

Zoom Video Conference Meeting of the Town Board, Town of Yorktown held on Wednesday, June 15, 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 Councilman Diana, seconded by Councilman Lachterman, the Town Board moved into Executive Session to discuss individual personnel issues, as well as litigation and negotiations. Upon motion made by Councilman Diana, seconded by Councilman Lachterman, the Town Board moved out of Executive Session and proceeded with the meeting.

PLEDGE OF ALLEGIANCE

Councilman Patel led the Pledge of Allegiance.

MOMENT OF SILENCE

Supervisor Slater asked for a moment of silence to remember the Mills family – former Yorktown Police Officer Pete Mills passed away this afternoon. Officer Mills had a 35-year career as a police officer in Yorktown.

INTRODUCTIONS

Supervisor Slater introduced members of the Town Board, as well as Town Clerk Diana Quast, Town Attorney Adam Rodriguez, and Highway Superintendent Dave Paganelli.

REPORTS FROM THE TOWN SUPERVISOR

Supervisor Slater reported on recent Town events and updates, including the following:

- COVID Update
- Special Meeting of the Town Board being held tomorrow to hold interviews as a result of the RFP for environmental consultant. The Town Board will immediately vote to go into Executive Session.
- Parkland Alienation for the HESP Solar Project at Granite Knolls Sports Complex was approved by the State Legislature.
- Grant for the adaptive playground at Granite Knolls was approved and has been signed by the Town Supervisor.

REPORTS FROM THE TOWN

Members of the Town Council reported on recent Town events and public service announcements.

REPORT FROM THE HIGHWAY SUPERINTENDENT

Highway Superintendent Dave Paganelli gave an update on the work the Highway Department is doing in Town. He asked that residents notify his department of any issues, particularly sight-line issues.

PROCLAMATIONS

Supervisor Slater read the following proclamation:

PROCLAMATION - FLAG DAY

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

WHEREAS, the American flag represents our nation and values of freedom, equality, justice and hope; and

WHEREAS, when the American Revolution began in 1775, the colonists did not fight under one unifying flag but under their own flags; and

WHEREAS, on June 14, 1777, the Second Continental Congress passed a resolution stating that “the flag of the United States shall be 13 stripes, alternate red and white,” and that “the Union be 13 stars, white on a blue field, representing a new constellation”; and

WHEREAS, President Woodrow Wilson marked the 100th anniversary of the resolution establishing the flag by declaring June 14th as Flag Day; and

WHEREAS, the American flag has inspired Americans on the battlefield, has provided comfort during times of war and peace, and has stood as a symbol of hope for the millions of people who have come to America seeking better lives; NOW, THEREFORE BE IT

RESOLVED, that the Town of Yorktown recognizes June 14, 2021 as Flag Day and encourages its residents to proudly display this important symbol throughout the year.

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

Councilwoman Roker read the following resolution:

PROCLAMATION - JUNETEENTH DAY

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

WHEREAS, Juneteenth is recognized as the oldest nationally celebrated commemoration of the ending of slavery in the United States; and

WHEREAS, President Abraham Lincoln first issued the Emancipation Proclamation effective January 1, 1863, freeing the slaves in the South, however, southern slave owners ignored that order. On June 19th, 1865, Union soldiers arrived in Galveston, Texas and enforced the president’s order, freeing the slaves two and a half years after it was first decreed. This day has since come to be known as Juneteenth; and

WHEREAS, Juneteenth has been also titled “Jun-Jun,” “Freedom Day,” “Emancipation Day,” and “Emancipation Celebration;” and

WHEREAS, Juneteenth celebrations have been held to honor African-American freedom while encouraging self-development, education and respect for all cultures; and

WHEREAS, Juneteenth will be recognized at this year’s Summerfest hosted by the Yorktown Chamber of Commerce and Town of Yorktown;

NOW, THEREFORE BE IT RESOLVED, That the Town of Yorktown proclaims June 19th as Juneteenth Day in recognition of June 19, 1865, the date on which Union soldiers ended slavery in Galveston, Texas; and

FURTHER BE IT RESOLVED, The Town of Yorktown reiterates its stance against all forms of oppression, racism and bigotry; and

FUTHER BE IT RESOLVED, That the Town of Yorktown supports the continued nationwide celebration of Juneteenth Day to provide an opportunity for the people of the United States to learn more about the past and to better understand the experiences that have shaped this nation.

