

Regular Meeting held by the Town Board, Town of Yorktown on  
June 19, 2007 at Downing Park, Route 202, Yorktown Heights, New York 10598

Present: Linda G. Cooper, Supervisor  
James Martorano, Councilman  
Nicholas Bianco, Councilman  
Matthew Metz, Councilman  
Louis Campisi, Councilman  
Alice E. Roker, Town Clerk

#### TOWN BOARD MEETING

Supervisor Linda G. Cooper called the meeting to order. Town Attorney Kevin Sweeny was also present.

#### PLEDGE OF ALLEGIANCE

#### MOMENT OF SILENCE

In honor of our Armed Forces serving in the military in this Country and abroad.

DURING HER REPORT TO THE TOWN, Supervisor Cooper stated that she attended a ceremony at Hudson Valley Hospital where officials broke ground for their new 110,000 square foot addition. The Supervisor also congratulated the organizers of Yorktown=s second Relay for Life for raising more than \$130,000 for cancer research. Tomorrow night, June 20<sup>th</sup> ASK (the Alliance for Safe Kids) will host the commencement services for the Youth Court. The Yorktown Heights Fire District will hold its annual Parade followed by the opening of a carnival on Wednesday evening. Supervisor Cooper also spoke about the Westchester Planning Federation=s Planning Awards. David Klaus, Chairman of the Yorktown Planning Board received the Award for Distinguished Citizen Planner. Yorktown=s Open Space Committee received a commendation.

DURING THEIR REPORTS TO THE TOWN, Councilman Nicholas Bianco stated that later tonight he will be offering a resolution that will celebrate the victories of the Lakeland Girls Field Hockey Team and the Lakeland Girls Basketball Team with signs at various entrances to the Town of Yorktown.

Councilman Martorano also congratulated the two sports teams from Lakeland. He also spoke about an Eagle Scout Ceremony that he attended for Kevin Cutignola and Joseph Perrotto. Mr. Cutignola's project involved restoring trails at Turkey Mountain. Mr. Perrotto built a dog training facility at the Yorktown Police Complex.

Councilman Louis Campisi spoke about a resolution adopted by the Westchester County Legislators which will pay \$4 2 million in construction costs for new ballfields on Route 132. The Board of Legislators also expressed their desire to pay for the construction of a new skateboard park in the Town of Yorktown once the Town has completed the application process.

DURING COURTESY OF THE FLOOR, the following residents addressed the Town Board:

Mr. Grigory Kravtsov spoke about an event that he would like to hold for the Town of Yorktown in which artwork will be sold to help alleviate the Town=s high property taxes. A similar event was held in the Town of Bedford benefiting the Westchester Land Trust which raised more than one million dollars.

Mr. Howard Frank stated that he was pleased to read that the Town will be passing a resolution tonight that will clear up an unsightly condition at a home on Allan Avenue. His hope is that the Town will continue this policy at other locations. Mr. Frank also requested that this new policy include the removal of graffiti from buildings in the center of Yorktown.

Mr. Vishnu Patel spoke about keeping safe during the summer reminding everyone to use sun screen products and insect repellent.

Mr. Mark Drexel updated the Town Board about his previous discussion concerning the Hilltop Hanover Farm. The surrounding residents have met with County Officials as well as the Farm Manager and the line of communication is open.

Mr. Gil Kaufman asked why the subject of town cars used by town employees was not on the agenda?

Supervisor Cooper responded to some of the comments:

The Supervisor stated that it is difficult for the government to do artwork. She further stated that she had proposed new legislation regarding graffiti, but the proposal was tabled by other members of the Town Board. Supervisor Cooper also stated that the Board was watching the movement of a bill in Albany which would change the way school taxes are paid.

