

Meeting of the Town Board, Town of Yorktown held on April 17, 2018 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598.

Present:       Ilan D. Gilbert, Supervisor  
              Alice E. Roker, Deputy Supervisor  
              Vishnu V. Patel, Councilman  
              Thomas P. Diana, Councilman  
              Edward Lachterman, Councilman

Also Present: Diana L. Quast, Town Clerk  
              Richard S. Abbate, Town Attorney

#### TOWN BOARD MEETING

Supervisor Ilan Gilbert called the meeting to order.

#### EXECUTIVE SESSION

Upon motion made by Councilman Patel seconded by Councilwoman Roker, the Town Board moved into Executive Session to discuss personnel, litigation, and negotiations. Upon motion made by Councilman Patel, seconded by Councilwoman Roker, the Town Board moved out of Executive Session and proceeded with the meeting.

#### PLEDGE OF ALLEGIANCE

Supervisor Gilbert led the Pledge of Allegiance.

#### MOMENT OF SILENCE

A moment of silence was observed in honor of our men and women serving in the Armed Forces, as well as for former Town Supervisor Albert Capellini.

#### REPORT FROM THE SUPERVISOR

Supervisor Gilbert paid tribute to Albert Capellini, former Town Supervisor, who recently passed away.

Supervisor Gilbert reported that his office is continuing to deal with downed power lines and outages from the recent storms. He has been in touch with the utility companies to correct the outstanding issues. Con Edison will be conducting tree trimming and affected residents will be notified by the company. He has recently met with NYSEG, Verizon, Cablevision, and Con Edison regarding their response and service to residents.

Con Edison will be conducting tree trimming as part of their three-year cycle of maintenance. Affected homeowners will be notified by mail from Con Edison.

Supervisor Gilbert mentioned credits and refunds to residents from the cable companies; they are not automatic – homeowners must get in touch with the company. He met with NYSEG at the beginning of April to discuss their response to the storms and proposed upgrades to the facilities in our area. He also met with Con Edison regarding the same. He mentioned that there should be a purchase of additional trucks by Con Edison, as well as potentially setting up a staging area in Yorktown for future storms.

Algonquin will be periodically be conducting blasting along the pipeline corridor from April 16 through May 16. Any affected residents (within 300 feet) will be notified by Enbridge, parent company of Algonquin.

Supervisor Gilbert mentioned his attendance at recent events in Town: the 55<sup>th</sup> anniversary of the Yorktown Volunteer Ambulance Corp, the installation of the officers for the Mohegan Volunteer Firefighters District, the Yom HoShoah service at the Yorktown Jewish Center to honor those victims of the Holocaust.

Supervisor Gilbert recognized the work done by Bill Kellner and the Tree Conservation Advisory Commission, who partnered with various groups including Yorktown Parks & Recreation Department, Yorktown Parks & Recreation Commission, the Taconic Tree Care, and the NY-NJ Tree Conference, and others, in removing invasive species from Turkey Mountain.

Supervisor Gilbert said he has been busy trying to resolve the inherited issues regarding the garbage contract. He has been meeting with the current carting company to get reasonable and fair resolutions to the remaining issues.

The Town is going to be celebrating their 230<sup>th</sup> anniversary. The Town is considering how to recognize this occasion and any suggestions and participation by various town organizations is welcome.

Supervisor Gilbert announced vacancies on the following boards: ABACA, Cable Committee, Housing Board, Conservation Board, Economic and Business Revitalization Committee, Senior Advisory Board, Open Space Committee, and Substance Abuse Prevention and Mental Health Committee. If anyone is interested, they should submit to the Supervisor's Office, by either email or mail, a short cover letter outlining their interest and background.

#### REPORTS FROM THE TOWN COUNCIL

Councilman Diana stated he has been working on the 230<sup>th</sup> anniversary committees. He is working with the fire department regarding parade parameters. He also mentioned on April 22 there will be a car show on Commerce Street.

Councilwoman Roker talked about the Yorktown Teen Center's upcoming event, Fiesta Raffle Night, at the Nutrition Center from 6:00 to 9:00 p.m. The night includes refreshments, entertainment, and raffles. On May 23, the Yorktown Small Business Association will have a meeting at Mercy College at 8:00 a.m. for those who are interested in starting a small business. Valuable resources will be available. Bob Giordano, President - Yorktown Small Business Association, will be reporting on the event at a future board meeting.

