



# Town of Yorktown

*Office of the Town Clerk Diana L. Quast*

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## **FINAL TOWN BOARD** **VIDEO CONFERENCE MEETING AGENDA**

**February 1, 2022**

**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**

### **6:30 PM EXECUTIVE SESSION**

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

Personnel

Nutrition/Senior Services

Building Department

Central Garage

Water 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. PROCLAMATION – BLACK HISTORY MONTH  
WHEREAS, Black History Month was first celebrated as Negro History Week on February 1, 1926; and

WHEREAS, it became a nationally recognized month in 1976 to pay tribute to African-Americans who struggled through an oppressive society; and

WHEREAS, the Town of Yorktown recognizes and acknowledges that Black History is in fact American History; and

WHEREAS, Black History Month gives our community time to reflect on the struggles and triumphs of African-Americans throughout our national society; and

WHEREAS, African-Americans have made invaluable contributions to the American cause, including protecting our liberties and democratic society; and

WHEREAS, the Town of Yorktown acknowledges and applauds the many contributions that African American members of society have made including but not limited to John Sweat Rock, Frederick Douglass, W. E. B. Du Bois, Martin Luther King Jr., Thurgood Marshall, Duke Ellington, Maya Angelou, Guion Bluford, and Jackie Robinson; and

WHEREAS, the John C. Hart Library has assembled a collection of material for residents of all ages that highlights and celebrates the history, cultural experience, perseverance of African-Americans as well as a series focused on African-Americans of Achievement; and

NOW THEREFORE BE IT RESOLVED, the Town of Yorktown recognizes February as Black History Month; and

BE IT FURTHER RESOLVED, the Town of Yorktown stands as a community of hope, generosity, and acceptance to everyone regardless of religion, race, national origin, ethnicity, culture or orientation.

8. POET LAUREATE  
John McMullen

9. COURTESY OF THE FLOOR

10. PERSONNEL  
**Accept Retirement received from Curtis Doerr from the Water Department**

Resolved, that the Town Board accepts the retirement received from Curtis Doerr from the Water Department effective January 29, 2022, with many thanks for his 39 years of service to the Town.

11. ADVERTISEMENTS

**Authorize Town Clerk to advertise Request for Proposals for the rehabilitation and reuse of the Sultana Ridge Pool property on Van Cortlandt Circle**

RESOLVED, the Town Clerk is authorized to advertise a request for proposals for the rehabilitation and reuse of the property commonly known as the Sultana Ridge Pool property, on Van Cortlandt Circle, with Tax Identification Number 37.06-1-11.

**Authorize Town Clerk to advertise Bid for Railroad Park Basketball Court Reconstruction Project**

RESOLVED, the Town Clerk is authorized to advertise a bid for the railroad park basketball court reconstruction project.

**Authorize Town Clerk to advertise Bid for the purchase of Water Maintenance Materials for the Water Department**

RESOLVED, the Town Clerk is hereby authorized to advertise a bid for the purchase of Water Maintenance Materials for the Water Department.

12. RESOLUTIONS

**Authorize Supervisor to enter into an agreement for a stormwater retrofit installation project with the East of Hudson Watershed Corporation**

RESOLVED, the Supervisor is authorized to enter into an agreement for a stormwater retrofit installation project with the East of Hudson Watershed Corporation. The funding for the project will come from the City of New York pursuant to the funding agreement between EOHWC and the City and from similar agreements between EOHWC and Westchester County.

**Authorize the Supervisor to sign an agreement with General Code, CMS LLC for upgrades to the Muncity Building, Planning, Engineering and Zoning software in an amount not to exceed \$64,775.0**

Resolved, that the Supervisor is authorized to sign an agreement with General Code, CMS LLC in an amount not to exceed \$64,775.00 for upgrades to the Muncity Building, Planning, Engineering and Zoning software.