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

PRESENTATION TRAILTOWN – MOHEGAN QUARRY

Jonathan Nettlefield and Susan Siegel from the Yorktown Trailtown Committee came before the Board to share with everyone their latest project, which is documenting a little-known part of Yorktown’s industrial history – the Mohegan Granite Quarry – located in Sylvan Glen. Mr. Nettlefield shared his screen in order to display photos of the park at Sylvan Glen and photos of the quarry while Ms. Siegel gave a brief history of the Mohegan Granite Quarry. Photos were also shown of significant memorials and buildings made from the local granite. Mr. Nettlefield also displayed pictures of what the signage would look like at the site.

ACKNOWLEDGE THE ACCOMPLISHMENTS OF PATRICIA BARRESI AS INTERIM DIRECTOR FOR THE JOHN C. HART MEMORIAL LIBRARY
RESOLUTION #254

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

WHEREAS, The Town of Yorktown is proud to acknowledge the accomplishments of Patricia Barresi as Interim Director for the John C. Hart Memorial Library; and

WHEREAS, Patricia Barresi demonstrated her dedication to the library through her decision to come back from retirement after previously serving as Library Director for 21 years to ensure that the day-to-day operations of the library could be maintained and carried out until a new Library Director is appointed; and

WHEREAS, Patricia Barresi planned and oversaw the safe re-opening of the library building for in-person services six days a week with evening hours; and

WHEREAS, Patricia Barresi played a vital role throughout the COVID-19 pandemic in keeping the Yorktown community served with virtual programs, library materials, and information services;

NOW, THEREFORE, BE IT RESOLVED that I, as Town Supervisor, on behalf of Yorktown citizens and the Library staff, are pleased to thank her for her nine months of dedicated service and to wish her a healthy, happy, and well-deserved retirement as Interim Director of the John C. Hart Memorial Library.

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

ACCEPT THE RETIREMENT OF VINCENT HAIGHT FROM THE PARKS AND RECREATION DEPARTMENT
RESOLUTION #255

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

RESOLVED, the Town Board accepts the retirement of Vincent Haight from the Parks and Recreation Department effective June 25, 2021.

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

ACCEPT THE RETIREMENT OF MARGARET O'REILLY FROM THE JOHN C. HART MEMORIAL LIBRARY
RESOLUTION #256

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

RESOLVED, the Town Board accepts the retirement of Margaret O'Reilly from the John C. Hart Memorial Library effective May 31, 2021.

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

POET LAUREATE

John McMullen, Poet Laureate, read an original poem regarding Gay Pride Month.

COURTESY OF THE FLOOR

The following people spoke during Courtesy of the Floor:

- Susan Siegel, resident, spoke on behalf of the Committee for a Sound Plan for Soundview. She said that the Committee is not against the proposed overlay law but has concerns about how the Town plans to comply with the SEQRA environmental review of the law's potential impact.
- John Flynn, resident, commented on the overlay legislation that would allow higher density projects in various parts of Yorktown. He spoke about Mr. Fish's (Town Consultant) review that was presented last week. Mr. Flynn said his experience tells him that the areas in question would have many significant impacts beyond schools and traffic (i.e., environmental).

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

Town Board members responded to comments during Courtesy of the Floor.