Councilman Lachterman reminded everyone that the Senior Advisory Committee will be having their monthly meeting this Friday in Town Hall. The Lions are having their annual golf outing on May 16 at Mahopac Golf Course. He asked if anyone knows any survivors of the Holocaust, Kinder Transport, Liberators, Refugees for an event in the interest of education and recognition. Councilman Lachterman also paid tribute to Albert Capellini. He also displayed an anonymous postcard that was insulting and criticized his work on the Board. He and the Board discussed how inappropriate and inaccurate this criticism was.

Councilman Patel used his time to focus on two Troop 174 Boy Scouts, Spencer Kitts and Krishna Kumanan, who were present as part of their citizenship badge and had questions for the Board on citizenship and what it means to be a U.S. citizen. A discussion ensued with the Board on these topics, as well as the role the Board plays in Town government.

#### PRESENTATION

Supervisor Gilbert asked Dr. Pell and Lynn Briggs, members of the Landmarks Preservation Commission, to approach the Board. Members of Dr. Pell's family and Paul Martin, Yorktown Historical Society, also came before the Board. Dr. Pell was recognized and a proclamation read for his commitment to preservation and landmarking in the Town of Yorktown.

Supervisor Gilbert also mentioned the passing of former First Lady Barbara Bush.

Mr. Daniel Nardo, engineer with Con Edison, came before the Board to present the gas work project that Con Edison is doing in Town over the next several years. Overall, the project is to replace the supply main from Gomer Street to Granite Springs Road and Sunset Street. There is a pressure division valve on Sunset that supplies Yorktown and Cortlandt from the rest of the elevated pressure gas systems in the county. Con Ed would like to eliminate that valve and combine the systems to be able to supply gas service more reliably. Because the systems are separated, it doesn't allow them to have a contingency in case they lose a transmission run within the separated system. They have about 12,000 feet remaining here and would like to also increase the pressure up to 89 pounds. In order to increase the pressure they have to replace all "leak-prone" pipes (pipes installed prior to 1972). This year they are doing the south end around Broad Street and Hanover Street. They are starting the side streets off of Hanover this summer. The 16-inch main on Gomer Street will be done in two phases: the 800 feet of pipe replacement will start at London Road; then 2000 feet that goes to Sterling Street. There will be staging area on Sterling Street. They will be trenching 200 feet at a time and will put recessed road plates down. When

the 200 feet is down, it will be backfilled. They are committed to doing a better job than last year when the Town had issues with how they handled the work.

Supervisor Gilbert said that the Board is very aware of last year's problems and appreciates Con Edison's attempt to monitor their work. He said that, thanks to Dave Paganelli, Con Edison has agreed to pave curb to curb when each section is completed.

Councilman Patel said that, as each new piece is started, Con Edison keep the Town and the residents informed. A Con Edison representative said they will be supplying work notices to be posted on our website.

Mr. Dave Paganelli asked if the Board would take the initiative to issue the wetlands permit this evening and was told it would.

Upon motion made by Councilman Lachterman, seconded by Councilman Diana, the wetland permit was approved for the portion of Con Edison's work that affects the wetlands in the area.

Mrs. Kim Angliss Gage approached the Board to discuss the upcoming Battle of Yorktown to help clean up unsightly litter along Yorktown's roads. It will be held April 21<sup>st</sup>, coordinated by Refuse and Recycling. She gave statistics on past garbage collected, as well as the number of volunteers, and the effectiveness of the program. She also talked about the effectiveness of the Curbside Recycling Program. Ms. Angliss Gage acknowledged three department members: Kevin Alimonte, Jeffrey Rosenstrach, and Don Gafney. Their skill level and dedication were recognized. The electronic recycling day and the textile recycling program were also discussed.

Councilman Patel asked about separation of recycling. Ms. Angliss Gage also mentioned that people need to be careful about what they are disposing and cited a few instances of injuries and truck damage due to careless disposal of items.

