

Zoom Video Conference Meeting of the Town Board, Town of Yorktown held on Tuesday, April 6, 2021 held in Yorktown Heights, New York 10598.

Present: Matthew J. Slater, Supervisor
Thomas P. Diana, Councilman
Edward Lachterman, Councilman
Vishnu Patel, Councilman
Alice E. Roker, Councilwoman

Also Present: Diana L. Quast, Town Clerk
Adam Rodriguez, Town Attorney

TOWN BOARD MEETING

Supervisor Matthew Slater called the meeting to order.

EXECUTIVE SESSION

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

PLEDGE OF ALLEGIANCE

Supervisor Slater led the Pledge of Allegiance.

MOMENT OF SILENCE

Supervisor Slater asked all to join the Town Board in a moment of silence to remember the one-year anniversary of the COVID-19 pandemic and to keep in our thoughts and prayers those who have been lost to the pandemic, as well as remembering all of the emergency and frontline workers, and our military.

INTRODUCTIONS

Supervisor Slater introduced himself and the Town Board members, as well as Town Clerk Diana Quast and Town Attorney Adam Rodriguez.

DURING REPORTS FROM TOWN SUPERVISOR MATTHEW SLATER

Supervisor Slater gave an update of COVID cases in Town. He said the Town continues to provide mobile options for the COVID vaccine and announced the pop-up clinic for tomorrow at Jefferson Village. He said 2,500 people have been vaccinated thus far in the Town of Yorktown. Supervisor Slater said the Town's website continues to provide vaccine information, as well as sign up lists for the vaccine. He thanked all of the local pharmacies, doctors, and staff who have assisted in the Town programs.

Supervisor Slater made the following announcements:

- Supervisor Slater announced summer camp registration is open, thanks to the Parks & Recreation staff who have worked hard with the new safety and health requirements. Registration may be done online.
- Pool registration will open on May 4.
- Supervisor Slater thanked Scott Ferreira from Parks & Recreation Department for heading up the playground safety and repairs as part of the Town's playground equipment audit. Several playgrounds have been fixed and reopened.
- Supervisor Slater said the deadline for camp counselor applications is April 14, 2021.
- Supervisor Slater said the gym floors have been repaired due to damage caused by a burst steam pipe. He thanked the Buildings Facilities staff for their work.
- Supervisor Slater announced the Battle of Yorktown litter cleanup is scheduled for Saturday, April 24, 2021. Those wishing to volunteer should contact the Refuse & Recycling Department for further details.
- Supervisor Slater said there would be a litter cleanup tomorrow, April 7, from 10 a.m. to 12 p.m., on Wood Street in Jefferson Valley. The road will be closed for a full roadside cleanup operation.
- Supervisor Slater said later this evening, about 10:00 p.m., the Water Department is going to be performing a system improvement by installing a water line at Willow Park in

preparation of the relocation of the Garden of Hope. Residents in the area will experience water interruption.

- Supervisor Slater said the Finance Department has completed a two-week audit by O'Connor Davies. The report and a presentation are expected in a month.
- Supervisor Slater announced the Town and County tax bills have been sent out and are due April 30, 2021. He said there are several ways to pay your taxes: online, mail, drop box.
- Supervisor Slater said Route 6 heading west is going to be closed until April 16, 2022.
- Supervisor Slater said New York State has legalized recreational marijuana for people over the age of 21. Police Chief Noble would like to remind residents of Yorktown that the Town Code prohibits any type of smoking on Town property, including Town parks.
- Supervisor Slater said the police have increased their presence at the track at Veterans Field. Bicycles are not allowed on the track.
- Supervisor Slater said they are still looking for volunteers for the Advisory Board on Architecture & Community Appearance (ABACA). Interested individuals should reach out to the Supervisor.

Town Attorney Adam Rodriguez added that the no smoking law does have fines associated with violations and, ultimately, you could be prohibited from entering Town property after being found in violation of the Town Code.

