



Town of Yorktown

Office of the Town Clerk Diana L. Quast

FINAL TOWN BOARD VIDEO CONFERENCE MEETING AGENDA

November 9, 2021

Spadaccia Meeting Room

363 Underhill Avenue, Yorktown, NY 10598

The Town Board of the Town of Yorktown will not be meeting in person, until further notice, meetings will be held via video conferencing only

6:00 PM EXECUTIVE SESSION

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

Personnel

Building Department

Engineering Department

Litigation and Negotiations

Town Attorney

7:30 PM TELEVISED TOWN BOARD MEETING

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. COURTESY OF THE FLOOR

9. PUBLIC HEARING

Convene public hearing on the revisions to the Section 8 Administrative Plan

Supervisor Matthew Slater will convene a public hearing to allow comment on revisions to the Section 8 Administrative Plan.

10. BUDGET

Adopt Amended Tentative Budget as the Preliminary Budget for the Year 2022

Resolved, that the Town Board adopts the amended Tentative Budget as the Preliminary Budget for the Year 2022.

Adopt Notice of Preliminary Budget Public Hearing for the Year 2022

NOTICE IS HEREBY GIVEN, that the preliminary budget of the Town of Yorktown, Westchester County, NY for the fiscal year beginning January 1st, 2022 has been completed and filed in the office of the Town Clerk of the said Town at the Town Hall, 363 Underhill Avenue in Yorktown Heights, in the said Town where it is available for inspection by any interested person during regular office hours of the Town Clerk beginning November 19, 2021, and

FURTHER NOTICE IS HEREBY GIVEN, that the Town Board of said Town of Yorktown will meet and hold a public hearing thereon at the Town Hall, 363 Underhill Avenue, in the said Town, on the 7st day of December, 2021 at 7:00 o'clock PM, or as soon thereafter as the same can be heard, and that at such hearing any person shall be heard in favor of or against the preliminary budget as compiled for or against any items therein contained, and

The 2022 Preliminary Proposed General Budget totals \$63,169,071 representing an increase of \$2,416,533 from the 2021 Adopted Budget with the following salaries of the elected officials:

Supervisor -	\$124,361.00
Councilman (4) -	\$ 20,064.00
Town Clerk -	\$105,247.00
Superintendent of Highways -	\$131,336.00
Town Justice (2) -	\$ 40,000.00

By Order of the Town Board of the Town of Yorktown, N.Y.

11. WORK SESSION

Town of Yorktown Hazard Mitigation Plan

Almeida-1875 Brookdale Street - Wetland and MS4 Stormwater Management Permit Application including Mitigation Plan

Replacement of Baptist Church Road Bridge by the NYC Department of Environmental Conservation

Amend Peddler/Solicitor Law and add a “Do Not Knock Registry”

Proposed Moratorium on Ground Mounted Solar Energy Systems

Master Fee Schedule

12. **RESOLUTIONS**

Reappoint Lawrence W. Klein, P.E. as a member of the Tree Conservation Advisory Commission for a three-year term to expire on October 31, 2024

BE IT RESOLVED, that Lawrence W. Klein, P.E. is reappointed as a member of the Tree Conservation Advisory Commission for a three-year term to expire on October 31, 2024.

Authorize Supervisor to sign an agreement with the Chief of Police for 2022 through 2024

BE IT RESOLVED, that the Town Supervisor is authorized to sign an agreement with the Chief of Police Robert Noble for 2022 through 2024.

Authorize Supervisor to execute a contract with MRI Software LLC, for HAPPY software license and support for the Section 8 Office in the amount of \$7,876.99

Resolved, that the Supervisor is authorized to execute a contract with MRI Software LLC, for the sum of \$7,876.99 for HAPPY software license and support for the Section 8 Office, to cover the period from February 1, 2022 through January 31, 2023.

