

TOWN OF MOUNT PLEASANT

MINUTES OF THE REGULAR
MEETING OF THE TOWN BOARD
TOWN OF MOUNT PLEASANT
WESTCHESTER COUNTY, N.Y.
HELD APRIL 8, 2025

PRESENT	SUPERVISOR	- CARL FULGENZI
	COUNCILPERSONS	- LAURIE SMALLEY
		- THOMAS SIALIANO
		- DANIELLE ZAINO
		- MARK SARACINO
	TOWN CLERK	- EMILY COSTANZA
	TOWN ATTORNEY	- DARIUS CHAFIZADEH

The Supervisor opened the meeting at 7:02 PM with a Salute to the Flag.

I. Presentations

Recognizing the North East Westchester Special Recreation's (North East) Unified Floorball team, Bronze Medalists at the Special Olympics World Winter Games Turin 2025

RESOLUTION

On behalf of the Town of Mount Pleasant, the Town Supervisor and Town Board recognized the North East Westchester Special Recreation's ("North East") Unified Floorball Team for their Bronze Medal win at the 2025 Special Olympics World Winter Games in Turin, Italy. From March 8th to 16th, 2025, the team competed along with over 1,500 athletes from 103 countries. North East is a community-based therapeutic recreation program for children, teens, and adults with developmental disabilities residing in Westchester County. North East has an office in Hawthorne and Mount Pleasant is one of 12 towns that partner with the organization to run programs for its residents.

The Town Board was joined by White Plains Mayor Thomas Roach and Town of Poughkeepsie, Ward 2, Councilwoman Barbara Laird to recognize the athletes. The Town Supervisor delivered opening remarks congratulating the team on their achievement. The Town Board presented certificates to each athlete.

Councilwoman Zaino presented a certificate to Hawthorne resident, Louis Jost.

Councilman Saracino presented a certificate to Mike Bub on behalf of Yorktown Town Supervisor Ed Lachterman.

Councilwoman Smalley presented a certificate to Samantha Frederick on behalf of Yorktown Town Supervisor Ed Lachterman.

Councilman Sialiano presented a certificate to Will Smith on behalf of Somers Town Supervisor Robert Scorrano.

White Plains Mayor Roach presented a Proclamation to Andrew Stawicki.

Poughkeepsie Councilwoman Laird presented a certificate to Ben Stofsky.

The Town Board also presented certificates to Unified Partners Jessie Espinet, Sandy Crecco, Peter Gianatiempo, and Leigh Howard. Town Supervisor Fulgenzi presented certificates to each of the team's coaches: Joe Bellini, Head Coach; Nancy Bellini, Assistant Coach; and Ellen Pikula, Assistant Coach. The Supervisor invited the honorees and their families up for photos.

II. Bids and Awards

Authorization to Award Bid for the Mount Pleasant Childrens Pool Restoration to Carmine Duva General Contracting Inc. (Purchase Order 70-25-39) RESOLUTION 183-25

Upon motion of Councilman Sialiano, seconded by Councilman Saracino and unanimously carried, it was,

RESOLVED: That the bid for the Mount Pleasant Children's Pool restoration (Purchase Order No. 70-25-39) is granted to lowest bidder Carmine D'Uva General Contracting Inc., 25 Route 100, Katonah, NY 10536 for a cost of \$30,500.00 with an additional \$25.00 per sqft. to replace any defective Gunite concrete.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

III. Supervisor's Report

Purchase Order 162-25-02: Town Hall HVAC Service 2-year Contract RESOLUTION 184-25

Upon motion of Councilwoman Smalley, seconded by Councilwoman Zaino and unanimously carried, it was,

RESOLVED: That authorization for Purchase Order No. 162-25-02 is granted to sole bidder Clean Air Quality Service, 161 Brady Avenue, Hawthorne, NY 10532 for a two-year contract for Town Hall HVAC service beginning April 1, 2025 and ending March 31, 2027 for a monthly cost of \$1,430.00. The total contract cost is \$34,320.00.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

Purchase Order 12-25-05: Website Annual 2025
Renewal Fee

RESOLUTION 185-25

Upon motion of Councilman Saracino, seconded by Councilwoman Zaino and
unanimously carried, it was,