Mr. Orlowski, Superintendent of Parks and Recreation, and members of the Parks and Recreation Commission made a presentation to the Board giving a quick overview of the roles the Department and Commission play in the Town, as well as an update regarding the status of the Granite Knolls Sports and Recreation Facility. Parks and Recreation provide services and recreation to keep the community active. Their mission is to enrich the quality of life through recreational opportunities at the municipal level. Diana Quast, Chair of the Parks and Recreation Commission, thanked the Board for allowing them to present their project, and introduced the members of the Commission: Al Avitable, Vice-Chair, Patricia Caporale, Patrick Cumiskey, Joseph Falcone, James Martorano, Jr., and Matthew Talbert. Todd Orlowski then made a presentation regarding his department's responsibilities and his staff. Diana Quast gave a presentation on the history and role of the Commission. Both reviewed the projects and park grounds that have been completed and are currently in progress. Bill Kellner, Tree Conservation Committee and presented information of the program he, along with other organizations and volunteers, held regarding the removal of invasive species at Turkey Mountain Park.

Mr. Todd Orlowski gave an overview of what has been completed at Granite Knolls and what is in progress. Councilwoman Roker asked when it will be ready and was told by Patrick Cumiskey that the park should be open by mid to late July and the sports fields will be ready for the sports clubs for the fall season.

Mr. Al Avitable said that we probably have one of the best park systems in Westchester County. They maintain over 3,000 acres of parkland; if you combine the parkland and open space, it is probably about 5,000 acres. There is a lot of work to be done with the same number of employees that they started out with 15 years ago with half as much work. He said that they are going to need help – probably about 3 more people. The Town should be very proud of its park system and Commission.

Mr. Todd Orlowski also acknowledged his staff and the tremendous amount of work they do. He also thanked Dave Paganelli, Highway Superintendent, and his department for helping them out.

Councilman Patel commended the process of acquiring the land and establishing the project which has been a partnership of homeowners and the Board.

## COURTESY OF THE FLOOR

Mrs. Rosemary Panio, resident, brought a complaint to the Board regarding the loss of electricity. She questioned why the Town's lines are not underground. She asked the Board to reach out to our legislators and state government representatives to advocate for underground lines.

Mr. Bill Kellner, Tree Preservation Committee, invited all to the Arbor Day Celebration on April 27<sup>th</sup> at 4:00 p.m. at Patriot Garden.

Mr. John McMullen, Yorktown Poet Laureate, recited his work "Town Board Meeting."

Mr. Ed Ciffone, United Taxpayers of Yorktown, asked what happened to the second Courtesy of the Floor and called for a vote. He also wanted a vote to allow outside organizations to use the Town Board Room without the current restrictions. Mr. Ciffone wanted to know why department heads are not present at town board meetings. He wanted to know the current cost of Granite Knolls. He also wanted to remind the Board to keep the residents in mind when it comes to future tax increases.

Mr. Jay Kopstein, resident, complimented Town Engineer Mike Quinn, Diana Quast, and Maura Weissleder for their quick response to his phone calls. He also said people need to stop tailgating the town and utility trucks who are trying to do road repairs from the storms. "Slow Down" signs should be put on the trucks to remind people that they are working. Mr. Kopstein also stated that we are overly sympathetic to developers. Properties have been purchased that are undevelopable and then the developer starts asking for zoning changes to allow for development and then "cry poverty." This should be the onus of the developer, not the Town. We should not be allowing zoning changes that infringe on the rights of the neighbors, just to allow the developer their plans.

Mr. Daniel Aufgritz, LaVoie Court, also requested a second Courtesy of the Floor. He also mentioned that the new trailway between Route 118 and Baldwin Road should have a traffic control device on Baldwin Road for those crossing the road. Mr. Aufgritz asked for an update from the Highway Superintendent regarding the money Senator Murphy gave for highway repair.

Mr. Marc Lieberman, resident, asked if Con Edison could put the electrical lines in the same place as the gas pipes since they are digging up the roads anyway. He also congratulated the Highway Department for plowing his street, which is a tertiary road.

Mr. Tom Brady, resident, also would like to see a second Courtesy of the Floor. In conjunction with the Con Edison project, Mr. Brady said he would love to have gas in his area.

Mr. Dan Strauss, resident, attended the Senior Advisory Committee meeting and the issue of safety in the YCCC building was raised and he wanted to know if there is any plan to make it safer. He does not want to see this pushed aside.

Upon motion made by Councilman Lachterman, seconded by Councilman Patel, Courtesy of the Floor was closed.

Councilwoman Roker responded to Mr. Strauss's concerns. She said that she met with the Police Department and Margaret Gspurning, Town Buildings. There will be a presentation when they feel they have finalized a plan. Details of this cannot be discussed because it involves safety.

