

Work Session held by the Town Board, Town of Yorktown on September 25, 2007. Yorktown Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598.

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

#### EXECUTIVE SESSION

Councilman Campisi moved, seconded by Councilman Martorano, to move into Executive Session to discuss personnel.

Councilman Bianco moved, seconded by Councilman Martorano to move out of Executive Session and proceed with the Work Session.

#### WORK SESSION

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

#### TAX SOFTWARE

##### RECEIVER OF TAXES

Elfride Schmidt, Receiver of Taxes was present to discuss a particular tax software program that is different from the package the Town's Comptroller recently received approval for. Supervisor Cooper explained that there are two software programs that are currently being used by many local governments. Each program has its own benefits. Mrs. Schmidt asked the Board to read the information which she copied for them.

The Councilmen would like to see the Comptroller and the Tax Receiver together the next time this issue is before them.

#### CAT COLONY

##### HILLTOP NEIGHBORHOOD

Councilman Bianco began a discussion about feral cats in Hilltop neighborhood. He was alerted to this issue by a series of telephone calls he received from residents living in the area. Up to 40 cats have been seen running wild. Residents report that cat droppings, as well as vomit is found on driveways every day. Councilman Bianco also stated that earlier this year, the Health Department conducted a visit in the area, but failed to turn up a health hazard. He spoke about Melissa O'Brien who is in addition to living in the neighborhood, is also a member of Paws for Love. She is trapping the adult cats and bringing them to a veterinarian where they are given rabies shots and then neutered or spayed. The cat is then returned to the neighborhood. If all of the cats are neutered or spayed and given rabies shots, eventually this colony will die out.

Other residents were given the opportunity to speak. One woman handed the Town Board information from the American Veterinary Association that states that the trap, neuter and release program does not work. She also spoke of the number of diseases caused by feral cats, particular as it relates to pregnant woman. Other speakers stated that this has been a nine year problem and that they were tired. They believe it was not fair for them to have to put up with this situation.

Councilman Metz stated that it was his opinion that this situation should not be allowed to continue. The woman who is feeding these cats must be told to stop it.

Councilman Bianco suggested that the Town consider helping to offset the cost of these doctor visits.

A resolution authorizing the payment of up to \$5,000 for neutering and spaying will be placed on the next agenda.

CROTON PLAN

Supervisor Cooper stated that there will be public meetings on this issue on September 24 and October 4<sup>th</sup>.

MURPHY’S DANCE HALL PERMIT

RESOLUTION #362

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

RESOLVED, that the Town Board authorizes the Town Clerk to issue a Dance Hall Permit to Murphy’s Restaurant located at 355 Kear Street, Yorktown Heights, NY.

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

AWARD BID #07-1 VARIOUS CHEMICALS

WASTEWATER TREATMENT PLANT

RESOLUTION #363

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

WHEREAS, bids were received Thursday, September 6, 2007, for Various Chemicals for the Wastewater Treatment Plant and are summarized as follows:

<u>CHEMICAL</u>	<u>NAME OF BIDDER</u>	<u>AMOUNT BID</u>
Chlorine Gas	Coyne Chemical Co., Inc.	\$125.45 per cylinder
	JCI Jones Chemicals, Inc.	\$150.00 per cylinder
Sulfur Dioxide	Coyne Chemical Co., Inc.	\$136.99 per cylinder
Sodium Hydroxide	Coyne Chemical Co., Inc.	\$3.92 per 55 gallon - DRUM
Ferric Chloride	Kemira Water Solutions, Inc.	\$411.00 per dry ton
Calgon Poly-E-Z 6500	Nalco Company	\$11.175 per dry ton

RESOLVED, that the bid for Chlorine Gas be awarded to Coyne Chemicals, Co. the low bidder, at a cost of \$125.45 per cylinder, and be it further

RESOLVED, that the bid for Sulfur Dioxide be awarded to Coyne Chemical Co., Inc., the sole bidder, at a cost of \$136.99 per cylinder, and be it further

RESOLVED, that the bid for Sodium Hydroxide be awarded to Coyne Chemical Co., Inc., the sole bidder, at a cost of \$3.92 per 55 gallon drum, and be it further

RESOLVED, that the bid for Ferric Chloride be awarded to Kemira Water Solutions, Inc., the sole bidder, at a cost of \$411.00 per dry ton, and be it further

RESOLVED, that the bid for Calgone Poly-E-Z 6500 be awarded to Nalco Company, the sole bidder, at a cost of \$11.175 per dry ton.

