



Town of Yorktown

Office of the Town Clerk Diana L. Quast

FINAL TOWN BOARD MEETING AGENDA

Tuesday, October 18, 2022

Spadaccia Meeting Room

363 Underhill Avenue, Yorktown, NY 10598

6:30 PM EXECUTIVE SESSION

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

Litigation and Negotiations

Town Attorney

7:00 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. PROCLAMATIONS

Breast Cancer Awareness Month

WHEREAS, Breast Cancer Awareness Month began in 1985 as a partnership between the American Cancer Society and Imperial Chemical Industries Pharmaceuticals and Breast Cancer is one of the most commonly diagnosed cancers among women; and

WHEREAS, Breast Cancer is the second most common cancer affecting women and it is estimated that 1 in 8 women will develop breast cancer over the course of their lifetime; and

WHEREAS, Breast Cancer Awareness Month remains dedicated to increasing public knowledge about the importance of early detection of breast cancer diagnosis and treatment; and

WHEREAS, Yorktown is proud to be home to grassroots organizations such as Support Connection, Inc. which is celebrating its 26th Support-A-Walk at FDR Park; and

WHEREAS, Support Connection Inc. provides services and counseling to women facing breast and ovarian cancer;

WHEREAS, during National Breast Cancer Awareness Month, we are united in our commitment to ending breast cancer and improving the lives of all those affected by this illness.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Yorktown declares October as Breast Cancer Awareness Month; and

BE IT FURTHER RESOLVED, that the Town of Yorktown recognizes and thanks Support Connection Inc. and its incredible staff for their commitment to the members of the Yorktown Community and beyond.

Domestic Violence Awareness and Prevention Month

WHEREAS, Domestic violence is defined as violent or aggressive behavior within the home, typically involving the violent abuse of a spouse or partner; and

WHEREAS, Domestic violence affects millions of people in the United States, causes significant harm to the physical and mental health of survivors and their families, undermines their economic stability and overall well-being, and is a stain on the conscience of our country; and

WHEREAS, Domestic Violence Awareness Month was launched in October 1987 as a way to connect and unite individuals and organizations working on domestic violence issues while raising awareness for those issues; and

WHEREAS, during National Domestic Violence Awareness and Prevention Month, the Town of Yorktown honors the tremendous dedication of advocates and service providers, honors the courage and resilience of survivors, and recommits itself to standing with them for safety, dignity, and justice; and

WHEREAS, the Town of Yorktown is proud to partner with organizations such as Hope's Door to provide services to victims of domestic violence; and

WHEREAS, in 2020 the Town of Yorktown Police Department joined Westchester County Domestic Violence High Risk Team which assists responding police officers to refer domestic violence cases to a liaison officer and service provider;

NOW, THEREFORE, BE IT RESOLVED, the Town of Yorktown declares October as National Domestic Violence Awareness and Prevention Month.

German-American Heritage Month

WHEREAS, German-American Heritage Month is an appropriate time to recognize the enormous contributions that the German-American people have made to our Town, our country and the world throughout history; and

WHEREAS, German immigrants first arrived in the 1670s to New York State; and

WHEREAS, German-Americans are credited for establishing the first kindergartens in the United States, introduced holiday traditions such as the Christmas tree and popular foods such as hot dogs and hamburgers; and

WHEREAS, German-Americans have had profound impacts on our community, state and nation making great strides in the fields of medicine, art, music, education, business and government; and

NOW, THEREFORE BE IT RESOLVED, that the Town of Yorktown recognizes the month of October as German American Heritage Month

Italian-American Heritage Month

WHEREAS, Italian-American Heritage Month is an appropriate time to recognize the enormous contributions that the Italian-American people have made to our Town, our country and the world throughout human history; and

WHEREAS, the Yorktown community has a proud tradition of celebrating its Italian Heritage through events such as the San Gennaro Feast and community organizations such as the Circolo da Vinci; and

WHEREAS, the Circolo da Vinci traditionally celebrates the Italian heritage of members of our community each month and is dedicated to preserving and teaching about the Italian heritage; and

WHEREAS, one of their most popular events has become their annual bocce ball tournaments at Downing Park; and

WHEREAS, other groups such as the Christopher Columbus Society of Yorktown makes similar efforts to preserve and educate residents about the impact Italian-Americans have had; and

WHEREAS, Italian-Americans have had profound impacts on our community, state and nation making great strides in the fields of medicine, art, business, education and government; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Yorktown recognizes the month of October as Italian American Heritage Month; and

BE IT FURTHER RESOLVED, that the Town of Yorktown recognizes and applauds the great efforts of our community organizations who preserve the traditions and accomplishments of Italians.