Councilman Lachterman responded to Mr. Lieberman by saying electrical and gas lines cannot be mixed; they need to be separated by a certain amount of distance. He also responded to Mr. Ciffone's comments regarding the use of the Town Boardroom by outside organizations. The use of the boardroom is not prohibited but from a safety standpoint, the insurance certificate is required. A \$25,000 usage fee is required to help offset the cost of personnel who would have to clean the room. Courtesy of the Floor is directed to the Town Board, the presence of department heads is not required unless directed by the Board. A second Courtesy of the Floor is not always possible, given the length of some of the meetings.

Supervisor Gilbert said his recollection was only to move Courtesy of the Floor to the beginning of the meetings. His consideration of a second session was to be considered, but he now understands that the length of some of the meetings makes that almost impossible. However, he will keep an open mind and will make a motion at some point in the future if deemed appropriate.

A discussion took place among the Board members regarding the issue of a second Courtesy of the Floor.

Councilman Diana reviewed the costs for Granite Knolls: \$6,037,500 from Spectra; to date the Town will have a deficit of \$151, 828.83.

Highway Superintendent Paganelli responded to the question regarding the money for road repair: Town Board allocated \$500,000; CHPS (NYS) \$378,000; PaveNY \$86,000; Severe Winter Relief (NYS) \$76,400 – totally \$1.25 million. This is roughly enough to do 7 miles of road and we have 203 miles. There are two crews out every day filling potholes.

AUTHORIZATION FOR ROOM USE AND FEE WAIVER FOR RELAY FOR LIFE EVENT  
RESOLUTION #128

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

BE IT RESOLVED that, at the request of the American Cancer Society, the Town Board hereby authorizes the use of Room 104 at the Yorktown Community & Cultural Center on Friday May 4<sup>th</sup>, 2018 from 7am to 10am and 11:45am to 4pm for activities related to the “Paint the Town Purple” event and Room 26 and the gymnasium at the Yorktown Community & Cultural Center beginning at 5pm on Friday, June 8<sup>th</sup> 2018 through 1am on Saturday, June 9<sup>th</sup>, 2018 for activities related to the “Relay for Life” event. The Town Board waives the rental fees of \$611.00.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.

Resolution adopted.

SUPPORT FOR SENATE AND ASSEMBLY BILL TO HAVE NYS PAY LOCAL PROPERTY  
TAXES ON STATE-OWNED LAND  
RESOLUTION #129

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

WHEREAS, it is the goal of the Town Board to do all it can to lessen the tax burden of Yorktown property owners, and

WHEREAS, it has come to the attention of the Town Board that New York State pays local property taxes on state-owned land in most counties in New York State, including neighboring Putnam and Rockland counties, but with the exception of Westchester County, and

WHEREAS, New York State is not paying any local property taxes on approximately 1,000 acres it owns in Yorktown, including approximately 600 acres in FDR State Park, and 154 acres in the French Hill Section of Donald J. Trump State Park, and

WHEREAS, New York State pays town, county, school and fire taxes on approximately 300 acres it owns in the Indian Hill section of the Donald J. Trump Park in Putnam County, and

WHEREAS, New York State owns approximately 2,300 acres in the Town of Cortlandt, including 1,900 acres at Camp Smith which is in the Lakeland School district, and

WHEREAS, Senator Terrence Murphy has sponsored Senate Bill S7358 that would mandate that the state pay all local property taxes for state-owned land in Westchester County, including the Town of Yorktown,

NOW THEREFORE BE IT RESOLVED that the Town board send a letter to our State Senator, Terrence Murphy, showing support for the passage of S7358, and

BE IT FURTHER RESOLVED that the Town Board send a letter to our State Assemblyman, Kevin Byrne, showing support for the companion bill sponsored by Assemblyman David Buchwald, A5979 in the Assembly.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.

Resolution adopted.