REPORTS FROM TOWN COUNCIL

Councilwoman Roker said there are many people who have not had a vaccine because they have questions but do not have anyone to ask. She asked Supervisor Slater what he would recommend. Supervisor Slater recommended watching the update he had today with Dr. Tartaglia that answered many questions. He said the week before that he had the Health Commissioner, Dr. Amler, answering questions, and providing information specifically about the vaccine. He also said residents could contact his office; if he does not have the answers, he would find someone who did.

Councilman Diana reminded people that if they are mailing their tax payment in, to have it postmarked on or before the due date because there are no extensions. He said the Sons of the American Legion is donating a patio to the American Legion Hall and they will be looking for volunteers to do the labor work. A date for the work has yet to be determined but would be announced. He said the old Getty Station on the corner of Route 132 and East Main Street is going to be demolished. He said it has been a long struggle but all the parties involved have worked well together. Councilman Diana also suggested if you have questions regarding COVID and the vaccine, to call your doctor or one of the urgent care facilities. He said the Traffic Safety Board met and reviewed several locations that were recommended for inspection. He said they are working on them but might take some time because many of the locations would require some form of signage and/or traffic diversion, etc. He asked Town Attorney Adam Rodriguez to attend one of the Traffic & Safety Board to discuss a blanket stop sign law so that they do not have to amend the law every time they add a stop sign to a location.

Councilman Patel quoted, "Life and time are the best teachers. Life teaches us the use of time and time teaches us the value of life." He feels senior citizens find it too complicated to sign up for the vaccine but encourage everyone to get the vaccine.

Councilman Lachterman announced the following:

- This month the Sons of the American Legion will be resuming their breakfast on the third Sunday of the month; \$8 is the suggested donation. All donations go to veterans services in our area.
- The military tribute banners will be done again this year. Application forms may be found on the Sons of the American Legion website and Facebook page. They are also starting their Honor Fields with American flags at a few different sites this year.
- The Lions Club will be holding their annual golf outing on June 7 at the Somers National Golf Course in Heritage Hills. Safety precautions will be taken. Information may be found on the Lions Club website.

Supervisor Slater asked Councilman Lachterman if the same banners used for the military tribute banners last year are rehung or are new ones raised and Councilman Lachterman said a banner may be rehung with a \$50 donation that goes to the costs involved in raising the banners. He also

said that this year a two-sided banner may be used. People can chose to use their old banner or purchase a new two-sided one. Councilwoman Roker asked where the banners would be hung and Councilman Lachterman said they are looking to expand the area, but they would still be in Town; however, they are going to refrain from hanging them on Commerce Street because of other events where they have to be taken down.

Councilman Patel spoke about paying taxes in installments. He reminded everyone that school taxes are not under the Town's purview. He encouraged residents to attend the budget hearings every year.

PROCLAMATION – NATIONAL AUTISM AWARENESS MONTH

Upon motion made by Councilwoman Roker, seconded by Councilman Patel,

WHEREAS, April is Autism Awareness Month and April 2nd World Autism Awareness Day; and

WHEREAS, individuals with autism are recognized members of the Yorktown community who contribute to the fabric of our Town; and

WHEREAS, statistics show that more than two percent of American adults have autism as do 1 in every 54 children; and

WHEREAS, there is not one autism, but because it is a spectrum disorder, each person with autism has a distinct set of strengths and challenges; and

WHEREAS, autism can cause challenges with verbal and nonverbal communication, social interaction and repetitive behaviors; and

WHEREAS, autism can affect anyone regardless of age, race, ethnicity, gender or socioeconomic background; and

WHEREAS, early intervention has proven to enhance learning, communication, social skills and underlying brain development; and

WHEREAS, there are many organizations including Autism Speaks and SPARC that provide educational and programmatic services to children and adults with autism; and

WHEREAS, the Town of Yorktown is committed to creating a kinder, more inclusive community for people with autism and other conditions; NOW, THEREFORE;

BE IT RESOLVED, the Town of Yorktown recognizes and celebrates April as Autism Awareness Month; and