SET PUBLIC HEARING  
PROPOSED LOCAL LAW AMENDING CHAPTER 216  
REGARDING FIRE HYDRANTS  
RESOLUTION # 223

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York at Railroad Station Park, Commerce Street, Yorktown Heights, New York, on the 3<sup>rd</sup> day of July, 2007, at 6:00 o'clock PM or as soon thereafter as the same can be heard, to consider a proposed Local Law amending Chapter 216 of the Code of the Town of Yorktown with regard to Fire Hydrants, as follows:

**Section I: Chapter 216-7. Obstruction of Fire Hydrants.**

It shall be unlawful for any person or company in any manner to obstruct the use or maintenance of any fire hydrant within the town, or to place any material or utility of type in front thereof or within 10 feet from either side thereof. It shall be the duty of the owner and occupant, jointly, of every parcel of real estate adjoining a fire hydrant to remove snow from around the fire hydrant within twenty four hours after precipitation event has concluded.

**Section II: Chapter 216-8. Unauthorized Use of Hydrants.**

It shall be unlawful for any person, unless duly authorized, to open, draw water from, unfasten, break or injure any fire hydrant. Any person doing so will be charged for the usage or loss of water resulting from such action. The amount of such charge shall be determined by the Water Department consistent with its established fee schedule and, absent actual measurement, may be calculated on the Water Department=s reasonable estimate of the volume of water lost or used. Such charge shall be in addition to any penalties and fines pursuant to Chapter 216-11.

The proposed law can be viewed on the Town Clerk=s website at [www.yorktownny.org](http://www.yorktownny.org)

A copy of the proposal is on file in the Town Clerk=s Office in the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York, where the same may be inspected during regular office hours.

All persons in interest and citizens may be heard at the public hearing to be held as aforesaid.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

SET PUBLIC HEARING  
PROPOSED LOCAL LAW AMENDING CHAPTER 280  
REGARDING VARIOUS WATER DISTRICTS  
RESOLUTION # 224

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York at Railroad Station Park, Commerce Street, Yorktown Heights, New York, on the 3<sup>rd</sup> day of July, 2007, at 6:00 o'clock PM or as soon thereafter as the same can be heard, to consider a proposed Local Law amending Chapter 280 of the Code of the Town of Yorktown with regard to Service Connections, Meters, Discontinuance of Service, Fire Hydrants, Main Extensions, Fees and Charges.

The proposed law can be viewed on the Town Clerk=s website at [www.yorktownny.org](http://www.yorktownny.org)

A copy of the proposal is on file in the Town Clerk=s Office in the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York, where the same may be inspected during regular office hours.

All persons in interest and citizens may be heard at the public hearing to be held as aforesaid.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

SET PUBLIC HEARING  
PROPOSED LOCAL LAW AMENDING CHAPTER  
REGARDING FLOOR AREA RATIOS AND IMPERVIOUS SURFACES  
RESOLUTION # 225

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York at Railroad Station Park, Commerce Street, Yorktown Heights, New York, on the 3<sup>rd</sup> day of July, 2007, at 6:00 o'clock PM or as soon thereafter as the same can be heard, to consider a proposed Local Law amending the Code of the Town of Yorktown with regard to Floor Area Ratios and Impervious Surface. This Article puts forth specific requirements for expansions of existing single-family homes, new housing and teardowns.

The proposed law can be viewed on the Town Clerk=s website at [www.yorktownny.org](http://www.yorktownny.org)

A copy of the proposal is on file in the Town Clerk=s Office in the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York, where the same may be inspected during regular office hours.