CONVENE PUBLIC HEARING TO CONSIDER AMENDING CHAPTER 275 OF THE CODE OF THE TOWN OF YORKTOWN ENTITLED "VEHICLES AND TRAFFIC," BY ADDING FULL STOP SIGNS AT THE FOLLOWING LOCATIONS: GRANITE SPRINGS AT ITS INTERSECTION WITH QUAKER CHURCH ROAD AND CHESTERFIELD DRIVE AT THE INTERSECTION WITH CROSS ROAD

Supervisor Matthew Slater convened a public hearing to consider amending Chapter 275 of the Code of the Town of Yorktown entitled "Vehicles and Traffic," by adding full stop signs at the following locations: the Northwest corner of Granite Springs at its intersection with Quaker Church Road; and the Northeast corner of Chesterfield Drive at the intersection with Cross Road.

Town Clerk Diana Quast displayed the Affidavit of Publication for the public hearing.

Highway Superintendent Dave Paganelli said the Traffic & Safety Committee felt that the signs (particularly the Granite Springs/Quaker Church Road sign) would provide safer conditions for residents.

No members of the public spoke.

Upon motion made by Councilwoman Roker, seconded by Councilman Diana, the public hearing was closed.

ADOPT LOCAL LAW NO. 5 OF 2021 TO AMEND CHAPTER 275 OF THE CODE OF THE TOWN OF YORKTOWN ENTITLED "VEHICLES AND TRAFFIC" RESOLUTION #257

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

WHEREAS, a public hearing was held on June 15, 2021 pursuant to notice duly published, as required by law, to consider a proposed Local Law amending Chapter 275 of the Town Code entitled "Vehicles and Traffic" by amending Section 275-6(A) by adding full stops at the following locations:

- Northwest corner of Granite Springs Road at its intersection with Quaker Church Road
- Northeast corner of Chesterfield Drive at the intersection with Cross Road

NOW, THEREFORE, BE IT RESOLVED that Local Law No. 5 of 2021, amended and annexed hereto, be and is hereby adopted.

Slater, Diana, Lachterman, Patel, Roker Voting Aye

Local Law No. 5 of 2021 was thereupon declared adopted.

CONVENE PUBLIC HEARING TO CONSIDER A SITE PLAN AMENDMENT APPLICATION SUBMITTED BY WASHINGTON PRIME GROUP FOR THE CONSTRUCTION OF A NEW 2,446 SQUARE FOOT EXTERIOR PATIO AT THE JEFFERSON VALLEY MALL

Supervisor Matthew Slater convened a public hearing to consider a Site Plan Amendment application submitted by Washington Prime Group for the construction of a new 2,446 square foot exterior patio at the Jefferson Valley Mall. Supervisor Slater introduced Stephen Harris and Alexa O'Rourke from the Washington Prime Group.

Town Clerk Diana Quast displayed the Affidavit of Publication for the public hearing.

Mr. Harris reviewed a presentation he made at a previous Town Board work session to show where they proposed to have the exterior patio. He and Ms. O'Rourke spoke of the benefits this addition to the mall would provide to the mall and the public.

Planning Director John Tegeder asked about seating for the patio and was told there is no seating plan, as yet, but they would not exceed what is allowed by law. Mr. Tegeder said a final set of plans would need to be signed by the Supervisor before they could obtain their building permit.

He repeated that the signing of the site plan would not happen until a seating plan was provided.

No member of the public spoke.

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

APPROVAL OF SITE PLAN AMENDMENT SUBMITTED BY WASHINGTON PRIME GROUP FOR THE CONSTRUCTION OF A NEW 2,446 SQUARE FOOT EXTERIOR PATIO AT THE JEFFERSON VALLEY MALL
RESOLUTION #258

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

WHEREAS, a public hearing was convened on Tuesday, June 15, 2021 to consider a Site Plan amendment application submitted by Washington Prime Group for the construction of a new 2,446 square foot exterior patio at the Jefferson Valley Mall,

NOW, THEREFORE, BE IT RESOLVED that the site plan amendment was approved contingent upon the receipt of a seating plan before the Supervisor signs said site plan amendment.