BE IT FURTHER RESOVLED, the Town of Yorktown recognizes and celebrates April 2nd as World Autism Awareness Day; and

BE IT FUTHER RESOLVED, the Town of Yorktown recommits itself as a leader in creating a kinder and more inclusive community for people of all abilities.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

PRESENTATION – SPARC

Supervisor Slater introduced Kara Planamento and Kathleen Macias-Torres from SPARC. Ms. Macias-Torres thanked the Supervisor for recognizing National Autism Month and for the Town's constant support of their organization. She said that autism awareness is not just about the person with autism and making people aware of what it is, but it is also about promoting inclusivity for that person to make people aware of self-determination and the importance of an autistic person to be their own advocate. It is also to promote the idea that the person deserves a good quality of life. This is what they do at SPARC. Their motto is "Learn, Laugh, and Live." She introduced Kara Planamento, Program Coordinator for teens and young adults at SPARC. She spoke about the various programs that SPARC offers to its participants, both in person and virtual.

Councilman Patel asked if SPARC had any partnerships with the schools. Ms. Macias-Torres said that they do have a partnership with the Yorktown School District and also provide a program through the Lakeland School District. She said the more services and support that are provided to a person with disabilities, the better quality of life they have. She said it is important to start early to help that person become a productive member of the community.

Supervisor Slater asked how people could support their organization or someone who wants to get involved in their programs. Ms. Macias-Torres said they just have to call or visit their website. Supervisor Slater said Yorktown is thrilled to have SPARC as part of the community and are so inspired and motivated by the work they do.

Councilwoman Roker thanked Supervisor Slater for including in the proclamation that “Town of Yorktown is committed to creating a kinder, more inclusive community for people with autism and other conditions.” She said this is important for each and every one of us to remember.

Councilman Lachterman asked if SPARC provides work opportunities for the participants and how businesses could get in touch with them regarding job opportunities. Ms. Macias-Torres said they do provide work opportunities on a volunteer basis. She is hoping to begin a work-study program for the participants. Supervisor Slater said the Town would be interested in participating in some type of internship program.

POET LAUREATE

John McMullen, Poet Laureate, read his original poem, “Vaccine Ramblings.”

COURTESY OF THE FLOOR

The following members of the public spoke:

Elise Graham, resident and member of the Gardening Club, thanked Parks & Recreation Superintendent James Martorano, Jr. and his staff for helping them beautify the downtown areas of Yorktown and Shrub Oak. She said she is concerned that the anticipated growth in Yorktown is not going to be adequately analyzed and addressed. She asked if the Town Board is addressing what the cumulative impact would be of the traffic generated by the many development projects now being considered. She said the cumulative impact of the traffic would be extraordinary and unmanageable and must be addressed now. She said a traffic study needed to be done immediately. She also requested that the Soundview property be removed from the overlay district.

Patricia Sullivan-Rothberg, resident, said several of the members of the Committee for a Sound Plan for Soundview have appeared at Courtesy of the Floor multiple times and the Town Board has repeatedly refused to answer most of their questions. She asked for a review of the Courtesy of the Floor process: what is the target audience, what is the Courtesy of the Floor purpose, who in the Town is recording the Courtesy of the Floor questions, and what is the Town Board’s obligation to answer the questions posed by residents or others at Courtesy of the Floor either during or after, where can residents locate the Town Board’s answers to our questions.

Susan Siegel, resident, wanted to address some of the misconceptions about what type of housing would be available at the Underhill Farms Development on the Soundview property. She said there is an assumption that the units would be for senior housing. She said this is wrong and needs to be corrected. Soundview’s owner, Unicorn Contracting, is not seeking rezoning for senior citizen housing (like Jefferson Valley or Beaver Ridge). The Underhill Farm’s plan is not a senior development; it is a straight multi-family development that would be open to anyone, regardless of age. Ms. Siegel said the Federal Fair Housing Act prohibits discrimination, including age discrimination. As long as Underhill Farms is not rezoned for senior housing, the developer cannot set aside any units exclusively for seniors. She said she hopes the Town Board would address this issue tonight to put an end to this deceiving misconception.

