



# Town of Yorktown

Office of the Town Clerk Diana L. Quast

## **FINAL TOWN BOARD MEETING AGENDA**

**March 21, 2023**

**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):

Interviews

Ethics Board

Personnel

Assessor

Refuse and Recycling 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 THOMAS DIANA
5. REPORTS FROM TOWN COUNCIL
6. POLICE PRESENTATION  
Swearing In Ceremony
7. PROCLAMATION - World Down Syndrome Day  
WHEREAS, World Down Syndrome Day is observed on the 21<sup>st</sup> day of March every year which has been officially observed by the United Nations since 2012; and

WHEREAS, Down Syndrome is a disorder that occurs when there is a duplication of the twenty-first chromosome that effects approximately six thousand babies at birth every year; and

WHEREAS, the date for World Down Syndrome Awareness Day is the 21<sup>st</sup> day of March and was selected to signify the uniqueness of the triplication of the 21<sup>st</sup> chromosome which causes Down Syndrome;

WHEREAS, World Down Syndrome Day is a day to raise public awareness, promote inclusivity, encourage advocacy, and support the wellbeing of those individuals living with Down Syndrome; and

WHEREAS, the Town of Yorktown vows to come together and raise awareness of those individuals living with Down Syndrome; and

NOW, THEREFORE, BE IT RESOLVED, that I, Thomas P. Diana, Town Supervisor of the Town of Yorktown, along with the Town Board Members do hereby declare March 21, 2023 Down Syndrome Awareness Day in the Town of Yorktown.

8. PRESENTATION

Yorktown Youth Council

9. POET LAUREATE

John McMullen

10. PERSONNEL

**Appoint John Winter, Jr., to Lead Maintenance Mechanic (Automotive) in the Central Garage**

BE IT RESOLVED, that John W. Winter Jr., is hereby appointed Lead Maintenance Mechanic (Automotive), job class code 0480-02, in the Department of Central Garage, effective March 27, 2023, to be paid from Yorktown CSEA Salary Schedule A, Group 15, Step 4, which is \$86,991.00 annually,

BE IT FURTHER RESOLVED, that this appointment is subject to a probationary period of no more than 12 weeks, commencing on the first date of appointment on March 27, 2023.

**Reappoint Bridget Krowe to the Yorktown Heritage Preservation Commission**

Resolved, that Bridget Krowe is reappointed to the Yorktown Heritage Preservation Commission for a term ending December 31, 2026.

**Reappoint Christine Sisler to the Yorktown Heritage Preservation Commission**

Resolved, that Christine Sisler is reappointed to the Yorktown Heritage Preservation Commission for a term ending December 31, 2026.

11. COURTESY OF THE FLOOR

12. PUBLIC HEARING

**Convene Public Hearing to consider an amended Special Use Permit Application submitted by Island Pump & Tank Corp., located at 930 East Main Street, Shrub Oak, NY 10588.**

Supervisor Tom Diana will convene a public hearing to consider an amended Special Use Permit Application submitted by Island Pump & Tank Corp. to replace fueling canopy fascia on existing frame, installation of signs on canopy, installation of new sign cabinet on existing monument ID sign, and installation of signage on the existing building located at 930 East Main Street, Shrub Oak, NY 10588.

13. WORK SESSION

- Renewal of Policy for Outdoor Seating at Restaurants - John Landi, Building Inspector
- Update on the Downing Drive Streetscape - John Tegeder, Director of Planning

14. RESOLUTIONS

From the Finance Department

**Authorize Comptroller to process the following budget transfer for payment to the East of Hudson Watershed Corporation for maintenance of ponds**

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

From: A1990.499	General Fund – Contingency	\$20,187.85
To: A.1440.479	Engineering – Special Projects	\$20,187.85

for payment to the East of Hudson Watershed Corporation for maintenance of ponds located at Junior Lake, the Police Station and the Trailway by the Commons.

This payment will be reimbursed by East of Hudson through a grant with Westchester County.

**Authorize additional bank as designated depository for the Town of Yorktown**

Be It Resolved, that the following bank is designated as an additional depository for the Town of Yorktown:

TD Bank  
3660 Lee Road  
Jefferson, Valley, New York 10535

From the John C. Hart Memorial Library

**Authorize Library Director to sign an agreement with D.P. Wolff Inc. for the temporary removal and replacement of 12.5 ton condensing unit**

BE IT RESOLVED, that the Town's Library Director is authorized to sign an agreement with D.P. Wolff Inc. for the temporary removal and replacement of 12.5 ton condensing unit, inclusive of capping off and reconnecting existing refrigeration piping, erecting gantry crane and performing rigging procedures in order to allow roofing repairs to be made. The proposal sum is \$9,235 for this work and shall be paid in total at the completion of the job.