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

CONVENE PUBLIC HEARING FOR THE PROPOSED ESTABLISHMENT OF THE HALLOCKS MILL SEWER DISTRICT EXTENSION

Supervisor Matthew Slater convened a public hearing on the petition, together with a map showing the boundaries of a proposed sewer district extension in said Town, to be known as Hallocks Mill Sewer District Extension in the Town of Yorktown (the "Extension") a general plan to serve said Extension, and a report of the proposed method of operation thereof; and

WHEREAS, said map, plan and report were prepared by a competent engineer duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof, including estimate of cost; and

WHEREAS, the boundaries of said Extension shall be as described in Exhibit A attached hereto and hereby incorporated herein; and

WHEREAS, the improvements proposed consist of the construction of a sanitary sewer system at a maximum estimated cost of \$14,300,000; and

WHEREAS, the cost of hook-up fees to the typical property in said Extension is \$5,850; and

WHEREAS, the estimated cost of said Extension to the typical property therein is \$1,494 in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid (\$782 for a typical property not connected); and

WHEREAS, a detailed explanation of the manner by which such costs were computed has been filed in the office of the Town Clerk where the same are available during regular office hours for examination by any person interested in the subject matter thereof.

Town Clerk Diana Quast displayed the Affidavit of Publication for the public hearing.

Town Engineering Consultant Dan Ciarcia showed a presentation of Phase 1 of the Hallocks Mill Sewer District Extension Project. Information included:

- District Overview (number of parcels, number of parcels connects and unsewered parcels)
- Phase 1 Sewer Extensions (selected sub areas; total of 315 parcels, criteria for selecting the areas)
- Project Summary (estimated cost - \$14,300,000; NYCDEP East of Hudson fund contribution - \$10,000,000). The amount to be bonded - \$4,300,000 for 30 years.
- Tax Summary (Capital Cost, Sewage Treatment Tax, Sewer Rent Charge) – total \$1,494 once connected
- Next Steps

Sharon Robinson, Engineering Consultant, said the estimate was one that was developed a few years ago, and additional funding, interest changes, etc. may raise or lower the estimate.

The following members of the public spoke:

- Kathryn McGowan, resident, asked about the time frame for the project (from start to finish)
- Ed Ciffone, resident, said he is one of the many who is not going to get the sewer connection. He said that he does not want the sewer because he cannot afford the added costs. Mr. Ciffone asked about the petition process and its results. Ms. Robinson and Mr. Ciarcia responded to Mr. Ciffone's questions.
- Eileen Burke, resident, said she is happy the project is moving forward given the money she spends yearly on cleaning her septic system. Ms. Burke asked about federal funding. The Town Board and Supervisor Slater responded to her question.

All those present having been given the opportunity to be heard and there being no further discussion, the hearing was adjourned until July 6, 2021. Upon motion made by Councilman Diana, seconded by Councilwoman Roker, and carried.

AUTHORIZE SUPERVISOR TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH THE YORKTOWN CENTRAL SCHOOL DISTRICT FOR USE OF SCHOOL DISTRICT FACILITIES, VEHICLES AND EQUIPMENT
RESOLUTION #259

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

RESOLVED, the Supervisor is authorized to enter into an Intermunicipal Agreement with the Yorktown Central School District for the purpose of allowing the Town of Yorktown, to use the School District's facilities, vehicles and equipment and for the Yorktown Central School District to use the Town's facilities, vehicles and equipment, for the benefit of the residents of the Town of Yorktown and the Yorktown Central School District. The term of the Agreement shall be from July 1, 2021 through June 30, 2022.