Authorize Supervisor to sign NYS DOT Compliance Policies

Authorize Supervisor to sign the following NYS DOT Compliance Policies: Title VI Assurances/Non-Discrimination Assurances, Limited English Proficiency Policy, Equal Employment Opportunity Policy, Disadvantaged Business Enterprise Program, and M/WBE Policy to comply with the NYSDOT conditions for the Town to receive Federal Financial Assistance through the New York State Department of Transportation.

Authorize Police Department to purchase one (1) additional 2022 Ford Police Interceptor Hybrid SUV from the Westchester County contract RFB-WC-19023 in the amount of \$36,047.00

Be It Resolved, that the Town Board of the Town of Yorktown hereby authorizes the Yorktown Police Department to purchase one (1) additional 2022 Ford Police Interceptor Hybrid SUV from the Westchester County contract RFB-WC-19023, awarded to Beyer Ford in the total amount of approximately thirty-six thousand, forty-seven dollars (\$36,047.00).

Authorize Comptroller to pay Brittanie O’Neill the cash value of unused time as of her date of separation

Be It Resolved that the Town Board hereby authorizes the Town Comptroller to pay Brittanie O’Neill the cash value of unused time as of her date of separation:

Rate of Pay:	\$35.9962	
Vacation Time 14.00 hours x \$35.9962 =		\$503.95
Total		\$503.95

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	\$503.95
To: A3620.108	Building Lump Sum Payments	\$503.95

Authorize Comptroller to process the following Budget Transfer for the Highway Department

The Comptroller is hereby authorized to process the following budget transfers:

From:		
D5110.101	Highway – Salary	\$98,000.00
To:		
D5130.403	Highway – Supply & Materials	\$18,000.00
D5110.479	Highway – Drainage	\$80,000.00

For supply and materials purchases and drainage projects to the end of the year.

Authorize Comptroller to process the following Budget Transfer for the Police Department

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

From:		
A.1002	General Fund – Fund Balance	\$379,523.00
To:		
A9000.812	Police Retirement	\$379,523.00

For the contribution payment to be processed in December 2021 due to rate increases assessed during calendar year 2021.

Authorize Comptroller to process the following Budget Transfer for the Police Department

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

From: A3120.810 Police Medical \$45,050.06

To: A3120.111 Police Overtime \$45,050.06

To cover overtime for Payroll #20.

Authorize Comptroller to process the following Budget Transfer for the Police Department

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

From: A3120.810 Police Medical \$126,800.00

To: A3120.102 Police Salaries Uniformed \$126,800.00

To cover salaries payable to December 31, 2021.

Authorize Comptroller to issue a water refund to Crowne Victoria Realty Services LLC, Account #200565-0 due to an overpayment in the amount of \$42.02

RESOLVED, the Town Comptroller is authorized to issue a water refund in the amount of \$42.02 to Crowne Victoria Realty Services LLC, Account #200565-0, representing an overpayment made on August 3, 2020.

Authorize Supervisor to sign an agreement with David Tetro, P.C. for Architectural Services for construction work at the Highway Department

Resolved, that the Supervisor is authorized to sign an agreement with David Tetro, P.C. for Architectural Services for the Addition, Toilet Room Upgrades and General Mechanical Upgrades to the Highway Department in the amount of \$14,500.00 to come out of Highway Fund Balance.

Authorize Supervisor to sign an agreement with Revans Design, P.E. P.C. for Engineering Services for construction work at the Highway Department

Resolved, that the Supervisor is authorized to sign an agreement with Revans Design, P.E. P.C. for Engineer Services for the Addition, Toilet Room Upgrades and General Mechanical Upgrades to the Highway Department in the amount of \$10,000.00 to come out of Highway Fund Balance.

