



Town of Yorktown

Office of the Town Clerk

FINAL TOWN BOARD AGENDA

February 4, 2020

Spadaccia Meeting Room

363 Underhill Avenue, Yorktown, NY 10598

6:30 PM EXECUTIVE SESSION (Closed Session):

A motion will be made to go into Executive Session to discuss the following item(s):

INTERVIEWS

Climate Smart Communities Task Force

PERSONNEL

Police Department

LITIGATION & NEGOTIATION

Town Attorney

7:30 PM TELEVISED TOWN BOARD MEETING (Open Session)

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. INTRODUCTIONS
4. REPORT FROM TOWN SUPERVISOR MATTHEW J. SLATER
5. REPORTS FROM TOWN COUNCIL
6. REPORT FROM HIGHWAY SUPERINTENDENT
7. POET LAUREATE
John McMullen
8. PRESENTATIONS
 - Water, Sewer and Land Use Impact on the Environment presented by Lakeland High School Students Julius Lagoa and Miranda Lopez and

Yorktown High School Students Leila Hudson and Kristen Ferguson

- Creation of mural at the Jefferson Valley Mall Community Rom by Amelia Silverman to benefit the Alliance for Safe Kids

9. COURTESY OF THE FLOOR

10. RESOLUTIONS

From the Town Supervisor

Oppose the imposition of a toll on I-684

WHEREAS, as a part of its state-wide toll plan, the state of Connecticut is considering installing a toll on I-684 in Connecticut;

WHEREAS, the state of New York absorbs the overwhelming financial burden for I-684; and

WHEREAS, the proposed toll will encourage drivers to divert to local roads and create an incredible disruption to the quality of life in many Westchester municipalities by increased traffic, and unnecessary financial burden through further wear and tear.

BE IT HEREBY RESOLVED, that the Town opposes the imposition of a toll on I-684.

Authorize Supervisor to sign an agreement with Municipal Code Corp. in an amount not to exceed \$5,000.00 for the redesign and upgrade of the Town's website

RESOLVED, that the Town Supervisor is hereby authorized to sign an agreement with Municipal Code Corp. in an amount not to exceed \$5,000.00 for the redesign and upgrade of the Town's website.

Authorize Supervisor to sign a Permit Application for RC Recreation Development, LLC to submit application documents to the New York State Department of Environmental Conservation for the Golf Course Project

NOW, THEREFORE BE IT RESOLVED, the Town Board authorizes the Town Supervisor to sign a Permit Application that will authorize RC Recreation Development LLC to submit associated application documents to the New York State Department of Environmental Conservation (NYSDEC) and other appropriate regulatory authorities as required for the Golf Course and Clubhouse Development Project, located at 795 Route 6.

Approval of Sign at The Winery at St. George

WHEREAS, an application for permission to erect a sign on property located at 1715 East Main Street, Mohegan Lake, NY 10547 owned by Old St. Georges, LLC and presently improved by a structure operating as a restaurant under a site plan approved pursuant to section 300-167 et. seq. has been made before the Town Board; and

WHEREAS, pursuant to section 300-167 et. seq. the Town Board is the sole approving authority and may approve and/or condition the plan of development of the property and the uses thereon as in its discretion it deems appropriate; and

WHEREAS, Old St. Georges, LLC's application was heard at a duly noticed public work session on January 14, 2020; and

WHEREAS, the Town Board referred the application of Old St. Georges, LLC to the Advisory Board on Architecture & Community Appearance (ABACA) which has issued a memorandum dated January 27, 2020; and

WHEREAS, ABACA suggested that the applicant consider larger decorative posts with flush or raised panels, for the sign to be illuminated with ground mounted sign lighting and for landscaping to be incorporated at its base. And therewith ABACA has no objection to permitting the sign as requested subject to a final review of the final color scheme proposed prior to releasing a sign permit; and

WHEREAS, ABACA has expressed its approval of the application and encourages the owner to consider installing a sign which would complement the unique nature of the establishment and structure; and

WHEREAS, the applicant has submitted herewith and the Town Board has considered the following: a "Short Environmental Assessment Form" evidencing no identified impacts as a result of the proposed action, a site plan depicting the proposed location of the sign including its setback from the front property line and a rendition of the sign by McCaffrey Signs, Inc.

BE IT HEREBY RESOLVED, the Town Board declares itself to be the lead agency under the State Environmental Quality Review Act (SEQRA) and finds that the proposed action is an unlisted action with no identifiable impacts and therefore issues herewith a negative declaration; and

BE IT FURTHER RESOLVED that the Board approves the location of the sign as shown on the site plan submitted herewith and approves the sign as shown on the McCaffrey Sign's Inc. depiction as submitted by the applicant providing ABACA with the final proposed colors and design including treatment of the sign posts and therewith working with ABACA to a final approved design. The Board hereby approves the location, size and general characteristics and design of the sign subject to the foregoing.

Emergency Repair of Steam Pipe in AACCC Gymnasium Floor

Whereas, on Friday, January 31, 2020 a steam pipe under the gymnasium floor at the AACCC burst, causing major damage to the floor, heating issues in the gym, and an emergency situation necessitating the canceling of classes and programs that are held in the gymnasium.

Whereas, based on an estimate provided by Peak Performance, Inc., the funds required to make the necessary emergency repairs for the steam pipe are estimated to be \$6,885.00, and be it hereby

Resolved, the Town Comptroller is authorized to make available the amount of \$6,885.00 to make the necessary emergency repairs to the steam pipe at the AACCC, and the Town is authorized to contract with Peak Performance, Inc., in an amount of \$6,885.00 to repair the steam pipe.