Sergio Esposito, resident and Chamber of Commerce President, thanked the Town Board for, once again, eliminating the fee for outside dining/events. It has helped many of the businesses in Town. He announced that White Oak Farm is looking for full-time and part-time workers, starting at \$16/hour.

Upon motion made by Councilman Diana, seconded by Councilwoman Roker, Courtesy of the Floor was closed.

Councilwoman Roker thanked Ms. Graham and the other members of the Gardening Club for the flowers around Town. She said the Town had an RFP (Request for Proposals) out for a traffic consultant and the Town is working on traffic impacts. Addressing Ms. Sullivan-Rothberg as far as answering questions regarding any of the applications that have been publicized as being in part of the new overlay districts, Councilwoman Roker said she cannot answer them because she said that they do not know what the proposed law would look like in the end, and the law would not want her to answer these questions. She said they have not received any applications yet.

Supervisor Slater agreed with Councilwoman Roker's remarks. He said the problem is that there are perceived applications, which have not been filed for consideration because the law that would enable them to be processed has not been passed. He said that the Town Board is focused on the enabling legislation for a number of these projects to have an application, which would then be vetted, and all of the questions could then be answered. Supervisor Slater confirmed that there was an RFP out for a traffic consultant and the Planning Department is reviewing the proposals. He said the Town Board recognizes the importance of having their own traffic expert who is protecting the interests of the Town and not just the interest of a proposed applicant or developer.

Councilman Lachterman said what he understood from the Unicorn Contracting presentation is that many of the proposed units would be "senior accessible." He said he has heard from seniors that they are not necessarily looking for a 55+ community like Jefferson Village, but a place to downsize and remain in Yorktown. Councilman Diana agreed and said Councilman Lachterman was 100% correct as to how the development was presented – it is "senior accessible" and not "senior living."

Councilwoman Roker said the term "senior accessible" does not really mean anything – the development would be open living just like any other development. Councilman Diana explained that there would be ground floor units that would be more senior friendly for mobility purposes.

Councilman Patel said the Town does not have enough affordable units and the Town Board is missing that point. He said that he thinks the overlay law should be further explored and explained. He said that the needs of the residents needed to be met, as well as what future development would mean to the services in the Town (police, schools, etc.).

Councilwoman Roker said that the Town has brought forth a local law that some people love and some people hate. It has been reviewed by department heads and consultants to get their opinions and is going to be heard at a public hearing where residents would be able to voice their opinions. She said that right now it is a law that may change, be amended, etc., and said the law does not allow her to pre-judge.

Upon motion made by Councilman Diana, seconded by Councilwoman Roker, Courtesy of the Floor was reopened.

Sarah Wilson, resident and organizer of the Yorktown Repair Café, announced the Repair Café would be held in the parking lot of Grace Lutheran Church on Saturday, April 24 from 11:00 a.m. to 3:00 p.m. She said all types of items are considered for repair.

Upon motion made by Councilwoman Roker, seconded by Councilman Diana, Courtesy of the Floor was closed.

CONVENE A PUBLIC HEARING TO CONSIDER A PETITION FOR ZONING AND SITE PLAN AMENDMENTS SUBMITTED BY CUDDY & FEDER ON BEHALF OF KITCHAWAN BARNES, LLC FOR PROPERTY LOCATED AT 712 KITCHAWAN ROAD

Supervisor Matthew Slater convened a public hearing to consider a Petition for Zoning and Site Plan Amendments submitted by Cuddy & Feder on behalf of Kitchawan Barns, LLC for property located at 712 Kitchawan Road, Ossining, NY also known as Section 70.06, Block 1, Lot 4 on the Tax Map of the Town of Yorktown. The request is to amend the Transitional Zone Schedule of Regulations regarding the bulk and area regulations for the premises in order to construct an addition to the existing office and flex space. The request for an amended site plan approval is for the proposed minor addition that will be located generally in the footprint of the prior storage building/greenhouse on the premises. Town Clerk Diana Quast showed the Affidavit of Publication.