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

AUTHORIZE SUPERVISOR TO ENTER INTO AN AMENDMENT TO THE AGREEMENT WITH CIARCIA ENGINEERING, P.C. FOR ON-CALL ENGINEERING SERVICES
RESOLUTION #260

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

RESOLVED, the Supervisor is authorized to enter into an amendment to the agreement with Ciarcia Engineering, P.C. for on-call engineering services for a total amount not to exceed \$55,000 (an additional \$33,000), for a term to end July 31, 2021, according to the terms set forth in the proposal dated March 1, 2021.

BE IT FURTHER RESOLVED that the Comptroller is authorized to transfer \$33,000 from A1440.101 Engineer Salary to A1440.490 Engineer Professional Services for Ciarcia Engineering agreement amendment.

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

AUTHORIZE SUPERVISOR TO ENTER INTO AN AMENDMENT TO THE AGREEMENT WITH LYNSTAAR ENGINEERING, P.C. FOR ON-CALL ENGINEERING SERVICES
RESOLUTION #261

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

RESOLVED, the Supervisor is authorized to enter into an amendment to the agreement with LynStaar Engineering, P.C. for on-call engineering services for a total amount not to exceed \$15,000 (an additional \$5,000) for a term to end December 31, 2021, according to the terms set forth in the proposal dated February 26, 2021.

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

AUTHORIZE CREATION OF AN ACCESSIBILITIES COMMITTEE

RESOLUTION # 262

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

WHEREAS, the Town Board is desirous of supporting the Town's special needs community by enhancing services, raising awareness and coordinating support;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby creates an Accessibilities Committee for the purpose of: (1) advising the Town Board on how best to support the special needs community in the Town; (2) raise awareness of and coordinate support for special needs residents; (3) enhance services to the special needs community and their families; (4) coordinate support of the special needs community and their families; and (5) help craft more inclusive policies;

BE IT FURTHER RESOLVED, that the Committee shall consist of at least five (5) volunteer members; and

BE IT FURTHER RESOLVED, that each Committee member shall be appointed by and serve at the discretion of the Town Board; and

BE IT FURTHER RESOLVED, that the Committee shall select its own Chairperson; and

BE IT FURTHER RESOLVED, that all Committee meetings will be open to the public, the public will be permitted to participate in the Committee's discussions, and the Committee's meeting dates are to be posted on the Town's website; and

BE IT FURTHER RESOLVED, that detailed minutes will be prepared of all Committee meetings;

BE IT FURTHER RESOLVED, that the Committee shall submit a report, on or before the 31st day of January, setting forth for the prior calendar year: (1) the dates the Committee met, (2) all votes taken by the Committee, (3) all memoranda prepared by the Committee and submitted to the Town Board, (4) all activities undertaken by the Committee, and (5) all minutes of the Committee's meetings; and

BE IT FURTHER RESOLVED, that Thomas Panek and Kathleen Macias-Torres are hereby appointed as members of the Committee with terms to expire on December 31, 2022.

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

AUTHORIZE SUPERVISOR TO EXECUTE AN INTER-MUNICIPAL AGREEMENT ("IMA") WITH THE COUNTY OF WESTCHESTER TO GRANT THE COUNTY A LICENSE, PERMIT AND EASEMENT IN ORDER TO ALLOW THE COUNTY TO CONNECT TO THE TOWN-OWNED SANITARY SEWER SYSTEM FOR PROPERTY LOCATED AT 3840 CROMPOND ROAD

RESOLUTION #263

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

WHEREAS, the Supervisor is authorized to execute an Inter-Municipal Agreement ("IMA") with the County of Westchester to grant the County a license, permit and easement in order to allow the County property located at 3840 Crompond Road, Cortlandt Manor, New York ("County Property") to connect to the Town-owned sanitary sewer system ("Town District"), a portion of which is located along Route 202 (Crompond Road), and

