



# Town of Yorktown

*Office of the Supervisor Thomas P. Diana*

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## **TOWN BOARD WORK SESSION AGENDA**

**July 11, 2023**

**Spadaccia Meeting Room**

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

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

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

#### **Personnel**

### **7:30PM OPEN SESSION**

**7:30pm: Welcome and Opening Remarks**

**7:40pm Storm Mitigation**

Contact: Dave Paganelli, Highway Superintendent

Discussion: Possible funding

**8:00pm Building Department Renewed Permits**

Contact: John Landi, Building Inspector

Discussion: Legislative amendments to building permits

**8:20pm: Hallock's Mill Stormwater Retrofit**

Contact: Kevin Fitzpatrick, P.E.

Discussion: Authorize installation agreement

**8:40pm: Parks and Recreation Commission**

Contact: Matt Talbert, Parks and Recreation Chair

Discussion: Legacy field turf and Granite Knolls

## **RESOLUTIONS**

### **Comptroller**

**Authorize the Comptroller to pay Margaret Gspurning the cash value of unused time at her date of retirement**

Be it resolved that the Town Board hereby authorizes the Town Comptroller to pay Margaret Gspurning the cash value of unused time as of her date of retirement

Rate of Pay: \$69.1780 hourly

Vacation	287.00 hours	x	\$69.1780	=	\$19,854.09
Personal Days	7.00 hours	x	\$69.1780	=	\$ 484.25
Sick	1,095.65 hours @ 50%			=	547.82 hours
	547.82 hours	x	\$69.1780	=	\$37,892.70

Longevity

10/1/22-6/8/23 – 179 days

\$1,250.00 / 260 days = \$4.80 per day

179 days x \$4.80 per day =

\$ 859.20

Total

\$59,090.24

Be it further resolved that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at retirement as follows:

From:

A1002.8	General Fund Balance Accrued Employee Benefits	\$42,983.14
A1220.101	Supervisor Salary	\$15,247.90
A1220.106	Supervisor Longevity	\$ 859.20

To:

T.905.1	Medical/Dental/Vision Trust	\$37,892.70
A1220.108	Supervisor Lump Sum	\$21,197.54

**Authorize the Comptroller to pay Irena Gross the cash value of unused time at the date of her resignation**

Be it resolved that the Town Board hereby authorizes the Town Comptroller to pay Irena Goss the cash value of unused time as of her date of resignation

Rate of Pay: \$44.1154 hourly

Vacation	108.00 hours	x	\$44.1154	=	\$4,764.47
Personal Days	19.00 hours	x	\$44.1154	=	\$ 838.20
Floating Holiday	14.00 hours	x	\$44.1154	=	\$ 617.62
Comp Time	.50 hours	x	\$44.1154	=	\$ 22.06
Total					\$6,242.35

Be it further resolved that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at retirement as follows:

From:

L7410.101	Library Salary	\$6,242.35
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To:

L7410.108	Library Lump Sum	\$6,242.35
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**Authorize the Comptroller to process the following budget transfer from the General Fund Balance to Town Building Improvements**

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

From:		
A.1002	General Fund – Fund Balance	\$582,630.00
To:		
HV1630.200	Town Buildings Improvements Capital Project	\$582,630.00

For the Court House Plaza base bid awarded to Con-Tech Construction Technology, Inc. as authorized by the June 20, 2023 Town Board resolution.

**Authorize the Comptroller to process the following budget transfer from the Mohegan Highlands Beach District fund balance to Mohegan Highlands Maintenance and Repair**

Resolved, the Comptroller is authorized to process the following budget transfer for the Mohegan Highlands Beach District,

From:		
MH.1002	Mohegan Highlands fund Balance	\$20,500.00
To:		
MH.7180.416	Mohegan Highlands Maintenance and Repair	\$20,500.00

For payment to Rayal Tree service for tree removal and Campenella Fence for repair to the tennis court fence

**Authorize the Comptroller to process the following budget transfer from the Library Fund balance to Library Building Maintenance**

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

From:		
L.0000.1002	Library Fund – Fund Balance	\$115,061
	(to be partially offset by NYS Construction Grant revenue)	
To:		
L7410.416	Library – Building Maintenance	\$115,061

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

Resolved, the comptroller is authorized to process the following budget transfer

From:	TE.000.0037	Park Land Trust -	\$41,833.00
To:	A.7110.454	Parks – Improvements -	\$41,833.00

For the purchase and installation of the Safety Fencing and Netting at Granite Knolls to protect the Playground.