RESOLVED: That authorization for Purchase Order No. 12-25-05 is granted to
CivicPlus LLC, PO Box 737311, Dallas, TX 75373-7311 for the Town of Mount
Pleasant website annual fee for CivicEngage Central for the period March 29,
2025 through March 28, 2026 at a cost of \$10,934.59.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman
Sialiano, Councilwoman Smalley, Councilman Saracino

Purchase Order 12-25-06: Agenda Management
Software 2025 Annual Renewal Fee

RESOLUTION 186-25

Upon motion of Councilman Saracino, seconded by Councilwoman Smalley and
unanimously carried, it was,

RESOLVED: That authorization for Purchase Order No. 12-25-06 is granted to
CivicPlus LLC, PO Box 737311, Dallas, TX 75373-7311 for Agenda
Management CivicClerk software for the period March 29, 2025 through March
28, 2026 at a cost of \$6,697.29.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman
Sialiano, Councilwoman Smalley, Councilman Saracino

Purchase Order 830-25-05: Emergency UV Training –
Kensico Water District

RESOLUTION 187-25

Upon motion of Councilman Sialiano, seconded by Councilwoman Zaino and
unanimously carried, it was,

RESOLVED: That authorization for Purchase Order No. 830-25-05 is granted
to sole proprietor DeNora Water Technologies, 1110 Industrial Blvd., Sugar
Land, TX 77478 for emergency UV system training for the Kensico Water
District for Water Department staff and James DeBlock staff due to the
passing of a DeBlock employee at a cost of \$3,750.00.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman
Sialiano, Councilwoman Smalley, Councilman Saracino

Authorization to Approve a Street Closing Permit for
Willis Avenue from Frankford Street to Main Street

RESOLUTION 188-25

Upon motion of Councilwoman Smalley, seconded by Councilman Sialiano and
unanimously carried, it was,

RESOLVED: That a Street Closing Permit is granted to the following applicant:

Massimo Cardarelli - Willis Ave., Hawthorne

Closing: Willis Ave. from Frankford St. to Main St. on Saturday, June 28, 2025
from 12:00 PM to 10:00 PM for a block party (no rain date).

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman
Sialiano, Councilwoman Smalley, Councilman Saracino

Authorization to Approve Resolution to Oppose Con
Edison's Proposed Rate Hikes

RESOLUTION 189-25

**RESOLUTION OF THE TOWN OF MOUNT PLEASANT TOWN BOARD
OPPOSING CONSOLIDATED EDISON'S PROPOSED
ELECTRIC AND GAS RATE HIKES**

WHEREAS, the Town is composed of residents from a diverse range of socioeconomic backgrounds, many of whom are struggling to make ends meet in the face high energy costs; and

WHEREAS, in addition to staggering utility bills, inflation burdens the Town's residents with escalating costs of essentials such as food, medicine, transportation, and housing and many residents and businesses are continuing to recover from the effects of the pandemic; and

WHEREAS, Consolidated Edison Company of New York, Inc. (Consolidated Edison) is a regulated utility providing electric and gas services in the Town, where customers have no choice over energy providers; and

WHEREAS, in 2019 the Public Service Commission (PSC) granted Consolidated Edison three consecutive years of delivery rate increases and for the same consecutive three years Consolidated Edison has posted consistent annual revenue and income gains, while residents have struggled to choose between heat and other necessities in the same period; and

WHEREAS, Consolidated Edison now requests PSC approval for additional delivery rate increases over the next three years, which would impose a three-year cumulative total gas delivery bill revenue increase of 31.3% and a three-year cumulative total electric delivery bill revenue of 19.8% on top of market-driven increases in the supply cost of electric and gas; and

WHEREAS, Consolidated Edison's proposed rate increases would further reduce the purchasing power of the federal Low Income Home Energy Assistance Program, a program critical to low income residents; and

WHEREAS, New York's Climate Leadership and Community Protection Act

(CLCPA) requires utility providers to place emphasis on and investment in electrification and specific targeted emission reductions in disadvantaged communities; and

WHEREAS, Consolidated Edison's proposed rate increases are in large part supporting improvements in fossil fuel infrastructure.

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWN BOARD:

Section 1. The Town Board hereby ratifies and affirms each and every whereas paragraph above.