WHEREAS, in consideration for the privilege of connecting to and discharging sanitary sewage from the County Property into the Town District's sanitary sewer during the term of this Permit, the County agrees and covenants to pay a fee equivalent to what the County would pay if the Town was able to levy a sewer tax against the County Property, and the County would also be subject to payment of its share of debt service for any capital improvements made to the Town District during the term of the Agreement, and

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

NOW THEREFORE, BE IT RESOLVED, that the Town has determined the action contemplated under this Resolution is a Type II action under the State Environmental Quality Review Act (“SEQR”) and therefore no further review is required under SEQR; and be it

FURTHER RESOLVED, the Town Board hereby directs that a copy of this resolution be filed with the Town Clerk and a copy be provided to any person who has requested a copy hereof; and be it

FURTHER RESOLVED, that pursuant to NY Town Law §82 and 90, within ten (10) days from the date of this Resolution the Town Clerk shall post and publish a notice which shall set forth the date of the adoption of the Resolution, shall contain an abstract of such Resolution concisely setting forth the purpose and effect thereof, shall specify that this Resolution was adopted subject to a permissive referendum; and shall publish such notice in The Yorktown News, a newspaper published in the County having a general circulation in the Town of Yorktown, and in addition thereto that the Town Clerk shall post or cause to be posted on the sign-board of the Town of Yorktown, a copy of such notice within ten (10) days after the date of the adoption of this Resolution.

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

AUTHORIZE COMPTROLLER TO PAY MARGARET O’REILLY THE CASH VALUE OF UNUSED TIME AS OF HER DATE OF RETIREMENT RESOLUTION #264

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

BE IT RESOLVED, that the Town Board hereby authorizes the Town Comptroller to pay Margaret O’Reilly the cash value of unused time as of her date of retirement:

Rate of Pay: \$30.9026

Sick	976.75 hours	@	50%	=488.37 hours
	488.37 hours	x	\$30.9026	=\$15,091.90
Vacation	253.00 hours	x	\$30.9026	=\$ 7,818.35
Total				\$22,910.25

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

From:

L909.8	Library Reserve Employee Accrued Benefits	\$15,091.90
L7410.101	Library Salary	\$ 7,818.35

To:

L7410.108	Library Lump Sum Payments	\$22,910.25
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Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution adopted.

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER TO FUND A WORKER’S COMPENSATION SCHEDULED LOSS OF USE PAYMENT / NOTICE OF DECISION RESOLUTION #265

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

BE IT RESOLVED, that the Town Board authorizes the following budget transfer to fund a Worker’s Compensation scheduled loss of use payment / Notice of Decision:

From: D.909	Highway Fund - Fund Balance	\$63,267.40
To: MC.1930.402	Worker’s Comp Indemnity Payments	\$63,267.40

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

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER
FOR THE MOHEGAN HIGHLANDS PARK DISTRICT
RESOLUTION #266

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

RESOLVED, the Comptroller is hereby authorized to process the following budget transfer for the Mohegan Highlands Park District:

From:
MH909 Fund Balance \$9,876.00

To:
MH7180.200 Equipment \$9,876.00

for the purchase of playground equipment from Best in Backyards/Eastern Jungle Gym for a total price of \$9,876.00.

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

AUTHORIZE SUPERVISOR TO SIGN AN AGREEMENT WITH MICHAEL REILLY JR., PE
TO PROVIDE THE SPECS FOR REPLACEMENT OF BOILERS
RESOLUTION #267

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

WHEREAS, the Building Maintenance Department is requesting Michael Reilly Jr., PE to provide specs for boiler replacements at both the Albert A. Capellini Community & Cultural Center & Yorktown Police Department

- Albert A. Capellini Community & Cultural Center: two-to-one boiler replacement specs costing \$6,000.00
- Yorktown Police Department: one-to-one boiler replacement specs costing \$6,000.00

RESOLVED, the Town Supervisor is authorized to sign an agreement with Michael Reilly Jr., PE to provide the specs for replacement of said boilers.