Supervisor Slater introduced Taylor Palmer from Cuddy & Feder, representative for the applicant Tracer Imaging. Mr. Palmer said the applicant has submitted a petition for a zoning amendment to the existing transitional zoning classification for the premises and a minor site plan amendment to the existing office and flex space on the property. Mr. Palmer displayed photos of the site provided by the project engineer. He introduced Michael Katz from Kitchawan Barns, LLC (the applicant and property owner), as well as the project engineer, and project architect. Mr. Palmer said they recently submitted to the Board “no objection” letters from the adjacent property owners at 709 and 716 Kitchawan Road. He said they have met with the Conservation and the Planning Boards, and received comments from ABACA and the Town Engineer.

His presentation showed the significant changes and improvements Tracer Imaging has made to the building, as well as showing the plans for the additional office space. The project engineer, Mike Bodendorf, showed specific changes being made to the footprint of the building. The project architect, Peter Wintermantel, showed the proposed design to the space.

Supervisor Slater introduced Director of Planning John Tegeder and asked if he wanted to add anything and he replied no. He said neither the Planning Board nor he have any objections to the application.

Supervisor Slater introduced Town Engineer Dan Ciarcia and asked if he wanted to add anything and Mr. Ciarcia said the only other comment (other than his memo to the applicant) he wanted to make was he that he wanted to see the location of the wells and septic on the property that is critical to know that it is not a conflict with the proposed work. He said the north elevation is up against a retaining wall and there may be issues with the retaining wall or a higher foundation may be required. He asked if this has been addressed. Mr. Bodendorf said he would be working with the architect on addressing this and assumed it would be a high foundation wall that would act as the retaining wall against the building. He said he would present revised plans.

Councilwoman Roker asked Mr. Wintermantel if he saw the comments from ABACA and if they were addressed. Mr. Wintermantel said he did see the comments. Mr. Taylor said that they received them after their meeting and they are working to address their comments. He said they do respectfully disagree somewhat with their characterization of moving much closer to the side lot line (or any of the lot lines). He said they are very far set back. He said he this addition was previously approved and they are only enlarging it slightly; it not so much a new application as it is an amendment to an existing approval, but they would be addressing those comments with a formal letter to make sure it highlights the responses.

There were no comments from the public.

Councilwoman Roker said they would have to adjourn because there is a date that is outstanding for SEQRA.

Upon motion made by Councilman Lachterman, seconded by Councilman Patel, the public hearing was adjourned.

It was determined that the public hearing would be reconvened on April 20, 2021.

CONVENE A PUBLIC HEARING TO CONSIDER A WETLANDS/STORMWATER PERMIT APPLICATION SUBMITTED BY CHRISTOPHER & AMANDA COLLIER FOR THE CONSTRUCTION OF A NEW HOUSE ON PROPERTY LOCATED AT 2572 GREGORY STREET

Supervisor Matthew Slater convened a public hearing to consider a Wetlands/Stormwater Permit Application submitted by Christopher & Amanda Collier for the construction of a new house on property located at 2572 Gregory Street, Yorktown, NY, also known as Section 27.14, Block 1, Lot 3 on the Tax Map of the Town of Yorktown. The proposed work includes moving wetlands from the proposed house location to wetlands at rear. Town Clerk Diana Quast showed the Affidavit of Publication.

Joel Greenburg, project architect, introduced Mr. Collier (property owner), Joe Barrett (landscape architect), and Steve Coleman (environmental engineer). Mr. Greenburg said the Conservation Board has approved the project and that Director of Planning John Tegeder visited the site and determined there were no violations. He also said that Town Engineer Dan Ciarcia had no

comments from his department, as well as none from the DEP. Comments from the Tree Conservation Advisory Committee would be addressed the further along in the project. Mr. Collier said all comments from Planning and Engineering have been addressed. Mr. Tegeder said he received plans yesterday and has not yet had a chance to review them. He spoke about a previous issue regarding wetland flagging and boundaries. Mr. Greenburg said he wanted to clarify that there are two wetlands that connect north of the property (not part of the property) and that they are not moving wetlands as part of this project.