From the Parks and Recreation Department

**Authorize Supervisor to sign an agreement with Yorktown Grange to provide facilities for the Parks and Recreation Department's half day summer camp program in the amount of \$6,500**

WHEREAS, the Town wishes to obtain space for a period of five (5) weeks in which to operate a Half day summer camp program under the Department of Parks and Recreation,

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 Supervisor is authorized to execute a lease agreement on behalf of the Town, as tenant, with Yorktown Grange, landlord, at 99 Moseman Road, Yorktown Heights, NY, from June 26, 2022 through July 28, 2022, at a rent of \$6,500.00, to provide facilities for the Parks and Recreation Department's half day summer camp program.

**Award Bid for Pool Pump and Motor Rebuild for Junior Lake Aquatic Facility**

WHEREAS, invitation to bid for Pool Pump and Motor Rebuild for Junior Lake Aquatic Facility was duly advertised, and

WHEREAS, said bids were received and opened at 10:00am on the 16th day of March 2023 with the bid amounts for the above referenced project summarized below:

A&C Furia Electric Motors, Inc.	1. \$3,450.00 – Main Pool
135 Lafayette Avenue	2. \$3,150.00 – Slide Pool
White Plains, NY 10603	3. \$3,950.00 – Wading Pool
	4. \$2,250.00 – Backwash Pump

Precision Electric Motor Works, Inc.	1. \$7,825.00 – Main Pool
18 Sebago Street	2. \$7,810.00 – Slide Pool
Clifton, NJ 07013	3. \$9,200.00 – Wading Pool
	4. \$4,880.00 – Backwash Pump

THEREFORE, BE IT RESOLVED, that upon the recommendation of the Superintendent of Parks & Recreation, James Martorano, the bid for the Pool Pump and Motor Rebuild for Junior Lake Aquatic Facility be and is hereby awarded to the lowest bidder, A&C Furia Electric Motors Inc.

**Authorize Town Clerk to advertise a bid for Camp Buses for the Parks and Recreation Department**

Resolved, that the Town Clerk is authorized to advertise a bid for Camp Buses for the Parks and Recreation Department.

From the Town Board

**Authorize Supervisor to enter into a license agreement with the Yorktown Volunteer Ambulance Corp., Inc., for the storage of a flycar**

RESOLVED, the Supervisor is authorized to enter into a license agreement with the Yorktown Volunteer Ambulance Corp., Inc., for the storage of a flycar to provide advanced

life support services to individuals with the Town, retroactive to January 1, 2022 through December 31, 2024, for \$14,700 annually, payable in monthly instalments of \$1,225.

From the Town Engineer

**Authorize Comptroller to process the following budget transfer for the Osceola Sewer District**

WHEREAS, the Osceola Sewer District requires funds to pay for pumping associated with a recent sewer break and maintain a funds for potential future issues, NOW, THEREFORE BE IT

RESOLVED, that the Comptroller is authorized to transfer \$15,000 from the Osceola Sewer District transfer to other funds (OS.9901.0904) to maintenance and repair road budget line in the district budget (OS.8130.0461).

**Authorize purchase of strainers and associated equipment from the sole source supplier TM Industrial Supply, Inc.**

WHEREAS, the Yorktown Water Pollution Control Plant requires the replacement of strainers that are only available from TM Industrial Supply, Inc., NOW, THEREFORE BE IT

RESOLVED, that the Town Engineer is authorized to purchase strainers and associated equipment from the sole source supplier TM Industrial Supply, Inc. for a total cost of \$10,134.

**Authorize purchase of five (5) check valves from the sole source supplier J.T. Lynne for a total cost of \$6,620 for the Water Pollution Control Plant**

WHEREAS, the Yorktown Water Pollution Control Plant requires the replacement of check valves that are only available from J.T. Lynne, NOW, THEREFORE BE IT

RESOLVED, that the Town Engineer is authorized to purchase five (5) check valves from the sole source supplier J.T. Lynne for a total cost of \$6,620.

**Award Bid for Ultraviolet Lamp Replacement Disinfection System for the Water Pollution Control Plant**

Bids were received on March 16, 2023 for Ultraviolet Lamp Replacement Disinfection System for the Water Pollution Control Plant, bid #23-3, and are summarized below. Accordingly, we request that the Town Board adopt the following resolution to award the bid.

BIDDER	UV LAMPS TOTAL BID PRICE	QUARTZ SLEEVES TOTAL BID PRICE
Quartz Lamps, Inc.	\$12,160.00	\$2,880.00
Elite Textile Trading, LLC	\$14,899.20	\$1,420.80
UltraTech Systems, Inc.	\$16,128.00	\$4,992.00
Taza Supplies/Tiles in Style, LLC	\$22,464.00	\$15,744.00

RESOLVED, that the bid for ultraviolet lamps for the Yorktown Heights Water Pollution Control Plant, is awarded to Quartz Lamps Inc. at a unit price of \$95 per lamp for a total bid price of \$12,160, AND BE IT FURTHER

RESOLVED, that the bid for the quartz sleeves for the Yorktown Heights Water Pollution Control Plant, is awarded to Elite Textile Trading at a unit price of \$22.20 per sleeve for a total bid price of \$1,420.80.