**Authorize the Comptroller to process the following budget transfer from the fund balance to diesel fuel**

RESOLVED, that Comptroller is authorized to transfer \$2,600 from YS fund balance to Diesel Fuel (YS.8130.0470.0001)

Library

**Authorize the Library Director to enter into an agreement with Schindler Elevator Corp and Marshall Alarm Systems, Inc.**

BE IT RESOLVED, that the Town's Library Director is authorized to sign agreements with Schindler Elevator Corp. in the amount of \$94,036, Marshall Alarm Systems, Inc. in the amount of \$19,600 and Hanover Electric in the amount of \$1,425 to replace the existing electronics for the elevator, to replace the existing fire control panel and to run the necessary electrical lines, to accommodate new elevator safety requirements, at the John C. Hart Memorial Library.

Parks and Recreation Department

**Authorize the Parks and Recreation Superintendent to award bid for the fence/netting at Granite Knolls to WBE Fence Company**

WHEREAS, Invitations to bid for the purchase and installation of fencing and netting to be placed at Granite Knolls for the Yorktown Parks and Recreation Department was duly advertised, and

WHEREAS, said bids were received and opened on June 22<sup>nd</sup>, 2023, with the bid amounts for the above-referenced project summarized as follows:

**Bid Item #1: Fence/Netting Behind the (Granite Knolls Field 1) Goal Post**

- A) Central Industries, Inc - \$54,622.00
- B) Giacorp Contracting Inc - \$37,639.00
- C) Senco Metals LLC - \$47,000
- D) Sierra Contractors Corp. - \$60,000
- E) WBE Fence Company, Inc - \$19,033.00
- F) Yaboo Fence Co Inc - \$51,225.00

**Bid Item #2: Fence/Netting Behind the Goal Post (Price per linear foot)**

- A) Central Industries, Inc - \$1,365.55
- B) Giacorp Contracting Inc - \$940.80
- C) Senco Metals LLC - \$500.00
- D) Sierra Contractors Corp. - \$1,500.00
- E) WBE Fence Company, Inc - \$190.00
- F) Yaboo Fence Co Inc - \$1,280.00

NOW, THEREFORE BE IT RESOLVED, that upon recommendation of the Superintendent of Parks and Recreation, James J. Martorano Jr., the bid for Fence/Netting Behind the Granite Knolls Field 1 Goal Post Is hereby awarded to WBE Fence Company, Inc., the lowest responsible bidder.

Supervisor

**Authorize the Supervisor to sign a Memorandum of Understanding with Greenway**

Resolved, the Supervisor is authorized to execute a memorandum of understanding with Greenway for the town to receive a \$6,500 dollar grant for the Bridge Kiosk signage project over the Taconic Parkway.

**Authorize the Supervisor to enter into an agreement with the Town of Cortlandt for senior meal preparation**

Resolved, the Supervisor is authorized to execute a regional kitchen agreement with the Town of Cortlandt for the preparation of meals for a senior rate at \$5.75 per meal.

**Authorize the Supervisor to enter into an agreement with the Town of Somers for senior meal preparation**

Resolved, the Supervisor is authorized to execute a regional kitchen agreement with the Town of Somers for the preparation of meals for a senior rate at \$5.75 per meal.

**Authorize the Supervisor to enter into an agreement with the County of Westchester for the provision of Nutrition Services**

Resolved, the Supervisor is authorized to execute an inter-municipal agreement with the County of Westchester for the provision of nutrition services to elderly residents, retroactive to October 1, 2022 through September 30, 2023, whereby the County will reimburse the town \$94,757 dollars.

**Authorize the Supervisor to enter into an agreement with EFC for the repair of the French Hill Water storage tank**

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 REPAIR OF THE FRENCH HILL WATER STORAGE TANK;

RESOLVED, that the TOWN OF YORKTOWN is authorized and directed to accept these grant funds in an amount not to exceed \$1,300,000 for the project described in the grant application;

RESOLVED, that the TOWN OF YORKTOWN is authorized and directed to agree to the terms and conditions of the Master Contract with EFC for such REPAIR OF THE FRENCH HILL WATER STORAGE TANK;

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

RESOLVED, that the governing body of the municipality delegates signing authority to execute the Master Contract and any amendments thereto, any required deed of easement, and any other

certifications to the individual(s) who hold(s) the following elected or appointed municipal office(s) or employment position title(s): THOMAS DIANA, TOWN SUPERVISOR.

**Authorize the Supervisor to enter into a 5-year service agreement with Cummins for the maintenance of the Cummins generators**

RESOLVED, that Supervisor is authorized to sign a 5-year service agreement with Cummins for the maintenance of the Cummins generators located at the Yorktown Water Pollution Control Plant, Jefferson Park pump station, and Walden Woods pump station for a total cost of \$61,552.77, and be it further

RESOLVED, that the Comptroller is authorized to transfer \$9,782.81 from Sewer Fund balance for the first year of maintenance of the 1,500KW generator from YS fund balance to Equipment Maintenance DEP (YS.8130.0418.0002), and be it further

RESOLVED, that the Comptroller is authorized to transfer \$3,653.70 from sewer fund balance for the first year of maintenance of the generators located at the Walden Woods and Jefferson Park pump stations from YS fund balance to Maintenance and Repair Pump Station (YS.8130.418).