All persons in interest and citizens may be heard at the public hearing to be held as aforesaid.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

AWARD BID  
FALL PROGRAM BROCHURE  
PARKS AND RECREATION DEPARTMENT  
RESOLUTION #226

Upon motion made by Councilman Bianco, seconded by Councilman Campisi, WHEREAS, bids were accepted on Friday, June 3, 2005 for printing and delivering the 2005 Fall Program Brochure as specified to the Town of Yorktown Parks and Recreation Department, and

WHEREAS, bids were submitted by the following vendors:

Signature Press, Inc.  
168 Henry Street  
Buchanan, NY 10511  
BID: \$5,825.00  
\$ 695.00 - for each additional 4 pages

Five Star Graphics, Inc. dba Graphic Image  
561 Boston Post Road  
Milford, CT 06460  
BID: \$6,460.00  
\$ 820.00 - for each additional 4 pages

The Courier Printing Corporation  
24 Laurel Bank Avenue  
Deposit, NY 13754  
BID: \$6,546.00  
\$ 800.00 - for each additional 4 pages

Cambridge Data Graphics, Inc.  
1 Hollywood Avenue, Building 24  
Ho-Ho-Kus, NJ 07423  
BID: \$7,088.00  
No Bid - for each additional 4 pages

Shopsmart Central  
1520 Front Street  
Yorktown Heights, NY 10598  
BID: \$7,722.25  
\$ 595.00 - for each additional 4 pages

C&L Signs/Graphics, Inc.  
993 Lester Road  
Yorktown Heights, NY 10598  
BID: \$17,750.00  
\$ 1,500.00 - for each additional 4 pages

RESOLVED, that the 2007 Fall Brochure bid be awarded to the lowest bidder, Signature Press, Inc., 168 Henry Street, Buchanan, NY 10511

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

AUTHORIZE THE USE OF TOWN PROPERTY  
REMEDY AN UNSIGHTLY CONDITION  
2006 ALLAN AVENUE/PLACE LEIN AGAINST PROPERTY  
RESOLUTION # 227

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, by report dated May 30, 2007, the Code Enforcement Officer determined that the structure located at 2006 Allan Avenue, designated as Section 37.18, Parcel 2, Lot 35 on the Tax Map of the Town of Yorktown, is or may become dangerous or unsafe to the general public and that it is unfit for the purpose for which it may lawfully be used, and

WHEREAS, Code Enforcement Officer visited the property in response to a complaint that a pool was leaking water into the adjoining property. The water condition was found to be coming from a broken pipe within the house and the water main was shut down by the Water Department. The residence has not been maintained and adversely affects the neighborhood property values. The grass has become overgrown due to lack of maintenance and the progressive deterioration of the property is creating blight conditions the neighborhood.

WHEREAS, the residence is in foreclosure and abandoned by the former owner. The property was sold on November 1, 2005 for non-payment and a ten-day notice to vacate was issued on November 30, 2005. The former owner left the property sometime in 2007 according to our Tax Office; the new owner is Deutche Bank National Trust.

RESOLVED, that the Town Board authorize the Building Inspector to immediately cause the remedy of an unsafe condition as listed in Section 225-8 of the Town Code which states that Awhere it reasonably appears there is a clear and imminent danger to the life, safety or health of any person or property unless the unsafe condition is immediately remedied@ and to charge the expense of the remedy against the land on which it is located to be assessed, levied and collected as provided in Section 225-9 of the Town Code.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

AUTHORIZE THE CONVERSION  
SOFTWARE IN THE TAX DEPARTMENT  
FOR \$30,000  
RESOLUTION #228

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS the Town of Yorktown is desirous of purchasing new tax department software, and

WHEREAS, the Tax Receiver, Comptroller, Assessor and Supervisor have collaborated on systems, now

THEREFORE BE IT RESOLVED the Tax Department Software Purchase shall now be established as a capital project with a maximum budget of \$30,000 to be funded from the general fund balance.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

AUTHORIZE SUPERVISOR TO SIGN  
ORDER OF CONSENT RELATING TO THE YORKTOWN HEIGHTS  
WATER POLLUTION CONTROL FACILTIY CO3-2006-1018-5  
RESOLUTION #229

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, the Town of Yorktown is entering into a Consent Order with the New York State Department of Environmental Conservation to consolidates five existing order with the Town for the above referenced facility, NOW THEREFORE BE IT

RESOLVED, that the Town Supervisor is hereby authorized to sign the Order On Consent in resolution of the Yorktown Water Pollution Control Plant Case No. C03-2006-1018-5SPDES Permit No. NY-0026743 requiring the Town of Yorktown to pay a civil penalty in the sum of \$10,000.00

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

RELEASE ESCROW HIGHWAY DEPARTMENT  
PERMIT # 1150 IN THE AMOUNT OF \$500  
RESOLUTION #230

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, a representative of the Highway Department has made an inspection of the following site and found the work to be completed satisfactorily.