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

AWARD BID #07-2

SLUDGE AND GREASE REMOVAL

RESOLUTION #364

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

WHEREAS, bids were received Thursday, September 6, 2007, for Sludge and Grease Removal and are summarized as follows:

<u>BIDDER</u>	<u>DIGESTER CLEANING</u>	<u>SLUDGE PUMP &amp; REMOVAL SCHEDULED AT STP</u> (per gallon)
Fred A. Cook, Jr., Inc.	\$0.42	\$0.14
Spectraserv	\$0.56	\$0.23

<u>BIDDER</u>	<u>GREASE PUMP &amp; REMOVAL STANDBY WEEKDAYS</u>
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Fred A. Cook, Jr., Inc.	\$94.75
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RESOLVED, that the bid for Digester Cleaning is awarded to Fred A. Cook, Jr., Inc., the low bidder, at a price of \$0.42 per gallon, and be it further

RESOLVED, that the bid for Sludge Removal scheduled at the STP, is awarded to Fred A. Cook, Jr., Inc., the low bidder, at a price of \$0.14 per gallon, and be it further

RESOLVED, that the bid for Grease Pump & Removal and Standby is awarded to Fred A. Cook, Jr. Inc. the sole bidder, at a base price of \$94.75/hour, and be it further

RESOLVED, Grease Pump & Removal will be paid at a rate of \$0.20/gallon, and be it further

RESOLVED, Standby Weekdays will be paid at a rate of \$10/hr + the standby weekday regular hourly rate bid, and be it further

RESOLVED, Standby Saturday will be paid at a rate of \$15/hr + the standby weekday regular hourly rate bid, and be it further

RESOLVED, Standby Sunday and Holidays will be paid at a rate of \$25/hr + standby weekday regular hourly rate bid.

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

AUTHORIZE SUPERVISOR TO SIGN  
ONE YEAR AGREEMENT RENEWAL WITH SULLIVAN DATA  
FOR SUPPORT OF TOWN COMPUTER SYSTEM  
RESOLUTION #365

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

RESOLVED, that the Town Supervisor is hereby authorized to sign a one year renewal agreement with Sullivan Data for support of the Town computer system. Sullivan Data's contract fee for the support is \$37,492.

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

AUTHORIZE SUPERVISOR TO SIGN  
STIPULATION AGREEMENT OF SETTLEMENT  
BETWEEN CSEA AND THE TOWN OF YORKTOWN  
MICHAEL COLARUSSO  
RESOLUTION #366

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

BE IT RESOLVED, that the Town Supervisor is hereby authorized to sign the

Stipulation of Settlement between the CSEA and the Town of Yorktown in full settlement of a grievance dated August 28, 2007 filed by Michael Colarusso.

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

#### TOWN SUPERVISOR TRANSITION

Councilman Martorano began a discussion about the Town Supervisor transition.

Members of the Board stated that there were as many as three options; do nothing, appoint a Town Board member, appoint a manager in the absence of a supervisor, or appoint someone else.

Councilman Bianco stated that this should be open to the 36,000 residents of Yorktown. He said the Board has known for a month about this resignation, and he said the majority chose to do nothing. The Councilman stated that he was willing to devote his time, possibly this weekend to interviewing all candidates.

Councilman Metz stated that this is a unique situation. This is a 30 day appointment. The obvious choice is the Town Clerk, who is qualified, knowledgeable, non controversial and above all has the highest level of integrity.

There was more discussion concerning the process which Councilman Bianco stated that the public was shut out of.

#### PRIMARY SIGNATORY AND ALTERNATE SIGNATORY ON TOWN BANK ACCOUNTS RESOLUTION #367

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

RESOLVED, that effective October 1, 2007, and to coincide with her resignation as Town Supervisor, Linda G. Cooper is not authorized to act as a signatory on any Town bank account.

FURTHER RESOLVED, that effective October 1, 2007, the Town Board authorizes the Town Supervisor to act as primary signatory, and the Deputy Supervisor to act as alternate signatory in the event the primary signatory is unable or unavailable to act as signatory, on the following Town Bank accounts:

Chase Bank  
2002 Commerce Street  
Yorktown Heights, New York  
Account Number 48-120148

Bank of America  
2 Triangle Center  
Yorktown Heights, New York  
Account Number: 3385901644

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

#### APPOINT INTERIM TOWN SUPERVISOR EFFECTIVE OCTOBER 1, 2007 TO DECEMBER 31, 2007. RESOLUTION #368

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

RESOLVED, that Alice E. Roker is hereby appointed Interim Town Supervisor effective October 1, 2007 to December 31, 2007.

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

ADJOURN

Councilman Bianco moved, seconded by Councilman Martorano to adjourn the  
Town Board meeting.

Alice E. Roker  
Town Clerk  
Town of Yorktown