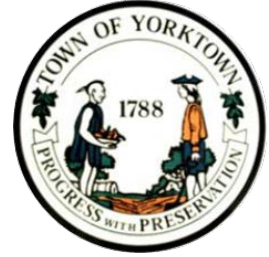




Town of Yorktown

Office of the Town Clerk
Diana L. Quast



FINAL TOWN BOARD MEETING AGENDA

August 2, 2023

Outdoor Meeting

Note: Change of Venue

The Links at Valley Fields

795 Route 6, Shrub Oak, NY 10588

6:00 PM EXECUTIVE SESSION

The Town Board may move into Executive Session to discuss personnel and/or litigation matters.

7:00 PM TOWN BOARD MEETING

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. MOMENT OF SILENCE

4. INTRODUCTIONS

5. WELCOME

Yorktown Golf Group, Inc. – The Links at Valley Fields

6. PROCLAMATION

Korean War Armistice Day 70th Anniversary – July 27, 2023

Whereas, North Korean Troops invaded South Korea on June 25, 1950, and the United States took immediate action to defend the freedom of a people unjustly attacked, and

Whereas, by leading a coalition of twenty-one other countries, American and South Korean troops fought to advance liberty and to overcome cruelty and repression, and

Whereas, these men and women faced a formidable adversary and endured harsh conditions in upholding our nation's heritage of valor, tenacity, and honor during this important stand against authoritarian aggression, and

Whereas, more than 1.8 million members of the United States Armed Forces faced forbidding terrain and harsh combat in battles such as Pork Chop Hill, Heartbreak Ridge, the Pusan Perimeter, and the Chosin Reservoir, and

Whereas, during the war, approximately 36,500 American service men and women gave their lives in the Korean War, over 103,000 were wounded; and more than 7,500 remain listed as missing in action or taken prisoner, their distinguished service reminds us of the words engraved on the Korean War Veterans Memorial in Washington, D.C., "Freedom Is Not Free", and as we continue our fight to extend freedom today, we remember and honor their sacrifices and those of their families, and

Whereas, the Korean Armistice Agreement was signed on July 27, 1953, and ended 3 years of bitter warfare on the Korean Peninsula and stopped the spread of communism in Korea, signaling to the world America's resolve to stand against tyranny and totalitarian regimes, and

Whereas, 70 years later, our nation remains grateful for the bravery and sacrifice of our Korean War Veterans, who defended human freedom, liberated the oppressed, and selflessly protected the democratic ideals that make our nation strong, and their efforts reflect the honorable and decent spirit of America, and

Whereas, today, we thank our Korean War Veterans for serving our nation and the world with courage and distinction, and we remember those that fought and died in the Korean War to defend democracy, liberty, and human rights here and across the world,

Now, Therefore, Be It Resolved, that I, Thomas P. Diana, Supervisor along with the Town Board, do hereby recognize July 27, 2023, as "NATIONAL KOREAN WAR VETERANS ARMISTICE DAY" in the Town of Yorktown, and call upon all Americans to observe this day now and in the future to honor and give thanks to our distinguished Korean War Veterans.

National Purple Heart Day

WHEREAS, the Purple Heart Medal is awarded in the name of the President of the United States to members of the armed forces who are wounded or killed in action; and

WHEREAS, the Purple Heart medal was first created by General George Washington and remains the oldest military decoration in the world in present use; and

WHEREAS, the Purple Heart Medal was discontinued after the Revolutionary War but reinstated by the U.S. War Department on February 22, 1932, the 200th anniversary of George Washington's birthday; and

WHEREAS, nearly two million American soldiers who have been wounded in battle or killed in action have received this prestigious recognition for their bravery and valor; and

WHEREAS, it is fitting and proper to take time to remember these heroes who fought for and protected our freedoms both at home and abroad; and

WHEREAS, on August 6, 2013 the Town of Yorktown declared itself a Purple Heart Town through a resolution as recommended by the Military Order of the Purple Heart Chapter 21; and

WHEREAS, the freedoms we cherish come at a price paid by the brave soldiers who stand watch every single day; now, therefore, be it

RESOLVED, that the Town of Yorktown recognizes August 7, 2023 as National Purple Heart Day; and be it further

RESOLVED, that the Town of Yorktown recognizes our residents who are recipients of the prestigious Purple Heart award and thank them for their services; and be it further

RESOLVED, that the Town of Yorktown recommits itself as a Purple Heart Town.