Section 2. The Town Board authorizes the Town to take the necessary steps to oppose Consolidated Edison's proposed electric and gas rate hikes.

Motion By: Councilman Saracino

Seconded By: Councilwoman Zaino

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

Authorization to Approve Resolution to Retain Dichter RESOLUTION 190-25
Law LLC with the Consortium of Municipalities to
Intervene in the Con Edison Rate Case before the
Public Service Commission

**A RESOLUTION AUTHORIZING THE HIRING OF JOEL R. DICHTER
OF DICHTER LAW LLC AS SPECIAL COUNSEL
TO REPRESENT PARTICIPATING WESTCHESTER MUNICIPALITIES
IN CON EDISON'S ELECTRIC AND GAS RATE CASE
BEFORE THE PUBLIC SERVICE COMMISSION**

WHEREAS, on January 31, 2025, Con Edison filed a petition with the New York Public Service Commission to increase electric and gas rates as of January 1, 2026; and

WHEREAS, under this petition, electric rates would rise by 18% with residential delivery charges increasing by 25.1%, and natural gas delivery rates rising by 19.1%; and

WHEREAS, this Con Edison rate hike proposal comes after an increase of 20% in rates over the past three (3) years and any further significant increases would have negative financial impacts on residents and businesses within Westchester County; and

WHEREAS, the Public Service Commission is currently reviewing Con Edison's petition for an electric and gas rate increase; and

WHEREAS, it is in the best interest of the **Town of Mt. Pleasant** be represented in this matter to ensure the concerns of local governments and its residents are adequately addressed; and

WHEREAS, Joel R. Dichter of Dichter Law LLC has the necessary experience and expertise to represent the interests of the participating municipalities in this case and has submitted a proposal dated February 13, 2025 to represent participating municipalities; and

WHEREAS, the proposal includes intervening in the rate case, conducting discovery, retaining expert witnesses, preparing briefs, and attending all hearings and any settlement negotiations at a total cost that shall not exceed One Hundred Thousand Dollars (\$100,000) which would be split equally among all of the participating municipalities that accept to his representation in this rate case; and

WHEREAS, such representation will only proceed if at least twenty (20) municipalities agree to be represented by Joel R. Dichter of Dichter Law LLC;

NOW, THEREFORE BE IT RESOLVED by the Town Board of the Town of Mt. Pleasant, as follows:

1. The **Town of Mt. Pleasant** hereby authorizes the hiring of Joel R. Dichter of Dichter Law LLC as special counsel to represent participating Westchester municipalities in Con Edison's Electric and Gas Rate Case before the Public Service Commission; and
2. The **Town of Mt. Pleasant's** share of the legal fees shall be determined based on an equal division among all participating municipalities, with the total amount of such representation not to exceed \$100,000 (example: (\$100,000/20 municipalities = \$5,000 each)). Should additional municipalities join on the cost, the amount will be lower for each respective municipality; and
3. This authorization shall only take effect if at least twenty (20) municipalities agree to be represented by Joel R. Dichter of Dichter Law LLC in this matter; and
4. The **Town of Mt. Pleasant** is hereby authorized to take all necessary actions to execute agreements and related documents and make payments in furtherance of this resolution; and
5. The Village of Rye Brook shall provide a monthly update to the **Town of Mt. Pleasant** on both the status of the case and legal fees expended; and
6. This resolution shall take effect immediately.

AND BE IT FURTHER RESOLVED, that the Village of Rye Brook shall coordinate the payment to Joel R. Dichter of Dichter Law LLC on behalf of the participating municipalities for representation in this Con Edison electric and gas rate case.

Motion By: Councilman Sialiano

Seconded By: Councilwoman Smalley

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

Authorization is Sought to Ratify and Authorize
Signature of a Memorandum of Agreement between
the Town of Mount Pleasant and the CSEA Blue Collar
Unit

RESOLUTION 191-25

Upon motion of Councilman Saracino, seconded by Councilwoman Zaino and
unanimously carried, it was,

RESOLVED: That the Town Board ratifies and authorizes signature of a
Memorandum of Agreement between the Town of Mount Pleasant and the
CSEA Blue Collar Unit, effective March 1, 2025, with language relating to
reimbursement of fees associated with obtaining certain CDL credentials as
well as a stipend of \$1,400.00 to members who are directed to wear a body-
worn camera.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman
Sialiano, Councilwoman Smalley, Councilman Saracino

