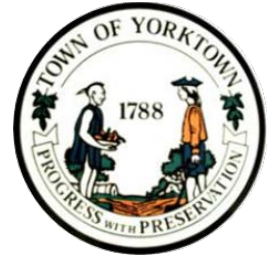




# **Town of Yorktown**

## **Office of the Town Clerk**

### **Diana L. Quast**



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#### **FINAL TOWN BOARD MEETING AGENDA**

**October 3, 2023**

**Spadaccia Meeting Room**

**363 Underhill Avenue, Yorktown, NY 10598**

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

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

#### **7:30 PM TOWN BOARD MEETING**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. MOMENT OF SILENCE
4. INTRODUCTIONS
5. REPORT FROM TOWN SUPERVISOR THOMAS DIANA
6. REPORTS FROM TOWN OFFICIALS
7. 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 their annual Support-A-Walk at FDR Park in October; 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 Month**

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

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

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

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

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

WHEREAS, in 2020 the Town of Yorktown Police Department joined Westchester County Domestic Violence High Risk Team, which assists responding police offices 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.

#### **Italian 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; 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.

#### **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; now, therefore be it

Resolved, that the Town of Yorktown recognizes the month of October as German American Heritage Month.

#### 8. **PERSONNEL**

##### **Appoint David Nickisher temporary to the civil service title, Laborer in the Water Department**

Be It Resolved, that David Nikisher, is hereby appointed temporary to the civil service title, Laborer, job class code 0425-05, within the Water Department, effective October 9,

2023 to be paid at the rate set forth in Yorktown CSEA Salary Schedule A, Group 5, Step 1 which is \$47,549.00 annually.

9. POET LAUREATE

John McMullen

10. OPEN FLOOR FOR PUBLIC COMMENT

11. RESOLUTIONS

From the Town Clerk

**Authorize Comptroller to refund Elks Lodge #2324 for its portion of Bingo Occasions not held during Covid19**

Whereas, the Office of the State Comptroller, Justice Court Fund has issued the Yorktown Elks Lodge #2324 a refund for the New York State's share of Bingo occasions not held totaling \$386.25 for dates March 12, 2020 through December 10, 2020, and

Whereas, the State Comptroller has authorized the Town Clerk to issue a refund for the Town's share in the amount of \$257.50 to the Elks Lodge #2324 for its portion of Bingo occasions not held, now

Therefore Be It Resolved, that upon recommendation of the Town Clerk Diana L. Quast, the Elks Lodge #2324 be refunded the amount of \$257.50 for the Town's portion of Bingo occasions not held from March 12, 2020 through December 10, 2020 due to Covid19.

From the Town Comptroller

**Authorize Budget Transfer for a one-time 2022 Salary Compensation Adjustment per Memorandum of Agreement with CSEA**

WHEREAS, pertaining to town employees who follow guidelines in the CSEA contract for the year of 2022 and

WHEREAS, town employees who entered into a memorandum of agreement with the Civil Service Employees Association, Local 1000 AFSCME, AFL-CIO, Westchester County Local 860, CSEA Unit 9181 to resolve a grievance on June 14, 2022

WHEREAS, a recent review has determined and concluded that a one-time pay adjustment is necessary to render employees whole as to the 2022 salary schedule;

Now, THEREFORE BE IT RESOLVED, that the 2022 salary compensation be adjusted; and

BE IT FUTHER RESOLVED, that the Comptroller is authorized to process the following Budget Transfers to cover the 2022 salary adjustments:

From:

A.1002	General Fund – Fund Balance	\$14,626.18
D.1002	Highway Fund – Fund Balance	\$3,579.17
L.1002	Library Fund – Fund Balance	\$2,210.93
SR.1002	Special Refuse Fund – Fund Balance	\$1,662.36
SW.1002	Water Fund – Fund Balance	\$2,851.70
YS.1002	Yorktown Sewer Fund – Fund Balance	\$1,151.42