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the release of the following Escrow Deposit:

<u>Type of Permit</u>	<u>Permit #</u>	<u>Amount</u>	<u>Location</u>	<u>Refund to</u>
Driveway	1150	\$500.00	Quinlan St.	Anthony Celio 415 Birdsall Dr. Yorktown Hgts., NY

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

RELEASE ESCROW HIGHWAY DEPARTMENT  
PERMIT # 1155 IN THE AMOUNT OF \$500  
RESOLUTION #231

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, a representative of the Highway Department has made an inspection of the following site and found the work to be completed satisfactorily.

NOW, THEREFORE, BE IT RESOLVED, the Town Board authorizes the release of the following Escrow Deposit:

<u>Type of Permit</u>	<u>Permit #</u>	<u>Amount</u>	<u>Location</u>	<u>Refund to</u>
Driveway	1155	\$500.00	Dane St.	Joseph J. Priore Lori A. Priore JT Ten 3611 Dane St. Shrub Oak, NY

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

EXTEND AGREEMENT WITH TOWN ATTORNEY AND DEPUTY TOWN  
ATTORNEY FOR CONDUCTING PRETRAIL CONFERENCES ON STATE  
TROOPER TRAFFIC TICKETS  
RESOLUTION #232

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, the New York State Police have unilaterally implemented a policy pursuant to which they will no longer participate in any plea bargaining connected with prosecution of Vehicle and Traffic Law infractions; and

WHEREAS, the Town Board finds that it is necessary and appropriate to obtain the services of attorneys to undertake the task of plea bargaining formerly performed by State Police Officers; now therefore be it hereby

RESOLVED, that the Supervisor is authorized and directed to enter into an agreement with attorneys Kevin P. Sweeny and John W. Buckley to undertake the task of plea bargaining formerly performed by State Police Officers on a per diem basis; and be it further

RESOLVED, compensation shall be paid to each attorney at the rate of \$500 per diem.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

COMPREHENSIVE PLAN  
RESOLUTION #232A

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, the Town Board of the Town of Yorktown ("Town Board") proposes to update the Town's Comprehensive Plan (the "Proposed Action") and, in conjunction therewith, to amend zoning and land use provisions of the Town Code; and

WHEREAS, the Town Board had adopted a Generic Environmental Impact Statement ("GEIS") in June 2005 for a prior proposal to modify the Town's Comprehensive Plan and, in conjunction therewith, to amend certain zoning and land use provisions of the Town Code; and

WHEREAS, the Proposed Action is subject to the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the Town Board was designated as lead agency for the environmental review of the prior proposed modifications of the Comprehensive Plan and GEIS; and

WHEREAS, there are no other known involved agencies with respect to the Proposed Action; and

WHEREAS, the Town Board believes that it should continue to be designated under SEQRA lead agency for the Proposed Action, and

WHEREAS, the Town Board has determined that the Proposed Action may have a significant effect on the environment; and

WHEREAS, as the lead agency, the Town Board requires the assistance of professional planners and other outside professionals to advise the Town Board regarding the updating of the Comprehensive Plan and compliance with SEQRA; and

WHEREAS, the Town Board previously has retained the firm Phillips Preiss Shapiro Associates, Inc. ("PPSA") to provide advice on prior updates of the Town's Comprehensive Plan and associated amendments to the zoning and land use provisions of the Town Code; and

WHEREAS, PPSA is well suited to assist the Town Board in connection with the Proposed Action given PPSA's familiarity with, among other things, the prior, existing, and proposed versions of the Comprehensive Plan; and