7. PRESENTATIONS

Robert Noble, Chief of Police
Highway and Water Departments

8. REPORT FROM TOWN SUPERVISOR THOMAS DIANA

9. REPORTS FROM TOWN OFFICIALS

10. POET LAUREATE

John McMullen

11. OPEN FLOOR FOR PUBLIC COMMENT

12. RESOLUTIONS

From the Finance Department

Authorize Comptroller to process the following Budget Transfer for the purchase of a folding/inserting machine

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

From: A.1990.499.1	General Fund – Contingency Capital	\$6,655.67
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To: A1345.201	Town Equipment	\$6,655.67
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For the purchase of a folding / inserting machine from Pitney Bowes as per New York State Contract #PC67337 pricing.

Authorize Comptroller to process the following Budget Transfer for Tree Removal Services

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

From: A.1990.499.1	General Fund – Contingency Capital	\$25,000.00
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To: A8730.425	Contractual Forestry	\$25,000.00
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For payments to Royal Tree Care Company for town wide tree removal as per June 6, 2023 Town Board bid extension resolution.

Authorizes the Supervisor to sign an Electricity Supply Agreement with Constellation New Energy, Inc. at the rate of \$0.1003 kWh

RESOLVED, that the Town Board authorizes the Town Supervisor to sign an Electricity Supply Agreement with Constellation New Energy, Inc. at the rate of \$0.1003 kWh for the term of August 1, 2023 through September 8, 2025.

Authorize Supervisor to enter into an agreement with Steven C. Kasarda for legal services associated with the Town's collection and disposal of residential refuse agreement

Resolved that the Supervisor is authorized to enter into an agreement with Steven C. Kasarda for legal services associated with the Town's collection and disposal of residential refuse agreement in an amount not to exceed \$5,000.00

Be It Further Resolved, that the Comptroller is authorized to transfer funds for this payment as follows:

From: A1990.499	General Fund Contingency	\$5,000.00
To: A1220.490	Supervisor Professional Services	\$5,000.00

From the John C. Hart Memorial Library

Accept resignation of Librarian I, Jane Hennessy from the John C. Hart Memorial Library

Resolved, that the Town Board of the Town of Yorktown hereby accepts the resignation of Librarian I, Jane Hennessy from the John C. Hart Memorial Library, effective August 14, 2023.

From the Police Department

Approve reimbursement to Police Officer John E. Doherty for Homeland Security And Terrorism Management Courses in the amount of \$3,348.20 plus book fees

WHEREAS, the Yorktown Police Department would like to reimburse P.O. John E. Doherty for courses he is taking for a Homeland Security and Terrorism Management Program at Long Island University.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Yorktown hereby authorizes the Town Comptroller to pay the Fall 2023 tuition and fees in the amount of \$3,348.20 plus any book fees, which are yet to be determined, for Police Officer John E. Doherty upon the satisfactory completion of said courses.

From the Town Attorney

Authorize Supervisor to sign an intermunicipal agreement with the Yorktown Central School District for mutual shared services, facilities and equipment

RESOLVED, the Supervisor is authorized to enter into an intermunicipal agreement with the Yorktown Central School District for mutual shared services, facilities and equipment, for July 1, 2023 through June 30, 2024.

Authorize Supervisor to enter into a renewal of the license and hold harmless agreement with the Yorktown Central School District

RESOLVED, the Supervisor is authorized to enter into a renewal of the license and hold harmless agreement with the Yorktown Central School District for the YCSD to use the Commuter Lot.

From the Town Clerk

Authorize Town Clerk to advertise bid for the Preventative Maintenance & On-Call Services of Emergency Generators

NOTICE IS HEREBY GIVEN that sealed proposals will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York until 10:00 A.M. on Tuesday, September 5, 2023 for the Preventative Maintenance & On-Call Services of Emergency Generators Bid.