Mr. Barrett addressed the areas of wetlands on the site, as he showed a plan of the area. He reviewed the plans for the driveway and the location of the house. He said that at a zoom meeting with the Planning Board/Department last Tuesday their concern was what could be done further to protect some of the wetland resources and wetland buffer resources on the property and what could be done to trim it back. He talked about the preservation of trees on the property in response to TCAC's comments, as well as mitigation plantings and their effect on the site.

Supervisor Slater asked for confirmation that it is in the sewer district and Mr. Greenburg said they have confirmed with the Engineering Department that yes, he would be entitled to tie water and sewer.

Mr. Tegeder said Mr. Collier has very good consultants on the project but has one remaining question on the southern lot line towards the east where a depression exists that may be vernal pool, which needs to be settled. He said if it is, it is not an insurmountable issue.

Town Engineer Dan Ciarcia said he visited the site and the disturbance there was not an issue. He said this is a good team who put together a good plan to develop a lot that had some challenges.

Councilman Patel asked about flooding during periods of excessive rain. Mr. Greenburg addressed the stormwater concerns and well as the testing they performed at the request of the Engineering Department.

No members of the public spoke.

Upon motion made by Councilwoman Roker, seconded by Councilman Lachterman, the public hearing was adjourned.

It was determined that the public hearing would be reconvened on April 20, 2021.

AUTHORIZE SUPERVISOR TO EXECUTE ALL NECESSARY DOCUMENTATION TO FORMALLY REQUEST THE ENACTMENT OF A PARKLAND ALIENATION BILL FOR THE CONSTRUCTION OF A SOLAR FACILITY AT GRANITE KNOLLS SPORTS COMPLEX

RESOLUTION #142

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

WHEREAS, the Town seeks to enter into a twenty-five-year agreement with HESP Solar LLC for the construction of a solar facility (including a canopy system, ground mount system, and energy storage unit) and four EV charging stations at the Granite Knolls Sports Complex; and

WHEREAS, Town Law § 64 requires that the Town's lease of real property be subject to a permissive referendum under Town Law §§ 90 and 91; and

WHEREAS, the Town Clerk posted and published the required notice that the Resolution was adopted subject to a permissive referendum;

WHEREAS, 30 days have elapsed since said publication and posting of the above-described notice, and the Resolution has not been challenged by permissive referendum;

WHEREAS, the agreement would constitute alienation of parkland and requires the N.Y. State Legislature's permission;

WHEREAS, the request for alienation would constitute an Unlisted Action under SEQRA;

WHEREAS, the Town Board declares itself as Lead Agency under SEQRA;

WHEREAS, the Town Clerk circulated a Short Form EAF to relevant agencies;

WHEREAS, it is notable that the construction of the solar facility (including a canopy system, ground mount system, and energy storage unit) and four EV charging stations at the Granite Knolls Sports Complex will be subject to Planning Board approval and SEQRA review at that time;

WHEREAS, the Town Board has considered all reasonably related long-term, short-term, direct, indirect, and cumulative environmental effects associated with the proposed action including other simultaneous or subsequent actions and finds no significant adverse environmental impacts associated with the proposed alienation request;

RESOLVED, that the Town Board approves the proposed action of alienation; and

BE IT FURTHER RESOLVED, that the Town Board formally requests the enactment of a parkland alienation bill required by the New York State Legislature, and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to execute all necessary documentation to formally request the enactment of a parkland alienation bill, including the Municipal Information form required by the NYS Office of Parks, Recreation and Historic Preservation.