WHEREAS, PPSA has provided the Town Board with a memorandum, dated June 15, 2007 (the "PPSA Memorandum"), which sets forth, among other things, PPSA's fee proposal for providing the above-mentioned services; and

WHEREAS, the Town Board finds PPSA's fee proposal to be reasonable; and

WHEREAS, the Town Board previously has retained the firm Eng-Wong Taub & Associates ("EWT") to serve as traffic/transportation consultant on prior updates of the Town's Comprehensive Plan; and

WHEREAS, EWT is well suited to assist the Town Board in connection with the Proposed Action given PPSA's familiarity with, among other things, traffic/transportation issues on the prior, existing, and proposed versions of the Comprehensive Plan; and

WHEREAS, EWT has provided the Town Board with a memorandum, dated June 15, 2007 (the "EWT Memorandum"), which sets forth, among other things, EWT's fee proposal for providing the above-mentioned services; and

WHEREAS, the Town Board finds EWT's fee proposal to be reasonable.

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. The Town Board shall be designated as lead agency under SEQRA for the Proposed Action.
2. The Town Board hereby determines that the Proposed Action may have a significant impact on the environmental and that a Supplemental Generic Environmental Impact Statement ("SGEIS") shall be prepared, and hereby adopts the Positive Declaration annexed hereto with respect to the Proposed Action and such SGEIS.
3. The Clerk of the Town of Yorktown shall file and publish this Resolution and Positive Declaration consistent with the requirements set forth under SEQRA.
4. The Town Board hereby authorizes and approves the retention of PPSA pursuant to the PPSA Memorandum annexed hereto.
5. The Town Board hereby authorizes and approves the retention of EWT pursuant to the EWT Memorandum annexed hereto

Approved by a vote of the Town Board 5 in favor, 0 opposed, 0 abstaining

AUTHORIZE SUPERVISOR TO SIGN SNAP AGREEMENT (SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM) FOR THE YEAR 4/01/2007-03/31/2008 RESOLUTION #233

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the Supplemental Nutrition Assistance Program (SNAP) agreement for year April 1, 2007 through March 31, 2008 for funding in the amount of \$4,973.00.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

APPROVE AUTHORIZATION TO APPLY TO NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR THE AQUATIC INVASIVE SPECIES ERADICATION GRANT PROGRAM RESOLUTION # 234

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, the Town of Yorktown Town Board authorizes the Planning Department to apply to NYS Department of Environmental Conservation for the Aquatic Invasive Species Eradication Grant Program ( 2006 / 2007 Application); and

WHEREAS, the Town of Yorktown Town Board will commit a matching share including donations, supplies and or materials, and volunteer labor as needed to meet the requirements of the grant; be it

RESOLVED, that the Town of Yorktown Town Board authorizes the Planning Department to apply to NYS Department of Environmental Conservation for the Aquatic Invasive Species Eradication Grant Program (2006 / 2007 Application).

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

AUTHORIZE THE SUPERVISOR TO SIGN AGREEMENT TO ALLOW THE FBI

USE OF THE POLICE ANTENNA B ONE YEAR LEASE OPTION TO RENEW  
RESOLUTION #235

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,  
BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to  
sign an agreement to allow the FBI use of our police antenna, one year lease with option  
to renew for nine years.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

AUTHORIZE THE PAYMENT OF UP TO \$5,000 FOR ADDITIONAL  
ENGINEERING SERVICES FOR THE SHRUB OAK RESTORATION PROJECT  
RESOLUTION #236

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, on June 3, 2003, the Town Board authorized the Shrub Oak Lake  
Restoration project by choosing Kellard Engineering & Consulting, P.C. to act as the  
engineers for the project for a total amount up to \$50,000.00

WHEREAS, on June 10, 2007, the Commissioners of the Shrub Oak Lake  
Association Park District, respectfully requested authorization to increase this project to a  
total amount up to \$55,000.00, for additional engineering services needed.