15. RESOLUTIONS PASSED ON MARCH 14, 2023

**These Resolutions were passed on March 14, 2023 at a Special Meeting of the Town Board, the regular meeting of the Town Board was canceled due to inclement weather**

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

BE IT RESOLVED, that Timothy Kolkman is hereby appointed promotional permanent as a Police Lieutenant, job class code 0132-01, from Eligible List No. 73-569, effective March 21, 2023 to be paid from Yorktown SOA Salary Schedule, which is \$160,413.00 annually;

BE IT RESOLVED, that this appointment is subject to a probationary period of not less than 12 nor more than 52 weeks, commencing on the first date of appointment on March 21, 2023.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

BE IT RESOLVED, that Christina M. Delatorre of Yorktown Heights, New York is hereby appointed permanent Police Officer in the Town of Yorktown Police Department from Eligible List No. 60-194, effective March 15, 2023 to be paid the contractual salary of \$61,202.00 annually,

BE IT RESOLVED, that this appointment is subject to a probationary period of not less than 12 nor more than 78 weeks, commencing on the first date of appointment on March 15, 2023.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

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

From: General Fund – Contingency (A1990.499)	\$2,250.00
To: Supervisor – Gas / Oil (A1220.470)	\$2,250.00

for January through December 2023 gas consumption in the Supervisor’s vehicle.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

RESOLVED, a representative of the Highway Department has inspected the following sites and found the work to be completed satisfactorily. It is respectfully requested that the Town Board authorize the release of the following:

<u>Type of Permit</u>	<u>Permit #</u>	<u>Amount</u>	<u>Location</u>	<u>Refund To</u>
Street Opening	021-011	\$2,000.00	2572 Gregory St	Christopher & Amanda Collier 397 Barrett Hill Rd. Mahopac, NY 10541

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

BE IT RESOLVED, that the Comptroller is authorized to process payment in the amount of \$45,000 to Pettinelli Recreation for labor and materials associated with the installation of a Miracle Playground unit located at Hanover East Playground on Wellington Court as per pricing documented in Sourcewell contract #010521.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

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

From: A.1990.499.1	General Fund – Contingency Capital	\$1,000.00
To: A1010.416	AV Room Maintenance	\$1,000.00

for the new cabling to be installed by Logically from the server room to AV room.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

BE IT RESOLVED, that Michael Gould of Yorktown Heights, NY, is hereby appointed temporary Recreation Assistant, job class code 0269-02, effective March 20, 2023 to be paid from Yorktown CSEA Salary Schedule A1, Group 3, Step 1 which is \$44,312.00 annually,

BE IT RESOLVED, contingent upon successful completion of a drug test and reference checks that Michael Gould will report to work at the Recreation Department on March 20, 2023 and this date will be used as the first date of temporary appointment.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

RESOLVED, that the Town Supervisor is authorized to enter into an IMA agreement with Westchester County for enhanced 911 services. The County will provide enhanced 911 services for a five (5) year term retroactive to October 1, 2022 and continuing through September 30, 2027. There is no charge to the Town for this enhanced service.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Barbara Santoro is hereby reappointed to Advanced Life Support Commission for a term ending December 31, 2024.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Paul Turiano is hereby reappointed to Advanced Life Support Commission for a term ending December 31, 2024.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Jeffrey Siegel is hereby reappointed to Advanced Life Support Commission for a term ending December 31, 2023.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Joseph Troia is hereby reappointed to Advanced Life Support Commission for a term ending December 31, 2023.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Kim Gunness is appointed to the Arts and Culture Committee.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Anthony Pichette is appointed to the Arts and Culture Committee.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Thomas Panek is reappointed to the Accessibilities Committee as co-chair with a term ending December 31, 2025.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Kathleen Macias-Torres is reappointed to the Accessibilities Committee as co-chair with a term ending December 31, 2025.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Eric Petersen is reappointed to the Accessibilities Committee with a term ending December 31, 2024.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that Liz Scully is reappointed to the Accessibilities Committee with a term ending December 31, 2024.



**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Resolved, that John Agni is reappointed to the Accessibilities Committee with a term ending December 31, 2024.

**Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,**

Be It Resolved, that the Town Board authorizes the Budget Transfers listed below to fund Workers' Compensation claims paid from January 1, 2022 through December 31, 2022:

From: A.909 General Fund - Fund Balance  
To: A9901.900 General Fund - Transfer to Worker's Compensation  
Amount: \$231,455.50

From: D.909 Highway – Fund Balance  
To: D9901.900 Highway - Transfer to Worker's Compensation  
Amount: \$79,982.50

From: SW.909 Water – Fund Balance  
To: SW9901.900 Water - Transfer to Worker's Compensation  
Amount: \$25,206.84

From: YS.1002 Sewer – Fund Balance  
To: YS9901.900 Sewer - Transfer to Worker's Compensation  
Amount: \$19,127.91

16. ADJOURN MEETING

A motion will be made to adjourn the Town Board meeting.

Dated: March 21, 2023

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

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

**Americans with Disabilities Act:** If you need special assistance to participate in a Town meeting or other services offered by this Town, please contact the Town Clerk's office, (914) 962-5722, x210. Assisted listening devices are available at all meetings.