To:		
A.1010.101	Town Board	\$156.96
A.1110.101	Court	\$957.61
A.1220.101	Supervisor	\$717.74
A.1315.101	Comptroller	\$1,102.40
A.1410.101	Town Clerk	\$726.41
A.1330.101	Tax Receiver	\$363.07
A.1355.101	Assessor	\$620.78
A.1420.101	Legal	\$128.72
A.1440.101	Engineer	\$738.44
A.1630.101	Building Maintenance	\$1,160.26
A.1640.101	Public Safety	\$251.03
A.3120.101	PD Civilian	\$1,014.44
A.3620.101	Building Department	\$1,274.25
A.5010.101	Highway Administration	\$466.06
A.6772.101	Nutrition	\$832.19
A.7070.101	Parks	\$1,955.51
A.7020.101	Recreation Administration	\$834.58
A.7215.101	Central Garage	\$316.13
A.7450.101	Museum	\$99.04
A.8020.101	Planning	\$681.49
A.8030.101	Section 8	\$229.06
D.5110.101	Highway	\$3,101.77
D.5130.101	Highway	\$477.40
L.7410.101	Library	\$2,210.93
SR.7210.101	Refuse and Recycling	\$1,662.36
SW.8310.101	Water Administration	\$455.81
SW.8340.101	Water Transmission	\$2,395.89
YS.8130.101	Sewer	\$1,151.42

**Authorize cash value of unused time to Mark Alexander**

Be It Resolved that the Town Board hereby authorizes the Town Comptroller to pay Mark Alexander the cash value of unused time as of his date of separation

Rate of Pay: \$29.8154

Vacation	29.00 hours	x	\$29.8154	=	\$
864.65					
Personal	22.50 hours	x	\$29.8154	=	\$
670.85					
Floating Holiday	15.00 hours	x	\$29.8154	=	\$
447.23					

Total \$1,982.73

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

From: A.7215.101 Central Garage Salary \$1,982.73

To: A.7215.108 Central Garage Lump Sum Payments \$1,982.73

From the John C. Hart Library

**Authorize Library Director to sign a Service Level Agreement with the Westchester Library System for the calendar year 2024 in the amount of \$74,506.31**

Be It Resolved, that the Library Director is authorized to sign a Service Level Agreement with the Westchester Library System for Interlibrary Loan System (ILS), Network Managed Service, Device Support and Maintenance Service and Wireless Support for the calendar year 2024 for the amount of \$74,506.31.

From Engineering

**Erosion Control Bond Release – 3354 Lakeshore Drive, Yorktown Heights, New York**

WHEREAS, Staci & Alexander Feldberg, as applicants, posted check #174 in the amount of \$500, which was deposited to the T33 account on January 10, 2023, 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 Staci & Alexander Feldberg, 3354 Lakeshore Drive, Yorktown Heights, NY 10598.

**Erosion Control Bond Release – 600 Birdsall Drive, Yorktown Heights, New York**

WHEREAS, Andrew Fiore, as applicant, posted check #160 in the amount of \$1,500, which was deposited to the T33 account on April 18, 2022, 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 Andrew Fiore, 600 Birdsall Drive, Yorktown Heights, NY 10598.

From the Highway Department

**Authorize Comptroller to process the following budget transfer for the Highway Department**

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

From:	Highway Fund Balance D.1002	\$20,000.00
To:	D5142.200 Equipment	\$20,000.00

for the purchase of plows for the Parks & Rec. trucks that plow for Highway.

From the Town Supervisor

**Authorize Supervisor to execute a 15-year pilot agreement with Yorktown Energy Storage 1, LLC**

RESOLVED, the Supervisor is authorized to execute a 15-year pilot agreement with Yorktown Energy Storage 1, LLC, for an electric energy storage system, beginning at \$6,486 per year.

**Authorize Supervisor to execute an agreement with Westchester County for reimbursement up to \$12,477.00 for home delivered meals and nutrition related services**

RESOLVED, the supervisor is authorized to execute an agreement with Westchester County for reimbursement up to \$12,477.00 for home delivered meals and nutrition related services, retroactive to October 1, 2022 through March 31, 2024.

From the Water Department

**Authorize Comptroller to process the following budget transfer for the Water Department**

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

From: SW.8340.0490.0002 Professional Services NWJWW \$135,000

To: SW.8320.0450 Water Purchase \$135,000

12. **ADJOURN**

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

Dated: October 3, 2023

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