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

EXTEND BID FOR ALARM MONITORING SERVICES FOR TOWN FACILITIES WITH
MARSHALL ALARM SYSTEMS
RESOLUTION #268

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

WHEREAS,

1. The Town of Yorktown at its meeting of August 1, 2017 awarded the bid for Alarm Monitoring Services for Town Facilities to Marshall Alarm Systems.
2. The contract term for this service was for a contractual duration of three (3) years commencing on 8/2/17.
3. Upon mutual consent of the Contractor and the Town, the contract may be extended for two 1-year periods.

BE IT RESOLVED, that the Town Board extends the contract with Marshall Alarm Systems for Alarm Monitoring Services for Town facilities through August 1, 2022.

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

AUTHORIZE THE CLIMATE SMART COMMUNITIES TASK FORCE, IN COLLABORATION WITH SUSTAINABLE WESTCHESTER TO PROVIDE EDUCATION, OUTREACH AND ENGAGEMENT TO THE PUBLIC REGARDING CLIMATE CHANGE RESOLUTION #269

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

RESOLVED, that through the Climate Smart Communities Task Force, in collaboration with Sustainable Westchester, will provide education, outreach, and engagement to the public in regards to effects of climate change and the reduction of greenhouse gas (GHG) emissions as preventative measures for further climate change.

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

AUTHORIZE COMPTROLLER TO ACCEPT THE PROJECT BOND AND FEE FOR THE NEW YORK SELF STORAGE SITE PLAN RESOLUTION #270

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

WHEREAS, NY Jefferson Valley Self Storage, LLC as applicant, provided the Town with Check #1013 in the amount of \$11,200.00 to serve as the 8% Inspection Fee for permit #WP-FSWPPP-065-20 for the site plan project located at 621 Bank Road, and

WHEREAS, NY Jefferson Valley Self Storage, LLC as applicant, provided the Town with Check #1014 in the amount of \$5,000.00, to serve as the Erosion Control Bond for permit #WP-FSWPPP-065-20, NOW, THEREFORE BE IT

RESOLVED, that the above referenced monies are hereby accepted to serve as the required bonds and fee for the above referenced site plan.

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

AUTHORIZE COMPTROLLER TO RELEASE PROJECT BONDS FOR HUNTERBROOK ROAD AND CROMPOND ROAD TO JOHN BARILE, PRESIDENT OF JAB BUILDERS RESOLUTION #271

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

WHEREAS, Andrew Ryder as applicant in 2016 for a land development project consisting of two lots, one on Hunterbrook Road, the other on Crompond Road, posted check #181 in the amount of \$2,500 to serve as the Wetland Bond and check #182 in the amount of \$1,500 to serve as the Erosion Control Bond (totaling \$4,000) for permit #WP-FSWPPP-062-15, which was deposited to the T33 account on August 29, 2016.

WHEREAS, Andrew Ryder sold the property to JAB Builders in March of 2018 and the bonds were assigned to JAB Builders the new owners of the property.

WHEREAS, John Barile, President and applicant of JAB Builders posted Check No. 1992 in the amount of \$5,000, which was deposited into the T33 account on January 31, 2020, to serve as the project Performance Bond for Landscaping.

WHEREAS, John Barile, President of JAB Builders and as applicant has requested all monies be released and a final inspection be performed as the project work is now complete.

WHEREAS, a site inspection was performed and determined that the Erosion Control Bond and the Performance Bond may be returned as all disturbed areas have been restored.

WHEREAS, The Wetland Bond cannot be returned as the three-year time period for growth of plantings has not been satisfied.

NOW, THEREFORE BE IT, RESOLVED, that the above referenced monies totaling \$6,500 be and are hereby released to JAB Builders, 361 Route 6, Mahopac, NY 10541, Attn: Mr. John Barile.