AUTHORIZATION TO SIGN WESTCHESTER COUNTY AGREEMENT FOR SENIOR PROGRAMS AND SERVICES FOR IIIB  
RESOLUTION #130

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

BE IT RESOLVED that the Town Board authorizes the Town Supervisor to sign an Agreement with Westchester County Department of Senior Programs and Services for IIIB (Transportation) in the amount of \$10,113. This is for the period January 1, 2018 through December 31, 2018.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

ESTABLISHMENT OF STANDARD WORKDAY  
RESOLUTION #131

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

BE IT RESOLVED, the Town of Yorktown hereby establishes the standard workdays for elected and appointed officials and will report the following to the New York State and Local Employees' Retirement System based on record of activities maintained and submitted by these officials to the Clerk of this body.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

REFERRAL – MOHEGAN LAKE IMPROVEMENT DISTRICT WETLANDS PERMIT APPLICATION

RESOLUTION #132

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

RESOLVED that the Town Clerk is hereby authorized to refer out to the agencies listed below for their review and/or recommendation of the Wetland Permit Application received from the Mohegan Lake Improvement District (MLID) for a general wetlands permit for the purpose of maintaining and improving the lake environment. Such activities may include fish stocking, aeration, weed harvesting, garbage cleanup, maintenance of aeration sheds/equipment, maintenance of areas to access the lake, removal of invasive species, and chemical treatments to control harmful algae bloom and the toxins they produce.

BE IT FURTHER RESOLVED, the Town Board declares its intent to act as Lead Agency, and

BE IT FURTHER RESOLVED, the Town Board would like your comments and/or recommendations back before May 17, 2018.

Refer to the following agencies:

New York City Department of Environmental Protection  
New York State Department of Transportation  
New York State Department of Environmental Conservation

Westchester County Planning Department  
Conservation Board  
Planning Board  
Planning Department  
Town Engineer  
Town Attorney  
Town Board

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

AUTHORIZATION TO SIGN AGREEMENT WITH CORPORATE PLANS PLUS, INC.  
REGARDING PATIENT PROTECTION AND AFFORDABLE CARE ACT  
RESOLUTION #133

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

BE IT RESOLVED that the Town Supervisor is authorized to sign the agreement with Corporate Plans Plus, Inc. d/b/a CPI-HR to provide assistance with the Patient Protection and Affordable Care ACT for year starting June 1, 2018 as further set forth in the agreement.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

UNUSED TIME PAYOUT FOR JOSEPH ANGIELLO  
RESOLUTION #134

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

BE IT RESOLVED that the Town Board hereby authorizes the Town Comptroller to pay Joseph Angiello the cash value of unused time as of his date of separation:

Rate of Pay:	\$50.7679			
Vacation	91.00 hours x	\$50.7679	=	\$ 4,619.88
Personal Days	13.50 hours x	\$50.7679	=	\$ 685.37
Floating Holidays	14.00 hours x	\$50.7679	=	\$ 710.75
Comp Time	16.50 hours x	\$50.7679	=	\$ 836.67
			Total	\$ 6,852.67

BE IT FURTHER RESOLVED, that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at separation as follows:

From:		
A3620.101	Building Salary	\$ 6,852.67
To:		
A3620.108	Building Lump Sum Payments	\$ 6,852.67

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

UNUSED TIME PAYOUT FOR PAUL WELSCH  
RESOLUTION #135

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

BE IT RESOLVED that the Town Board hereby authorizes the Town Comptroller to pay Paul Welsch the cash value of unused time as of his retirement date:

Rate of Pay:	\$32.3949			
Sick	954.925 hours @	50%	=	477.47 hours
	477.47 hours x	\$32.3949	=	\$15,467.60
Vacation	187.00 hours x	\$32.3949	=	\$ 6,057.85
Personal Days	22.50 hours x	\$32.3949	=	\$ 728.89
Floating Holidays	15.00 hours x	\$32.3949	=	\$ 485.93
			Total	\$22,740.27

BE IT FURTHER RESOLVED that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at retirement as follows:

From:		
D909.8	Highway Fund Reserve for Employee Accrued Benefits	\$15,467.60
D5110.101	Highway Salary	\$ 7,272.67

To:  
D5110.108 Highway Lump Sum Payments \$22,740.27

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

FUND BALANCE BUDGET TRANSFER – HIGHWAY DEPARTMENT  
RESOLUTION #136

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

BE IT RESOLVED that the Town Board authorizes the following Fund Balance Budget Transfer for Highway Department purchase of three (3) trucks as follows:

New York Freightliner	Oneida Contract #1949	\$303,809.00
Henderson Products	NYS Contract #PC66985	\$261,423.00

From:		
D.1002	Highway Fund Balance	\$565,222.00
To:		
D5510.201	Highway Snow Equipment	\$565,222.00

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

AUTHORIZATION TO SIGN AGREEMENT WITH THE YORKTOWN GRANGE  
RESOLUTION #137

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

BE IT RESOLVED that the Town Supervisor is authorized to sign the agreement with Yorktown Grange P of H #862 for the 2018 summer day camp program