7. PRESENTATION

Circolo da Vinci

8. POET LAUREATE

John McMullen

9. PERSONNEL

Appoint James Waterhouse to provisional Water Meter Maintenance Foreperson in the Water Department

BE IT RESOLVED, that James Waterhouse is hereby appointed provisional Water Meter Maintenance Foreperson, job class code 0626-01, in the Water Department, effective October 24, 2022 to be paid from Yorktown CSEA Salary Schedule A, Group 14, Step 2, which is \$73,878.00 annually.

Reappoint Ken Belfer as the Town's Representative to the CDAG for a Term expiring on December 31, 2024

WHEREAS, the Community Development Advisory Group ("CDAG"), established in 1976, complements the citizen participation for the federal Community Development Block Grant ("CDBG"), the Emergency Solutions Grant ("ESG") and the HOME Investment Partnership Programs for the Westchester Urban County Consortium; and

WHEREAS, each year, the group advises the County Executive, through the Planning Department staff, on the programs and priorities contained in the application to the U.S. Department of Housing and Urban Development;

WHEREAS, the CDAG is made up of members from each participating municipality; and

WHEREAS, Ken Belfer has been the Town's CDAG representative for a number of years;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby reappoints Ken Belfer to be the Town's representative to the CDAG for a term expiring DECEMBER 31, 2024.

10. COURTESY OF THE FLOOR

11. PUBLIC HEARING

Special Use Permit Application filed by 7-Eleven Inc. for an existing gas station located at 3451 Crompond Road

Supervisor Slater will convene a public hearing to consider the Special Use Permit Application filed by 7-Eleven Inc. for an existing gas station located at 3451

Crompond Road, Yorktown, NY. The request is for a proposed installation of a new canopy, removal, and replacement of tanks.

12. RESOLUTIONS

From the Building Maintenance Department

Authorize Supervisor to sign an agreement with North East Facility Solutions to provide new interior security doors for the Albert A. Capellini Community and Cultural Center

RESOLVED, the Town Supervisor is authorized to sign an agreement with North East Facility Solutions to provide new security doors for the interior of the Albert A. Capellini Community and Cultural Center at a cost of \$12,826.00.

From the Comptroller

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

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

From: YS.1002	Sewer – Fund Balance	\$967,176.00
To: YS8130.479.1	Sewer Special Projects DEP	\$967,176.00

for the membrane module replacement project awarded to Filmtec Corporation at the October 11, 2022 Town Board meeting. The New York City Department of Environmental Protection will reimburse the Town of Yorktown one hundred percent (100%) for this project.

Authorize Comptroller to pay Kelly Arcara, Jake Arcara’s cash value of unused time

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay Kelly Arcara, Jake Arcara’s cash value of unused time as of the date he was deceased:

Rate of Pay:	\$30.2144			
Sick	366.375 hours @	50%	=	183.18 hours
183.18 hours		x	\$30.2144	= \$5,534.67
Vacation	21.00 hours	x	\$30.2144	= \$ 634.50
Floating Holiday	7.50 hours	x	\$30.2144	= \$ 226.60
Total				\$6,395.77

Be It Further resolved that the Comptroller is hereby authorized to transfer funds as follows:

From:	D5110.101	Highway – Salary	\$6,395.77
To:	D5110.108	Highway – Lump Sum Payments	\$6,395.77

From the Engineering Department

Release Performance Bond for work done at 2357 Granville Court in the amount of \$250.00

WHEREAS, Sean Devitt, as applicant, posted \$250 cash to serve as the Performance Bond, which was deposited to the T33 account on June 7, 2019 for Wetland Permit #WP-022-19, and

WHEREAS, the applicant has requested his money be released as the site is now complete, and

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

RESOLVED, the above referenced bond be released to Sean Devitt, 2357 Granville Court, Yorktown Heights, NY 10598.