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

AUTHORIZE COMPTROLLER TO RELEASE PROJECT BOND FOR 3617 BUCKHORN STREET TO PANBAR REALTY, LLC

RESOLUTION #272

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

WHEREAS, PanBar Realty, LLC, as applicant posted check #1650 in the amount of \$500, which was deposited into the T33 account on June 12, 2020 to serve as the Performance Bond for property located at 3617 Buckhorn Street, and,

WHEREAS, PanBar Realty, LLC has requested the Performance Bond be released.

NOW, THEREFORE BE IT RESOLVED, the above referenced check in the amount of \$500 be released to PanBar Realty, LLC, 361 Route 6, Mahopac, NY 10541.

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

AUTHORIZE COMPTROLLER TO RELEASE PROJECT BOND FOR 1401 FRONT STREET SITE PLAN TO 1401 FRONT STREET ASSOCIATES, LLC

RESOLUTION #273

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

WHEREAS, 1401 Front Street Associates, LLC, as applicant, provided the Town with Arch Insurance Company Bond No. SU1034019, in the amount of \$48,847.00, to serve as the Performance Bond, for the 1401 Front Street Site Plan, located on Front Street, and

WHEREAS, 1401 Front Street Associates, LLC, as applicant, provided the Town with Check No.050658, in the amount of \$5,000.00 which was deposited into the T33 account on May 23, 2008, to serve as the Erosion Control Bond, for the 1401 Front Street Site Plan, and

WHEREAS, the project was abandoned and the owner is requesting monies be returned, and

WHEREAS, an inspection was performed and it was determined the above referenced monies may be returned, NOW, THEREFORE, BE IT

RESOLVED, that the above referenced check and bond are hereby released to 1401 Front Street Associates, LLC, c/o Brewster Business Park, 1944 Route 22, Brewster, NY 10509.

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

AUTHORIZE COMPTROLLER TO RELEASE PROJECT BOND FOR 3655 & 3659 OLD CROMPOND ROAD TO JAM REAL ESTATE DEVELOPMENT, LLC IN THE AMOUNT OF \$7,028.00

RESOLUTION #274

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

WHEREAS, JAM Real Estate Development, LLC as applicant posted check #1013 in the amount of \$7,028.00, which was deposited into the T33 account on August 1, 2019 to serve as the Performance Bond for property located at 3655 & 3659 Old Crompond Road, and,

WHEREAS, JAM Real Estate, LLC / Maria Cipriano has requested the Performance Bond be released.

NOW, THEREFORE BE IT RESOLVED, the above referenced check in the amount of \$7,028 be released to JAM Real Estate Development, LLC, 82 Furnace Dock Road, Croton-on-Hudson, NY 10520-1419.

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

AUTHORIZE COMPTROLLER TO RELEASE PROJECT BOND FOR SADDLE RIDGE ROAD TO MATTHEW MURPHY
RESOLUTION # 275

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

WHEREAS, Matthew Murphy as applicant, posted check #2834 in the amount of \$250 which was deposited to the T33 account on February 28, 2020.

WHEREAS, Matthew Murphy has requested his money be released as the site is now complete.

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 bond be and is hereby released to Mr. Matthew Murphy, 2994 Saddle Ridge Road, Yorktown Heights, NY 10598.

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

AUTHORIZE SUPERVISOR TO EXECUTE AN AGREEMENT WITH SITE DESIGN CONSULTANTS IN AN AMOUNT NOT TO EXCEED \$5,000.00 FOR ON-CALL ENGINEERING CONSULTANT SERVICES
RESOLUTION #276

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

RESOLVED, that the Supervisor is authorized to execute an agreement with Site Design Consultants in an amount not to exceed \$5,000 for the provision of on-call engineering consultant services in connection with the Granite Knolls Sports Complex. The term of the agreement shall be retroactive to May 1, 2021 through December 31, 2021.

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

ADJOURN

Upon motion made by Councilman Diana, seconded by Councilwoman Roker, the Town Board meeting was adjourned.

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