THEREFORE, be it resolved, the Shrub Oak Lake Restoration project is  
increased an additional \$5,000.00 to a total sum up to \$55,000.00 for additional  
engineering services of Kellard Engineering & Consulting, P.C.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

AUTHORIZE SUPERVISOR TO SIGN AGREEMENT WITH NY POWER  
AUTHORITY REGARDING MUNICIPAL ELECTRIC SUPPLY  
RESOLUTION #237

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, the Town Supervisor is authorized to sign an agreement with New  
York Power Authority regarding municipal electric supply.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

ENDORSE APPLICATION FOR A GRANT UNDER  
TRAILS PROGRAM FOR A TRAIL PROJECT KNOWN AS  
HUDSON HILLS & HIGHLAND TRAILWAYS B TEATOWN LAKE  
RESERVATION  
RESOLUTION #238

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, Teatown Lake Reservation is applying to the New York State Office  
of Parks, Recreation and Historic Preservation for a Parks Department grant for a trail  
improvement project to our Lakeside Trail that involved installing raised beds over  
exposed tree roots, removal of invasive species, replacement of the gazebo roof,  
rebuilding rotting foot bridges and replacing signage.

WHEREAS, as a requirement under the rules of these programs, said not-for-  
profit corporation must obtain the Approval / endorsement of the governing body of the  
municipality in which the project will be located@.

NOW, THEREFORE, be it resolved that the Town Board of Yorktown hereby  
does approve and endorse the application of Teatown Lake Reservation for a grant under  
the Recreation Trails Program for a trail project known as Hudson Hills & Highlands

Trailway and located within the community.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

REFERRALS B REQUEST FOR CLUSTERING

LOCKWOOD ESTATES SUBDIVISION

RESOLUTION #239

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, the Town of Yorktown will consider a request for clustering with regards to the Lockwood Estates Subdivision. The request for clustering has been referred out to the following: Town Board, Highway Superintendent, ABACA, Conservation Board, Community Housing Board, Public Safety Committee, Town Engineer, Water Department, Lake Mohegan Fire Department, Westchester County Planning Board, and the Town of Putnam Valley.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

REFERRALS

EXXON MOBIL B 3205 CROMPOND ROAD

AMEND SPECIAL USE PERMIT

RESOLUTION #240

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, the Town of Yorktown will consider a request to amend Exxon Mobil=s Special Use Permit with regards to signage and overall appearance. The request has been referred out to the following: Town Board, ABACA, Building Inspector and the Planning Department.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

APPOINTMENT

BUILDING AND MAINTENANCE DEPARTMENT

JEFFREY BAUMEISTER B TEMPORARY LABORER

RESOLUTION #241

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

BE IT RESOLVED, that Jeffrey Baumeister is hereby appointed Temporary Laborer in the Town Buildings and Maintenance Department effective Monday, June 18, 2007 to be paid from Yorktown CSEA Salary Schedule A, Group 5, Step 1 which is \$36,996 annually.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

APPOINTMENT

PARKS AND RECREATION

BRIAN GRAY B ASSISTANT SUPERINTENDENT OF RECREATION

RESOLUTION #242

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

BE IT RESOLVED, that Brian Gray is hereby appointed Assistant Superintendent of Recreation in the Yorktown Parks and Recreation Department effective June 25, 2007 to be paid \$81,500 annually.

BE IT FURTHER RESOLVED, that this appointment is subject to a probationary period of not less than 12 nor more than 52 weeks.

RESOLVED, that the benefits, vacation and leave policy for the Assistant

Superintendent position will be as follows:

Sick days, personal days and floating holidays shall track the CSEA agreement.