Authorize Town Clerk to advertise Request for Proposal (RFP) for On-Call/Emergency Bridge and Culvert Engineering Services for the Highway Department

NOTICE IS HEREBY GIVEN that sealed proposals will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York until 10:00 A.M. on Monday, August 21, 2023 for On-Call/Emergency Bridge and Culvert Engineering Services for the Highway Department RFP.

From the Town Engineer

Authorize Town to apply for a grant from the New York State Environmental Facilities Corporation under the Water Infrastructure Improvement (“WIIA”) Program

RESOLVED, that the Town of Yorktown has applied for financial assistance from the New York State Environmental Facilities Corporation (“EFC”) under the Water Infrastructure Improvement (“WIIA”) Program for the purpose of funding the Hallocks Mill Sewer District Extension, and be it further

RESOLVED, that the Town of Yorktown is authorized and directed to accept these grant funds in an amount not to exceed \$9,800,000 for the project described in the grant application; and be it further

RESOLVED, that the Town of Yorktown is authorized and directed to agree to the terms and conditions of the Master Contract with EFC for Hallocks Mill Sewer District Extension; and be it further

RESOLVED, that the Town of Yorktown is authorized and directed to agree to the terms and conditions of any required deed of easement granted to EFC that affects title to real property owned by the municipality and improved by the grant funds, which may be a duly recorded public access covenant, conservation easement, and/or preservation covenant; and be it further

RESOLVED, that the Town Board of the Town of Yorktown delegates signing authority to execute the Master Contract and any amendments thereto, any required deed of easement, and any other certifications to Town Supervisor Thomas Diana.

Authorize release of Erosion Control Bond for work done at 1215 Sagunka Drive in the amount of \$500.00

WHEREAS, Louis & Naoko Teti as applicants, posted check #477 in the amount of \$500, which was deposited to the T33 account on September 15, 2021, to serve as the Erosion Control Bond, and

WHEREAS, the applicants have requested their money be released as the project is complete, and

WHEREAS, the Town Engineer has informed this Board that the monies may be released, NOW, THEREFORE BE IT

RESOLVED, that the above referenced bond be released to Louis Teti & Naoko Saito, 1215 Sagunka Drive, Yorktown Heights, NY 10598.

Authorize release of Erosion Control Bond for work done on Hickory Street by Westchester Modular Homes in the amount of \$500.00

WHEREAS, Westchester Modular Homes, as applicant for Henry & Lourdes Arroyo, posted check #61305 in the amount of \$500, which was deposited to the T33 account on August 11, 2022, to serve as the Erosion Control Bond, and

WHEREAS, the applicant has requested the money be released as the project is complete, and

WHEREAS, the Town Engineer has informed this Board that the monies may be released, NOW, THEREFORE BE IT

RESOLVED, that the above referenced bond be released to Westchester Modular Homes, 1995 Route 22, Brewster, NY 10509, Attn: Ms. Liz Lewis.

Authorize release of Erosion Control Bond for work done on Saw Mill River Road by Architectural Concrete Excellence, LLC in the amount of \$500.00

WHEREAS, Architectural Concrete Excellence, LLC, as applicant for Roy Pilot, posted check #1189 in the amount of \$500, which was deposited to the T33 account on May 17, 2022, to serve as the Erosion Control Bond, and

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

WHEREAS, the Town Engineer has informed this Board that the monies may be released, NOW, THEREFORE BE IT

RESOLVED, that the above referenced bond be released to Architectural Excellence, LLC, dba ACE, 163 Beaverbrook Road, Lincoln Park, NJ, n07035, Attn: Mr. Amedeo Cilli.

Authorize Supervisor to sign a Declaration of Covenants, Conditions, and Restrictions for the Granite Knolls Sports Complex to ensure that all maintenance obligations set forth in the Stormwater Pollution Prevention Plan approved by the NYC DEP will be followed

RESOLVED, that Thomas Diana as Town Supervisor of the Town of Yorktown is authorized to sign a Declaration of Covenants, Conditions, and Restrictions for the Granite Knolls Sports Complex to ensure that all maintenance obligations set forth in the Stormwater Pollution Prevention Plan (SWPPP) approved by the New York City Department of Environmental Protection (NYCDEP) will be followed.

ADJOURNMENT

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

Dated: August 2, 2023

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