Be It Further Resolved, that the Comptroller is hereby authorized to transfer \$64,775.00:

From: A.1002                      General Fund – Fund Balance  
To: A1345.421.1              Computer Support and Software

**Authorize Supervisor to sign a quit claim deed conveying to Yorktown JAZ #2, LLC any right title and/or interest the Town may have, in consideration for a payment of \$4,645.00 subject to permissive referendum**

Whereas, the Town of Yorktown, wishes to authorize the Town Supervisor to sign a quit claim deed conveying to Yorktown JAZ #2, LLC any right title and

or interest the Town may have, in consideration for a payment of \$4,645.00, in the following described property:

Commencing at the intersection of the northerly line of Old Crompond Road and the northerly line of Crompond Road (New York State Route 35/202); Thence North 18/ 45'35" West, along the division line between Lot 2 to the east, and Old Crompond Road, to the west, a distance of 68.27 feet to the true point and place of beginning: Thence through Old Crompond Road the following two (2) courses and distances: 1. North 48/ 51' 51" West a distance of 41.31 feet to a point: 2. North 27/ 57' 19" West a distance of 44.48 feet to a point in the aforementioned division line between Lot 2 to the east and Old Crompond Road to the west: Thence southerly along said division line the following three (3) courses and distances: 1. South 50/ 22' 49" East a distance of 10.69 feet to a point: 2. South 70/ 19' 49" East a distance of 28.37 feet to a point: 3. South 18/ 45' 35" East a distance of 52.91 feet to the point and place of beginning. Containing 1,012 square feet of land more or less.

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the Town Attorney's office together with Yorktown JAZ 2#, LLC to undertake those steps necessary to convey the above described parcel and whatever the interest of the Town maybe in said property.

BE IT FURTHER RESOLVED, that it is found and determined that the property in issue is deemed excess property for which there is no present and/or future municipal purpose as same lies well beyond the bounds of the public right-of -way now or formerly known as Old Crompond Road.

BE IT FURTHER RESOLVED, that the proposed use of the property by Yorktown JAZ #2, LLC has been fully vetted and reviewed under the procedures before the Yorktown Planning Board for site plan approval brought by Yorktown JAZ #2, LLC and for purposes of the State Environmental Quality Review Act (SEQRA) NYCRR part 617 this action is a type II action requiring no further review, and

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

**Authorize Comptroller, Deputy Comptroller and Junior Accountant to attend the 2022 New York State Government Finance Officers Association annual conference/training**

Whereas, sufficient funds exist in the Comptroller Training line to cover the cost of expenses, including lodging and conference, now

Therefore, Be It Resolved, that Patricia Caporale, Gennelle MacNeil and Rachel Marchionno have permission to attend the 2022 New York State Government Finance Officers Association annual conference/training to be held in Albany, New York April 6, 2022 through April 8, 2022.

**Authorize Town Clerk and Deputy Town Clerk to attend the 2022 International Institute of Municipal Clerks Region One Annual Meeting and Training Conference**

Whereas, sufficient funds exist in the Town Clerk's conference/training line to cover the cost of expenses, including lodging and conference, now

Therefore, Be It Resolved, that Town Clerk Diana L. Quast and Deputy Town Clerk Maura Weissleder have permission to attend the 2022 International Institute of Municipal Clerks Region One Annual Meeting and Training Conference to be held in Sturbridge, Massachusetts, March 6, 2022 through March 8, 2022.

**Authorize Town Clerk and Deputy Town Clerk to attend the 2022 New York State Town Clerks Association Annual Meeting and Training Conference**

Whereas, sufficient funds exist in the Town Clerk's conference/training line to cover the cost of expenses, including lodging and conference, now

Therefore, Be It Resolved, that Town Clerk Diana L. Quast and Deputy Town Clerk Maura Weissleder have permission to attend the 2022 New York State Town Clerks Association Annual Meeting and Training Conference to be held in Albany, New York, April 24, 2022 through April 27, 2022.

**Authorize Comptroller to pay the Estate of Charles Vilarino the cash value of unused benefits time**

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay the Estate of Charles Vilarino the cash value of unused benefits time as of his date of death:

Rate of Pay:	\$44.1778					
Sick	1,500 hours	@	50%	=	750 hours	
	750.00 hours		x	\$44.1778	=	\$33,133.35
Vacation	442.50 hours		x	\$44.1778	=	\$19,548.67
Floating Holiday	7.50 hours		x	\$44.1778	=	\$ 331.33
Subtotal						\$53,013.35
Less September 2021 Medical Insurance Payment Due						\$ - 141.48
Total						\$52,871.87

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

From:	D909.8 Highway Reserve Employee Accrued Benefits	\$47,094.94
D5110.101	Highway 2021 Salary	\$ 5,918.41
To:	T903 Employee Medical Benefits Payments	\$ 141.48
D5110.108	Highway Lump Sum	\$52,871.87

**Authorize the Comptroller to process the following 2021 budget transfer**

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

From:	Computer Software (A1345.421.1)	\$12,500.00
To:	Computer Hardware (A1345.202)	\$12,500.00

for a portion of the 2021 computer purchases and installation.