Vacation shall be granted as follows:

January 1, 2008	15 days
January 1, 2009 B January 1, 2012	Increase 1 day each year
January 1, 2013 and beyond	20 days

Participation in medical / dental / vision benefits shall track the CSEA agreement.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

APPOINTMENT

WATER DEPARTMENT

DOUGLAS NEESON B WATER MAINTENANCE WORKER

RESOLUTION #243

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

BE IT RESOLVED, that Douglas Neeson is hereby appointed Contingent Permanent Water Maintenance Worker Grade 2 from Eligible List No. 68-734 effective June 18, 2007 to be paid from Yorktown CSEA Salary Schedule A, Group 10, Step 1 which is \$44,584 annually.

BE IT FURTHER RESOLVED that this appointment is subject to a probationary period of not less than 12 nor more than 52 weeks.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

CHANGE

REDUCTION OF HOURS

BRUCE BARBER B ENVIRONMENTAL CODE INSPECTOR

RESOLUTION # 244

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

BE IT RESOLVED that effective July 1, 2007 Bruce Barber, Environmental Inspector will reduce his number of hours worked to 10 hours per week and will be paid the pro rated salary.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

APPOINTMENT

GWEN WRIGHT B COMMUNITY HOUSING BOARD

RESOLUTION #245

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

BE IT RESOLVED, Gwen Wright is appointed to the Community Housing Board.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

REFUND DUPLICATE TAX PAYMENT

RESOLUTION #246

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,

WHEREAS, records of the Receiver of Taxes indicate that the following duplicate tax payment was made:

<u>Year and Tax</u>	<u>S-P-L</u>	<u>Account #</u>	<u>Refund</u>
2007 Town/Cty	16.10-1-38	0202500	\$4,458.99
2007 Town/Cty	48.07-1-32	4497000	\$2,550.88
2007 Town/Cty	27.05-2-44	2482500	\$83.60

BE IT RESOLVED, that the Supervisor is hereby authorized to refund the above noted amount.

Cooper, Martorano, Bianco, Campisi, Metz Voting Aye.  
Resolution adopted.

#### MONTHLY REPORTS

Building Department B Permit Cost Report B May 2007

Three young people from the LEO Club presented a check totaling \$400.00 to Supervisor Cooper which she will forward to Yorktown HELP, the Town=s food pantry which is based in the Yorktown Community and Cultural Center.

DURING COURTESY OF THE FLOOR, the following residents addressed the Town Board:

Mr. Patel also reminded residents to make sure that all fires are extinguished when their cooking outside during the summer.

Mr. Grigory Kravtsov continued his conversation about making and selling metals to offset our high property taxes. He also asked the Town Board for permission to erect signs about his art fund raising plans.

Mr. Howard Frank stated that the Town of Yorktown should be monitoring the manufacturing plants on Front Street to find out if the copper which has been discovered in the sewer plant is coming from them.

Supervisor Cooper stated that the Town had the same thought, but later found out that the plants were not the source of the copper.

Mr. Kevin Cox stated that a traffic light on East Main Street near Lakeland High School has been out since last December. He also asked the Board what they were going to do about flooding in his area. His house has been flooded several time. Mr. Cox said that he believes that the bridge at the Shrub Oak Memorial Park is the source of the flooding.

Councilman Bianco stated that he has been attempting to reach the Environmental Code Enforcement Agent, Bruce Barber with no success. He would like to find out from Mr. Barber if that was an area that the summer stream team worked in.

Supervisor Cooper stated that the stream team had not worked in the area referred to by Mr. Cox. She further stated that she is aware of the problem and is attempting to resolve it. Westchester County=s Department of Public Works should be doing the work in this area, but they say because the Town took over East Main Street, all the drainage in the area is now Yorktown=s responsibility.

Mr. Cox further stated that the Highway Superintendent did come out, but he has not heard anything from him.

Councilman Bianco suggested that the Town might want to have Bruce Barber come out during the next storm and take pictures.

ADJOURN

Upon motion made by Councilman Bianco, seconded by Councilman Campisi,  
the Town Board meeting was adjourned.

Alice E. Roker  
Town Clerk  
Town of Yorktown