	\$13.00	12/9/2023	Recreation
Pinto, Thomas	Rec Attendant	Seasonal	\$18.00	10/4/2023	Recreation
Pothakul, Katelyn	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Pothakul, Matthew	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Puccini, Levia	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Puccini, Thomas	Rec Attendant	Seasonal	\$25.00	10/4/2023	Recreation
Recine, Joesph	Rec Attendant	Seasonal	\$14.00	12/9/2023	Recreation

Retta, Joseph	Rec Attendant	Seasonal	\$18.00	10/4/2023	Recreation
Romano, Luke	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Salza, Fulvio	Rec Attendant	Seasonal	\$18.00	10/4/2023	Recreation
Santullo, Bella	Rec Attendant	Seasonal	\$12.00	10/13/2023	Recreation
Troiano, Isabella	Rec Attendant	Seasonal	\$13.00	12/9/2023	Recreation
Tucker, Harrison	Rec Attendant	Seasonal	\$14.00	12/9/2023	Recreation
Ungaro, Marisa	Rec Attendant	Seasonal	\$15.00	12/9/2023	Recreation
Wade, Ava	Rec Attendant	Seasonal	\$12.00	12/9/2023	Recreation
Ziomber, Olivia	Rec Attendant	Seasonal	\$13.00	10/13/2023	Recreation
Forgione, Elio	School Crossing Guard	Part time	\$23.00	9/13/2023	Police
Estrada Ramirez, Brian	Parking Enforcement Officer	PTA	\$23.00	10/4/2023	Police
Kaessler, Karl	Security	PTA	\$14.00	10/4/2023	Lake Isle
Cipriano, Frank	Security	PTA	\$14.00	10/4/2023	Lake Isle

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

B) MEMORANDUM FROM COMPTROLLER RE: UPDATE INVESTMENT POLICY

Supervisor Colavita offered a motion that was seconded by Councilwoman Marcotte to approve a RESOLUTION to amend the Investment Policy of the Town of Eastchester to change the name of Signature Bank to Flagstar and authorize an increase in the amount allowed at Flagstar.

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

C) MEMORANDUM FROM TOWN CLERK RE: REQUEST FOR APPROVAL OF 2024 PARKING MANAGEMENT PLAN FOR THE GRAYROCK ROAD COMMUTER LOT

Per a request from Town Clerk Linda Laird, Supervisor Colavita offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the Supervisor to sign the 2024 Parking Management Plan for the Grayrock Commuter Lot and for approval of the 2024 Rules & Regulations.

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

D) MEMORANDUM FROM POLICE CHIEF RE: APPROVAL OF NEW YORK STATE POLICE TRAFFIC SERVICES GRANT CONTRACT

Councilwoman Marcotte offered a motion that was seconded by Councilman Dooley to approve a RESOLUTION authorizing the Supervisor to sign a contract between the Town of Eastchester and the NYS Governor's Traffic Safety Committee to accept grant funds in the amount of \$12,789.

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

IX. MISCELLANEOUS BUSINESS - none

X. COUNCIL MEMBER REPORTS

Councilman Marcoccia reported that the Lake Isle Advisory Board Annual Meeting had been held on September 20, 2023. Mr. Marcoccia thanked Mark Woodward as he retired from the Board after many years of service to Lake Isle.

Councilman Marcoccia encouraged the public to attend the Columbus Day festivities which will be held between October 6th – 9th. The Carnival will be held from Friday – Monday, with the parade stepping off at 3:30 pm on Sunday and the firework display being held on Sunday at 8:30.

Councilman Dooley joined Councilman Marcoccia in thanking Mark Woodward for work on the Lake Isle Advisory Board and stated his contributions will not be forgotten.

Councilwoman Nicholson announced upcoming events at the Eastchester Library.

Councilwoman Marcotte announced the Town Historian, Dick Forliano, will present a lecture on *'The Importance of Columbus Day'* at the Eastchester Library on October 8th at 2 pm.

Mrs. Marcotte announced the Village of Bronxville Octoberfest celebration will be held on October 21st, beginning at 11 a.m. on Park Place. The street is closed to traffic, local restaurants bring the festivities outside, serving food and beverages, and there's live music to make this a fun-filled street party for everyone.

Supervisor Colavita congratulated the 2023 Columbus Day Parade Honorees: Grand Marshall: Joseph Cermele, Monsignor Anthony Maltese Award: Richard Cardinali, the David R. DiRubba Community Service Award: Danielle LeStrange and the Michael Provenzale Community Service Award: Lenny Merone.

The Supervisor acknowledged members of the Eastchester Police, Fire and Highway Departments for the professional response and excellent job in coping with the September 29th storm during which seven inches of rain fell in a matter of hours and caused flooding throughout town.

XI. SECOND OPPORTUNITY TO ADDRESS THE BOARD

The following residents of Bronxville Manor reported on flooding that continues to occur on Crawford Avenue and Middleton Place; Michael McLaughlin, Shawn Nealis, Stacy Maris, Ed O'Reilly, Tim Mullen and Neil Denning. The area is directly behind Iona College and has historically been a 'wet area with a high water table;' however, residents report that since the installation of two turf fields by the college the flooding has gotten worse. The Supervisor reported engineers are completing a survey of the 'Crawford Drainage Basin' and the Town and Village of Bronxville are working with NY State, Iona College and Siwanoy Country Club to redirect stormwater away from the area and/or to create a retention basin. Full comments and discussion can be viewed at:

<https://www.youtube.com/watch?v=9w3gmV0Rcsw> .

Peggy Angello and Keith Owen attributed the increase in flooding in the past few years to the grading of Lispenard Avenue and Hewitt Avenue that prevents water from reaching storm drains.

Linda Simonetti and Anthony Moracco discussed water damage caused by flooding on Tuckahoe Avenue and illegal and unpermitted work of a neighbor. Both the Highway Superintendent and the Building Inspector have visited the site to address the water and drainage problems. Supervisor Colavita indicated they would continue to do so to help resolve the issues.

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

Minutes prepared by;

Linda Laird
Town Clerk