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

BID AWARD FOR FOOD AND REFRESHMENT CONCESSIONS AT POOLS  
RESOLUTION #138

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

RESOLVED that the bid for the Food and Refreshment Concessions for 2018 at the Brian J. Slavin Aquatic Facility and Junior Lake Pool Complex be awarded to Westchester Food Services, Inc., at a cost of \$3,600.00.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

AUTHORIZATION TO SIGN AGREEMENTS WITH SENIOR CLUBS  
RESOLUTION #139

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

BE IT RESOLVED that the Town Supervisor is authorized to sign an agreement with the following Senior Clubs: AARP Chapter 3297, St. Patrick's Seniors, Yorktown Senior Club Chapter 1, Jefferson Owners Corp., Shrub Oak Senior Citizen Club.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

AUTHORIZATION TO SIGN AGREEMENTS WITH ATHLETIC CLUBS  
RESOLUTION #140

Upon motion made by Councilman Lachterman, seconded by Councilman Diana



BE IT RESOLVED that the Town Supervisor is authorized to sign an agreement with the following Youth Athletic Clubs: Shrub Oak Athletic Club, Yorktown Athletic Club, and Mohansic Girls Basketball Club.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

AUTHORIZATION TO EXTEND AGREEMENT WITH ENVIROTEST LABORATORIES, INC. – WATER POLLUTION CONTROL PLANT RESOLUTION #141

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

WHEREAS:

1. The Town Board at its meeting of May 3, 2016, awarded the bid for Laboratory Services for the Water Pollution Control Plant, Bid #16-1, to EnviroTest Laboratories, Inc.
2. The contract documents included options to extend the bid for two (2) additional 1-year terms. The Town has received satisfactory service from EnviroTest Laboratories and would like to continue to utilize their services.
3. Both the Town Engineer and Asst. Plant Superintendent recommend the Town exercise its option to extend the agreement for laboratory services for one (1) additional year – the final available extension as per the contract.

NOW THEREFORE, BE IT RESOLVED, that the Town Board extend the agreement with EnviroTest Laboratories, Inc. for Laboratory Services at the Water Pollution Control Plant Bid #16-1, for an additional one-year period, under the same terms and conditions: Contract Price \$11,140.00, Contract term 5/3/2018 until 5/3/2019.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

REFERRAL – CON EDISON WETLANDS PERMIT APPLICATION RESOLUTION #142

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

RESOLVED, that the Town Clerk is hereby authorized to refer out to the agencies listed below for their review and/or recommendation for the Wetland Permit Application received from Con Edison Company for a wetlands permit for the purpose of replacing and upgrading an 8-inch high pressure steel gas main with a 16-inch high pressure steel gas and 8-inch polyethylene gas main along Gomer Street between Homestead Road and Granite Springs Road.

BE IT FURTHER RESOLVED, the Town Board declares its intent to act as Lead Agency, and

BE IT FURTHER RESOLVED, the Town Board would like your comments and/or recommendations back before May 17, 2018.

Refer to the following agencies:

New York City Department of Environmental Protection  
New York State Department of Transportation  
New York State Department of Environmental Conservation

Westchester County Planning Department  
Conservation Board  
Planning Board  
Planning Department  
Building Inspector  
Town Engineer  
Town Attorney  
Highway Superintendent  
Town Board

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

GRANTING OF STREET OPENING PERMIT – CON EDISON  
RESOLUTION #143

Upon motion made by Councilman Lachterman, seconded by Councilman Diana

WHEREAS, Consolidated Edison has applied to the Town of Yorktown for a Street Opening Permit in order to install a new 16-inch diameter high pressure gas main along Gomer Street, from London Road to Granite Springs Road. This will include small sections of connecting gas pipe installation on Farmwalk Road, Sterling Terrace, Birch Street, Barway Drive, and Alden Road.

WHEREAS, any construction that approaches a wetland buffer must cease until a wetland permit is obtained from the Town of Yorktown.

RESOLVED, the Street Opening Permit is hereby granted for the period April 17, 2018 to November 7, 2018.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye.  
Resolution adopted.

ADJOURN

Upon motion made by Councilman Lachterman, seconded by Councilman Diana, the town board meeting was adjourned.

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DIANA L. QUAST, CMC  
TOWN CLERK  
TOWN OF YORKTOWN