BE IT FURTHER RESOLVED, that the Town Board, upon signature of the Town Supervisor, authorizes the Town Clerk to forward copies of the aforementioned documents to all necessary entities and individuals.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE SUPERVISOR TO EXECUTE AN AGREEMENT WITH NCI EMERGENCY RESPONSE ANSWERING SERVICE FOR THE YEAR 2021 AT A YEARLY COST OF \$1,629.46

RESOLUTION #143

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

RESOLVED, the Town Board authorizes the Town Supervisor to execute an agreement with NCI Emergency Response Answering Service for the year 2021 at the yearly amount of \$1,629.46 for the Yorktown Consolidated Water District.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE SUPERVISOR TO EXECUTE A ONE-YEAR EXTENSION TO THE TOWN'S TOWING CONTRACT WITH YORKTOWN AUTOBODY

RESOLUTION #144

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

RESOLVED, the Supervisor is authorized to execute a one-year extension to the Town's towing contract with Yorktown Autobody, Inc., upon the terms and conditions set forth in the towing contract, retroactive to January 1, 2021 through December 31, 2021.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE SUPERVISOR TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT WITH COUNTY OF WESTCHESTER FOR A POSITIVE YOUTH DEVELOPMENT PROGRAM IN AN AMOUNT NOT TO EXCEED \$5,000.00

RESOLUTION #145

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

RESOLVED, the Supervisor is authorized to enter into an Inter-Municipal Agreement with the County of Westchester for a Positive Youth Development Program, where the County will

reimburse the Town in an amount not to exceed \$5,000, retroactive for the Yorktown Recreation Project Program conducted during the 2020 calendar year.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER FOR THE ENGINEERING DEPARTMENT

RESOLUTION #146

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

Resolved, that the Comptroller is hereby authorized to process the following budget transfer:

From:			
A1440.101	Engineering – Salary		\$32,000.00
To:			
A1440.490	Engineering – Professional Services		\$32,000.00

for payments to Ciarcia Engineering PC and Lyn Staar Engineering PC as per March 2, 2021 Town Board Resolutions.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER AND PAY THE CASH VALUE OF UNUSED TIME FOR MICHAEL QUINN AS OF HIS SEPARATION DATE

RESOLUTION #147

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

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay Michael Quinn the cash value of unused time as of his date of separation:

Rate of Pay:	\$87.5205				
Vacation	238 hours	x	\$87.5205	=	\$20,829.87
Personal	21 hours	x	\$87.5205	=	\$ 1,837.93
Float	14 hours	x	\$87.5205	=	\$ 1,225.28
Total					\$23,893.08

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

From:			
A1440.101	Engineering Salary		\$23,893.08
To:			
A1440.108	Engineering Lump Sum Payments		\$23,893.08

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER AND PAY TIMOTHY TAUSZ THE CASH VALUE OF UNUSED TIME AS OF HIS RETIREMENT DATE

RESOLUTION #148

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

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay Timothy Tausz the cash value of unused time as of his date of retirement:

Rate of Pay: \$60.1303

Vacation	224.00 hours	x	\$60.1303	=	\$13,469.12
Personal	32.00 hours	x	\$60.1303	=	\$ 1,924.16
Compensatory Time	63.78 hours	x	\$60.1303	=	\$ 3,835.11
Holiday Pay	25.60 hours	x	\$60.1303	=	\$ 1,539.33
Longevity					
\$2,425 / 261 days = \$9.29 per day					
09/28/20 to 03/29/21 = 128 days					
	128 days	x	\$9.29	=	\$ 1,189.27
Total					\$21,956.99

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	\$ 3,769.16
A3120.102	Police Salary	\$16,998.56
A3120.106	Police Longevity	\$ 1,189.27
To:		
A3120.108	Police Lump Sum Payments	\$21,956.99

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER AND PAY ELIZABETH PROCTOR THE CASH VALUE OF UNUSED TIME AS OF HER RETIREMENT DATE
RESOLUTION #149

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

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

Rate of Pay:	\$41.8285				
Sick	64.375 hours @	50%	=	32.18 hours	
	32.18 hours	x	\$41.8285	=	\$1,346.04
Vacation	19.25 hours	x	\$41.8285	=	\$ 805.19
Personal	11.50 hours	x	\$41.8285	=	\$ 481.02
Floating Holiday	13.00 hours	x	\$41.8285	=	\$ 543.77
Longevity					
\$1,600 / 261 days = \$6.13 per day					
11/24/20 to 03/17/21 = 87 days					
	87 days	x	\$6.13	=	\$ 533.31
Total					\$3,709.33