**Authorize the Comptroller to process the following budget transfer to fund a Workers' Compensation scheduled loss of use payment/Notice of Decision**

Be It Resolved, that the Town Board authorizes the following budget transfer to fund a Workers' Compensation scheduled loss of use payment/Notice of Decision:

From:	A.1002 General Fund - Fund Balance	\$62,683.92
To:	MC.1930.402 Workers' Comp Indemnity Payments	\$62,683.92

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

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

From: General Fund – Fund Balance (A.1002) \$150,000.00  
To: Highway – Materials & Supplies (D5142.403) \$150,000.00

For the purchase of salt.

**Authorize Comptroller to process the following 2021 Budget Transfer for the Refuse and Recycling Department**

Resolved, that the Comptroller is hereby authorized to process the following 2021 budget transfer:

From: R&R Salary (SR.7210.101) \$14,000.00  
R&R Overtime (SR.7210.105) \$ 5,778.81  
To: R&R Dumping Fees (SR8160.450) \$19,778.81

for payment to Westchester County for the December Solid Waste fees.

**Authorize Comptroller to process the following Budget Transfer for the Building Maintenance Department**

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

From: A1990.499.1 General Fund – Contingency \$17,850.00  
To: A1620.416 Town Hall Building Maintenance \$17,850.00

for the replacement of the flooring in the Town Hall entryway, lobby, Town Board room and all first floor hallways.

**Authorize Release of Escrow Deposit for Driveway Permit #1211 in the amount of \$500.00 to JCPC Holdings LLC for work done on Front Street**

Resolved, that a representative of the Highway Department has inspected the work done on Front Street and found it to be completed satisfactorily,

Now, Therefore Be it Resolved, that the Town Board authorizes the Comptroller to Release Escrow Deposit for Driveway Permit #1211 in the amount of \$500.00 to JCPC Holdings LLC.

**Authorize the following vehicles be deemed obsolete and no longer needed for public use and either scrapped or sold at auction**

WHEREAS, the Town of Yorktown has found the following vehicles are obsolete and no longer needed for public use by the Town of Yorktown, and

WHEREAS, the Central Garage recommends to the Town Board that the listed vehicles be deemed obsolete and either scrapped at Brookfield Metal or sold at auction by Absolute Auctions & Realty, Inc.

2008 Ford E350 Paratransit Van	Vin #1FD3E35P48DB34452
2006 Crown Victoria	Vin #2FAFP71W26X165453
2010 Crown Victoria	Vin #2FABP7BV7AX140450

**Authorize Renewal of CRP Sanitation, Inc. for a Commercial Garbage License for 2022**

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 2022.

**Authorize Renewal of AAA Carting and Rubbish Removal, Inc. for a Commercial Garbage License for 2022**

RESOLVED, that AAA Carting and Rubbish Removal, Inc. be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2022.

**Approve and endorse the Yorktown Trail Town Committee to apply to the Hudson River Valley Greenway for a grant under the Greenway Conservancy Trail Grant Program**

WHEREAS, the Yorktown Trail Town Committee is applying to the Hudson River Valley Greenway for a grant under the Greenway Conservancy Trail Grant Program for a project entitled the Trailhead Signage Project to be located in the Town of Yorktown, and

WHEREAS, the grant application requires that the applicant receive approval and the endorsement from the governing body of the municipality or municipalities in which the project will be located; now

THEREFORE, BE IT RESOLVED, that the Town of Yorktown hereby approves and gives its endorsement to the Yorktown Trail Town Committee to apply to the 2022 Greenway Conservancy Trail Grant Program for a project known as the Trailhead Signage Project located within the Town of Yorktown.

13. **MONTHLY REPORTS**

Finance Department for January 2022  
Receiver of Taxes for January 2022  
Town Clerk for January 2022

14. **ADJOURN**

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



**Please make sure to register in advance if you would like to speak at Courtesy of the Floor during this meeting by contacting Town Clerk Diana L. Quast at [dquast@yorktownny.org](mailto:dquast@yorktownny.org) or call 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](http://yorktownny.org).

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