Authorize Comptroller to Transfer additional funds to purchase Various Chemicals for the Yorktown Heights Water Pollution Control Plant

WHEREAS, additional funds are required to purchase various chemicals for the operation of the Yorktown Heights Water Pollution Control plant for the remainder of the 2022 budget year, NOW, THEREFORE BE IT

RESOLVED, that \$52,000 is transferred from the Yorktown Sewer District fund balance to YS.8130.0456 Chemical Supply line.

From the Police Department

Approve a member of the Police Department to attend an overnight conference from November 9 to November 10, 2022

RESOLVED, that a member of the Yorktown Police Department is approved to attend a conference involving an overnight stay November 9th through November 10th, 2022.

From the Receiver of Taxes

Authorize Comptroller to refund the following duplicate School Tax Payments

Resolved, the Town Comptroller is authorized to refund the following duplicate school tax payments:

<u>Account No:</u>	<u>Amount</u>	
1986010	\$5,630.95	Refund Duplicate First Half School Tax
4406500	\$2,696.96	Refund Duplicate First Half School Tax
0332000	\$1,568.78	Refund Duplicate First Half School Tax
2928000	\$3,838.49	Refund Duplicate First Half School Tax
1766850	\$2,999.93	Refund Duplicate First Half School Tax
1897000	\$4,532.00	Refund Duplicate First Half School Tax
1007020	\$6,599.23	Refund Duplicate First Half School Tax

0249000	\$4,081.45	Refund Duplicate First Half School Tax
3342000	\$4,694.84	Refund Duplicate First Half School Tax
2276105	\$1,628.34	Refund Duplicate First Half School Tax
3771050	\$4,967.55	Refund Duplicate First Half School Tax
4267000	\$4,031.44	Refund Duplicate First Half School Tax
3002500	\$ 382.73	Refund Duplicate First Half School Tax
1807000	\$4,510.60	Refund Duplicate First Half School Tax

From the Town Attorney

Award Bid for Residential Garbage and Recycling Collection

WHEREAS, invitation to bid for residential garbage & recycling collection was duly advertised, and

WHEREAS, said bids were received and opened with the bid amounts for the above-referenced project summarized as follows:

BASE BID:

AAA Carting

2023	\$3,750,000
2024	\$3,900,000
2025	\$4,056,000
2026	\$4,218,240
2027	\$4,386,969.60
Option 2028	\$4,562,448.38
Option 2029	\$4,744,946.32
Option 2030	\$4,934,744.17

Competitive Carting

2023	\$3,456,789
2024	\$3,600,789
2025	\$3,750,789

2026	\$3,900,789
2027	\$4,066,221
Option 2028	\$4,200,000
Option 2029	\$4,400,000
Option 2030	\$4,600,000

RESOLVED, that the lowest bidder, Competitive Carting Inc. will be awarded the bid for residential garbage & recycling collection.

From the Water Department

Award Bid for Automotive and Small Engine Parts and Equipment/Tools

WHEREAS, invitation to bid for the Automotive and Small Engine Parts and Equipment/Tools was duly advertised, and

WHEREAS, said bids were received and opened on October 13, 2022, with the bid amounts summarized as follows:

Item 1A: Small Engine Parts (Counter Pick-up): GENUINE STIHL PARTS
% Discount off List

Rich's Quality Lawnmower 18%

Item 1B: Small Engine Parts (Counter Pick-up): GENUINE REDMAX PARTS
% Discount off List

Ossining Lawn Mower Services 15%

Rich's Quality Lawnmower 15%

Item 1C: Small Engine Parts (Counter Pick-up): GENUINE BRIGGS & STRATTON PARTS

% Discount off List

Rich's Quality Lawnmower 15%

Item 1D: Small Engine Parts (Counter Pick-up): GENUINE KOHLER PARTS
% Discount off List

Ossining Lawn Mower Services 15%

Rich's Quality Lawnmower 15%

Item 1E: Small Engine Parts (Counter Pick-up): GENUINE HONDA PARTS
% Discount off List

Rich's Quality Lawnmower 20%

Item 1F: Small Engine Parts (Counter Pick-up): GENUINE SNAPPER PARTS
% Discount off List