Appointment of Richard Romanski to the Parks and Recreation Commission

WHEREAS, the authority to make appointments is vested in the appointing power in office when the vacancy arises;

WHEREAS, on December 17, 2019, this Board adopted a resolution by a 3-1 vote to reappoint Ms. Diana L. Quast to the Recreation Commission for a term beginning on January 1, 2020 and expiring on December 31, 2026;

WHEREAS, former Supervisor Gilbert's vote was the deciding vote to pass the resolution;

WHEREAS, former Supervisor Gilbert's term of office ended on December 31, 2019;

WHEREAS, because Ms. Quast's previous term on the Recreation Commission expired on December 31, 2019, the vacancy arose on January 1, 2020;

BE IT RESOLVED, that the Town Board finds Ms. Quast's December 17, 2019 reappointment to be invalid;

BE IT FURTHER RESOLVED, that Richard Romanski is hereby appointed to the Recreation Commission for the term expiring on December 31, 2026.

From the Town Assessor

Approve Tax Certiorari Proceedings for 3775 Crompond Road owned by DP74 LLC/VERIZON

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 35.08 Block 1 Lot 16, 3775 Crompond Road on the Tax Map of the Town of Yorktown, now, therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel 35.08 Block 1 Lot 16 Account Number 0571500, owned by DP74 LLC/VERIZON for assessment roll years 2017, 2018 and 2019 are settled as set forth in the proposed stipulation as follows:

<u>Roll</u> <u>Year</u>	<u>Assessed Value</u> <u>From</u>	<u>Assessed Value</u> <u>To</u>	<u>Reduction</u>
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2017	54,800	47,600	7,200
2018	54,800	49,938	4,862
2019	54,800	50,400	4,400

Approve Tax Certiorari Proceedings for 1896 East Main Street owned by Stavamaha Corp.

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 15.16 Block 1 Lot 27, 1896 East Main Street on the Tax Map of the Town of Yorktown, now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel 15.16 Block 1 Lot 27 Account Number 0545500, owned by Stavamaha Corp. for assessment roll years 2015, 2016, 2017, 2018 and 2019 are settled as set forth in the proposed stipulation as follows:

<u>Roll Year</u>	<u>Assessed Value From</u>	<u>Assessed Value To</u>	<u>Reduction</u>
2015	25,500	23,040	2,460
2016	25,500	23,026	2,474
2017	25,500	23,157	2,343
2018	25,500	23,571	1,929
2019	25,500	23,117	2,383

From the Town Clerk

Renew CRP Sanitation, Inc. Commercial Garbage License for 2020

RESOLVED, that CRP Sanitation, Inc. be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2020.

Authorize Town Clerk to advertise a Request for Proposals (RFPs) for Lake Mohegan Aquatic Pesticide Treatments

NOTICE IS HERE GIVEN that sealed proposals will be received by the Town Clerk, Town of Yorktown, Westchester County, NY until 11:00 AM on February 27, 2020 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, NY 10598 for Lake Mohegan Aquatic Pesticide Treatments.

Copies of the Request for Proposal Documents will be available in the office of the Town Clerk located at said Town Hall or on the Town’s website, www.yorktownny.org under “Bids and RFPs.” All completed proposals must be labeled “RFP: Lake Mohegan Aquatic Pesticide Treatments” and must be accompanied by an executed non-collusive bidding certificate.

From the Town Comptroller

Authorize Comptroller to pay Sophie James the cash value of unused time as of her retirement date

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay Sophie James the cash value of unused time as of her date of retirement:

Rate of Pay:	\$35.1182			
Sick	266.75 hours @	50%	=	133.37 hours
133.37 hours	x	\$35.1182	=	\$4,683.71
Vacation	147.00 hours x	\$35.1182	=	\$5,162.37
Personal Days	21.00 hours x	\$35.1182	=	\$ 737.48
Floating Holidays	14.00 hours x	\$35.1182	=	\$ 491.65
Longevity	\$1,300 / 261 days = \$4.98 per day			
3/05/19 to 1/17/20 = 229 days	229 days x	\$4.98	=	\$1,140.42
Total	\$12,215.63			

Be It Further Resolved, that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at retirement as follows:

From:

A909.8 General Fund Reserve for Employee Accrued Benefits	\$4,683.71
A3620.101 Building Salary	\$6,391.50
A3620.106 Building Longevity	\$1,140.42

To:

A3620.108 Building Lump Sum Payments	\$12,215.63
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From the Town Engineer

Authorize Release of Performance Bond in the amount of \$250.00 to Giuliano 2398 Trelawn Street

Whereas, applicants Tanya & Lawrence Giuliano posted check #1734 in the amount of \$250.00, which was deposited to the T33 account on June 24, 2019 to serve as the Performance Bond for construction of a pool at 2398 Trelawn Street, and

Whereas, Lawrence Giuliano has requested his money be released as the site is now complete, and

Whereas, the Town Engineer has informed this Board that a representative of his department has inspected the property and determined that the work has been satisfactorily completed, and that the above referenced monies may be released, now

Therefore Be It Resolved, the above referenced \$250.00 bond be and is hereby released to Mr. & Mrs. Lawrence Giuliano, 2398 Trelawn Street, Yorktown Heights, NY 10598.

11. ADJOURN

DIANA L. QUAST, TOWN CLERK
TOWN OF YORKTOWN
CERTIFIED MUNICIPAL CLERK

Dated: February 4, 2020

AGENDAS ARE SUBJECT TO CHANGE

Americans with Disabilities Act: If you need special assistance to participate in a Town meeting or other services offered by this Town, please contact the Town Clerk's office, (914) 962-5722, x210. Assisted listening devices are available at all meetings.