Authorization to Approve Resolution Authorizing
Settlement of the Civil Rights Action Brought By the
Jewish Child Care Association of New York d/b/a
JCCA against the Town

RESOLUTION 192-25

Upon motion of Councilwoman Smalley, seconded by Councilwoman Zaino and
unanimously carried, it was,

RESOLVED: That the Town Board of the Town of Mount Pleasant authorized
the settlement of the matter of Jewish Child Care Association of New York
d/b/a JCCA v. Carl Fulgenzi and the Town of Mount Pleasant, pending before
the United States District Court, Southern District of New York under Case
Number: 24 Civ. 2580.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman
Sialiano, Councilwoman Smalley, Councilman Saracino

Investment Report

RESOLUTION

THE TOWN SUPERVISOR REPORTED THAT THE CURRENT RATE OF
INTEREST IS 3.75%.

IV. Business from the Floor

V. Town Clerk

Town Clerk's Report

RESOLUTION

[TOWN CLERK'S REPORT](#)

VI. Council Reports

Councilman Sialiano

Comptroller's Memo

RESOLUTION 193-25

Upon motion of Councilman Sialiano, seconded by Councilman Saracino and unanimously carried, it was,

RESOLVED: That authorization is granted to the Comptroller for payment of the following claims:

[SEE ATTACHED MEMO](#)

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

Authorization for Final Lump Sum Payout for Highway Department Employee RESOLUTION 194-25

Upon motion of Councilman Sialiano, seconded by Councilwoman Smalley and unanimously carried, it was,

RESOLVED: That authorization is granted for the final lump sum payout of Highway Department employee, John Coletti, as follows:

<u>Pay Type</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Amount</u>
Vacation	31.0	44.4705	\$1,387.27
Comp Time Earned	80.0	44.7505	\$3,580.04
			\$4,967.31

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

Authorization for Final Lump Sum Payout for Highway Department Employee RESOLUTION 195-25

Upon motion of Councilman Sialiano, seconded by Councilwoman Zaino and unanimously carried, it was,

RESOLVED: That authorization is granted for the final lump sum payout of Highway Department employee, Maureen Reck, as follows:

<u>Pay Type</u>	<u>Hours</u>	<u>Hourly Rate</u>	<u>Amount</u>
Vacation	161.0	40.5003	\$6,520.55
Unused Sick	105.0	40.5003	\$4,252.53
Unused Sick	140.0	40.5003	\$5,670.04
Unused Sick	210.0	40.5003	\$8,505.06
			\$24,948.18

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

Councilwoman Zaino

Councilman Saracino

Councilwoman Smalley

Authorization Hire Zachary Kardian to the Title of Laborer in the Division of Traffic and Safety Effective April 9, 2025, Salary per CSEA Blue Collar Collective Bargaining Agreement RESOLUTION 196-25

Upon motion of Councilwoman Smalley, seconded by Councilman Sialiano and unanimously carried, it was,

RESOLVED: That the Police Department is authorized to hire Zachary Kardian to the title of Laborer in the Division of Traffic and Safety, effective April 9, 2025 at a salary and benefits per the CSEA Blue Collar agreement.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

Authorization to Hire Traffic Safety Seasonal Maintenance Laborers RESOLUTION 197-25

Upon motion of Councilwoman Smalley, seconded by Councilwoman Zaino and unanimously carried, it was,

RESOLVED: That the Police Department is authorized to hire up to three (3) Seasonal Maintenance Laborers for the Division of Traffic and Safety per the following payscale:

New Hires (must be 18 years or older with a valid driver's license):	\$20.00/hr
Returning Employees:	\$20.50/hr

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman

Sialiano, Councilwoman Smalley, Councilman Saracino

VII. Schedule of Meetings

Work Session: Tuesday, April 15, 2025, at 7:00 PM RESOLUTION

Business Session: Tuesday, April 22, 2025, at 7:00 PM RESOLUTION

VIII. Adjourn

Upon motion of Councilman Sialiano, seconded by Councilman Saracino and unanimously carried, it was,

RESOLVED: That the meeting is adjourned at 7:49 PM.

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

[MIN_SIGNATURES]