Rich's Quality Lawnmower 10%

Item 1G: Small Engine Parts (Counter Pick-up): GENUINE HUSQVARNA SAW PARTS

	<u>% Discount off List</u>
Rich's Quality Lawnmower	17%

Item 1H: Small Engine Parts (Counter Pick-up): GENUINE KAWASAKI PARTS

	<u>% Discount off List</u>
Rich's Quality Lawnmower	18%

Item 1I: Small Engine Parts (Counter Pick-up): GENUINE TECUMSEH PARTS

	<u>% Discount off List</u>
Rich's Quality Lawnmower	12%

Item 1J: Small Engine Parts (Counter Pick-up): GENUINE GATES BELTS

	<u>% Discount off List</u>
Rich's Quality Lawnmower	20%

Item 1K: Small Engine Parts (Counter Pick-up): GENUINE INTERSTATE BATTERIES

	<u>% Discount off List</u>
Rich's Quality Lawnmower	20%

Item 2A: Equipment Parts (Counter Pick-up): GENUINE SCAG PARTS

	<u>% Discount off List</u>
Ossining Lawn Mower Services	15%
Rich's Quality Lawnmower	15%

Item 2B: Equipment Parts (Counter Pick-up): GENUINE WALKER PARTS

	<u>% Discount off List</u>
Ossining Lawn Mower Services	15%

Item 2C: Equipment Parts (Counter Pick-up): GENUINE TORO PARTS

	<u>% Discount off List</u>
Rich's Quality Lawnmower	16%

Item 2D: Equipment Parts (Counter Pick-up): GENUINE SHINDAIWA PARTS

	<u>% Discount off List</u>
Ossining Lawn Mower Services	15%

Item 2E: Equipment Parts (Counter Pick-up): GENUINE ECHO PARTS

	<u>% Discount off List</u>
Rich's Quality Lawnmower	16%

Item 2F: Equipment Parts (Counter Pick-up): GENUINE EXMARK PARTS

	<u>% Discount off List</u>
Ossining Lawn Mower Services	15%

Item 2G: Equipment Parts (Counter Pick-up): GENUINE RYAN PARTS

% Discount off List

Rich's Quality Lawnmower 20%

Item 2H: Equipment Parts (Counter Pick-up): GENUINE WACKER PARTS

% Discount off List

Ossining Lawn Mower Services 10%

Rich's Quality Lawnmower 10%

Item 2I: Equipment Parts (Counter Pick-up): TARGET SAW PARTS

% Discount off List

Ossining Lawn Mower Services 10%

Item 3A: Spark Plugs (Counter Pick-up): CHAMPION

% Discount off List

Ossining Lawn Mower Services 20%

Rich's Quality Lawnmower 20%

Item 3B: Spark Plugs (Counter Pick-up): NGK

% Discount off List

Ossining Lawn Mower Services 20%

Rich's Quality Lawnmower 20%

Item 3C: Spark Plugs (Counter Pick-up): NIPPEN DENSO

% Discount off List

Rich's Quality Lawnmower 20%

Item 4A: .095 Square Weed Wacker String (Counter Pick-up): Stihl 3 lb. Roll

Price

Ossining Lawn Mower Services \$30.00

Item 4B: .095 Square Weed Wacker String (Counter Pick-up): Stihl 5 lb. Roll

Price

Ossining Lawn Mower Services \$50.00

RESOLVED, that upon the recommendation of the Water Distribution Superintendent, Ken Rundle, the bid for the Automotive and Small Engine Parts and Equipment/Tools is hereby awarded to the lowest responsible bidder.

FURTHER RESOLVED, said bid shall remain in effect for one (1) year from the date of bid award with the option to renew this contract for three (3) additional one (1) year periods.

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

BE IT RESOLVED, that the Town Comptroller is hereby authorized to make the following budget transfers:

- Transfer \$350,000 from the SW Fund Balance to the Water Purchase line (SW.8320.0450) to cover 2022 last quarter NWJWW water purchases and surcharges and New Castle IBM water usage
- Transfer \$10,000 from the SW2 Fund Balance to the Water Purchase line (SW2.8320.0450) to cover 2022 last quarter New Castle Kitchawan water usage.

13. **ADJOURN**

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

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