Authorize Barton & Loguidice, D.P.C. to Perform a Stormwater Review for the 650 Pines Bridge Road Subdivision Application

WHEREAS, the Planning Board of the Town of Yorktown desires a review of the stormwater pollution prevention plan prepared for the proposed 3-lot subdivision located at 650 Pines Bridge Road, Ossining, NY 10562, also known as Section 70.10, Block 1, Lot 29 on the Town of Yorktown Tax Map; and

WHEREAS, Barton & Loguidice, D.P.C., an environmental consulting firm, has entered into an agreement with the Town of Yorktown to provide these services on an on-call basis which was authorized by the Town Board by resolution on July 7, 2021; and

WHEREAS, Barton & Loguidice, D.P.C. has submitted a proposal to provide the requested review of the stormwater pollution prevention plan pursuant to said on-call agreement for an amount not to exceed \$4,000.00; now therefore

BE IT RESOLVED, that the Supervisor of the Town of Yorktown is hereby authorized to engage Barton & Loguidice, D.P.C. under the on-call agreement with the Town of Yorktown to perform a review of the stormwater pollution prevention plan prepared for the proposed 3-lot subdivision located at 650 Pines Bridge Road, Ossining, NY 10562, in an amount not to exceed \$4,000.00, and that the total cost shall be reimbursed by the applicant as part of the cost of the application's review.

Approve use of the Albert A. Capellini Community & Cultural Center gymnasium by the Chamber of Commerce for 5 hours of use for a job fair on Tuesday, November 30, 2021

RESOLVED, at the request of the Yorktown Chamber of Commerce, the Town Board hereby authorizes the use of the Albert A. Capellini Community & Cultural Center gymnasium for 5 hours of use for a job fair on Tuesday, November 30, 2021. The Town Board waives the rental fee of \$195.

Approve Tax Certiorari Proceedings for parcel known as Section 16.08 Block 1 Lot 12, Bank Street and Section 16.08 Block 1 Lot 14

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 16.08 Block 1 Lot 12, Bank Street and Section 16.08 Block 1 Lot 14 on the Tax Map of the Town of Yorktown, now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel Section 16.08 Block 1 Lot 12, Account Number 1879550 and tax parcel Section 16.08 Block 1 Lot 14 owned by or formerly owned by Bali Properties , Inc. for the assessment roll years 2019 and is settled as set forth in the proposed stipulation as follows:

Bank Street Tax ID: 16.08-1-12

Roll Year	Assessed Value From	Assessed Value To	Reduction
2019	6,300	6,300	0
2020	6,300	6,300	0

621 Bank Street Tax ID 16.08-1-14

Roll Year	Assessed Value From	Assessed Value To	Reduction
2019	117,000	100,800	16,200
2020	117,000	100,350	16,650

Approve release of Performance Bond for Stormwater Permit #BSWPPP-065-19 for work done at 332 Homestead Road

WHEREAS, Declan & Josephine O’Callaghan as applicants, posted \$250 to serve as the Performance Bond which was deposited to the T33 account in December of 2019 for Stormwater Permit #BSWPPP-065-19, and

WHEREAS, the applicants have requested their 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 bond be released to Mr. & Mrs. Declan O’Callaghan, 332 Homestead Road, Yorktown Heights, NY 10598.

13. ADJOURN

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

Dated: November 9, 2021

Instructions for the Public to participate in Town Board Meetings Remotely:

The Town Board of the Town of Yorktown will not be meeting in person. Until further notice, meetings will be held via video conferencing. The Town of Yorktown will televise a video conference Town Board meeting on Tuesday, November 9, 2021 beginning at 7:30 p.m.

Please make sure to register in advance if you would like to speak at the Public Hearings or at Courtesy of the Floor during this meeting with the Town Clerk at dquast@yorktownny.org or 914-962-8152

You will need to provide your name, phone number and email address when

registering so we can send a confirmation to you containing instructions on how to join the meeting virtually or by phone. You will have an opportunity to see and hear the meeting live on Channel 20 (Cable) or Channel 33 (Fios). If you have a computer, tablet, or smartphone, you will be able to see and hear the meeting while it is occurring on the Town's website at yorktownny.org.

*****AGENDAS ARE SUBJECT TO CHANGE*****