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	\$ 820.00
A1355.101	Assessor Salary	\$2,356.02
A1355.106	Assessor Longevity	\$ 533.31
To:		
A1355.108	Assessor Lump Sum Payments	\$3,709.33

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE SUPERVISOR TO SIGN A RETAINER AGREEMENT WITH EMMINGER, NEWTON, PIGEON, MAGYAR, INC., FOR APPRAISAL SERVICES IN AN AMOUNT NOT TO EXCEED \$2,500

RESOLUTION #150

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

Resolved, that the Supervisor is authorized to sign a Retainer Agreement with Emminger, Newton, Pigeon, Magyar, Inc., for Appraisal Services for Borrego Battery Storage located at 3901 Gomer Court for a cost not to exceed \$2,500.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE EXTENSION OF BID FOR STREET & TRAFFIC SIGNS FOR THE TOWN OF YORKTOWN

RESOLUTION #151

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

WHEREAS, invitation to bid for the Street & Traffic Signs for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on June 2nd, 2020

RESOLVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Street & Traffic Signs for the Town of Yorktown be and is hereby extended for one year, per the terms of the Bid, part to Glenco Supply Inc., POB 638, Oakhurst, NJ 07755 and Traffic Lane Closures, LLC, 1214 Rt. 52, Brewster, NY 10512.

BE IT FURTHER RESOLVED, the dates of the extension will be August 1, 2020 to July 31, 2022.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE EXTENSION OF BID FOR CUMMINS ENGINE OEM PARTS FOR THE TOWN OF YORKTOWN

RESOLUTION #152

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

WHEREAS, invitation to bid for the Cummins Engine OEM Parts for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on June 2nd, 2020,

RESOLVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Cummins Engine OEM Parts for the Town of Yorktown be and is hereby extended for one year, per the terms of the Bid, to Diehl & Sons, d/b/a New York Freightliner, 129-01 Atlantic Ave., Richmond Hill, NY 11418.

BE IT FURTHER RESOLVED, the dates of the extension will be June 16, 2021 to June 16, 2022.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE TOWN CLERK TO ADVERTISE BID FOR JOHN DEERE OEM PARTS FOR THE TOWN OF YORKTOWN

RESOLUTION #153

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

NOTICE IS HEREBY GIVEN that sealed bids will be received by the Town Clerk, Town of Yorktown, Westchester County, NY until 11:00 A.M. on May 11, 2021 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for John Deere OEM Parts.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE PURCHASE OF 2022 FORD F350 TRUCK FOR THE BUILDING
MAINTENANCE DEPARTMENT AND BUDGET TRANSFER IN THE AMOUNT OF
\$42,540.00

RESOLUTION #154

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

WHEREAS,

1. Westchester County Department of Purchase & Supplies has awarded contract #RFB-WC-20395 to be utilized by municipalities for vehicle purchases for the 2022 model year.
2. The Building Maintenance Department will be purchasing a 2022 Ford F350 pick-up in the amount of \$42,540.00, from Hempstead Ford Lincoln in Hempstead, NY as they are an approved vendor from the Westchester County bid.
3. In order to purchase this truck, the Comptroller is authorized to transfer \$42,540.00 from Fuel Oil (A1625.408) to Building Maintenance Equipment (A1630.201).

NOW, THEREFORE BE IT RESOLVED, the Town Board hereby approves the purchase and the budget transfer for the 2022 Ford F350 from the Building Maintenance Department and from the Westchester County bid.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

MONTHLY REPORTS

The Town Board accepted monthly reports from the following departments:

Building Department – March 2021
Finance Department – March 2021
Receiver of Taxes – March 2021
Town Clerk – March 2021

EXECUTIVE SESSION

Upon motion made by Councilman Lachterman, seconded by Councilman Patel the Town Board moved into Executive Session and adjourned thereafter.

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