**Authorize the Supervisor to enter into an agreement with Central Square for asset management software**

RESOLVED, that the Supervisor is authorized to sign an agreement with Central Square for asset management software that includes a one-time charge of \$25,560 and the first installment of the annual maintenance fee of \$3,400 for a total cost of \$28,960, and be it further

RESOLVED, that the supervisor is authorized to sign an agreement with Logically for replacing two workstations and upgrading a server for a total cost of \$16,184.50, and be it further

RESOLVED, that Comptroller is authorized to transfer

From:

YS.1002	Sewer Fun Balance	\$45,144.50
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To:

YS.8130.421.1	Sewer Computer Support and Software	\$28,960.00
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For payment to Central Square

YS.8130.202	Sewer Computer Equipment	\$16,184.50
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For payment to Logically

Town Board

**Authorize the Highway Superintendent to extend the Asphaltic Concrete Laid In-Place Bid for one year and award bid to Intercounty Paving Company Inc.**

WHEREAS, invitation to bid for the Asphaltic Concrete Laid In-Place for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on July 7, 2020

RESOLVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Asphaltic Concrete Laid In-Place for the Town of Yorktown be and is hereby extended for one year, per the terms of the Bid to Kect Construction Corporation, PO Box 201, Patterson, NY 12563, now

BE IT FURTHER RESOLOVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Asphaltic Laid-in-Place “MILLING” Section of the bid be and is hereby awarded to Intercounty Paving Company, Inc., PO Box 360, Carmel, NY 10512, now

BE IT FURTHER RESOLVED, the dates of the extension will be August 1, 2023 to July 31, 2024.

**Authorize a Bond release to Alba C. Illescas & Rene P. Vele**

Resolved, a representative of this 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:

Type of Permit	Permit #	Amount	Location	Refund To
Driveway	DR1251	\$500.00	1299 Williams Dr	Alba C. Illescas & Rene P. Vele 1230 E. Main St Shrub Oak, NY 10588

**Authorize the John C. Hart Memorial Library to continue to purchase e-books and e-audiobooks from Overdrive**

BE IT RESOLVED that the Town Board authorizes the John C. Hart Memorial Library to continue to purchase e-books and e-audiobooks from Overdrive as a valid sole source vendor. Overdrive is a customized website service and uses the Libby app for accessing and downloading digital materials with the library's Intergrated Library System (ILS) for real-time patron authentication.

**Authorize the Erosion Control Bond Release to James Molloy**

WHEREAS, James Molloy, as applicant, posted check #1927 in the amount of \$500 to serve as the Erosion Control Bond, which was deposited to the T33 account on January 17, 2023, for work performed at the Hanover Road residence, and

WHEREAS, James Molloy 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 monies be released to Mr. James Molloy, 1748 Hanover Street, Yorktown Heights, NY 10598.

**Authorize the Erosion Control Bond Release to Ronald and Dorothy Santorelli**

WHEREAS, Ronald & Dorothy Santorelli, as applicants, posted check #147 in the amount of \$500 to serve as the Erosion Control Bond, which was deposited to the T33 account on December 29, 2022, for work performed at the Ogden Drive residence, and

WHEREAS, Ronald & Dorothy Santorelli 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 monies be released to Mr. & Mrs. Ronald Santorelli, 2851 Ogden Drive Yorktown Heights, NY 10598.

**Authorize Highway Superintendent to advertise for pavement markings**

RESOLVED, that the Superintendent of Highways is authorized to advertise a Bid for Pavement Markings.

**Authorize the Highway Superintendent to extend bid for the Traffic Light Maintenance for one year**

WHEREAS, invitation to bid for the Traffic Light Maintenance for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on June, 9, 2022

RESOLVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Traffic Light Maintenance for the Town of Yorktown be and is hereby extended for one year, per the terms of the Bid. To NY-Conn Corporation, 5 Shelter Rock Road, Suite 8, Danbury, CT 06810.

BE IT FURTHER RESOLVED, the dates of the extension will be August 15<sup>th</sup>, 2023 to August 14<sup>th</sup>, 2024.

**Authorize the Highway Superintendent to extend bid for the Street Light Maintenance for one year**

WHEREAS, invitation to bid for the Street Light Maintenance for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on June 9, 2022,

RESOLVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Street Light Maintenance for the Town of Yorktown be and is hereby extended for one year, per the terms of the Bid. To Hanover Electric, 1803 Commerce Street, Yorktown Heights, NY 10598.

BE IT FURTHER RESOLVED, the dates of the extension will be August 15<sup>th</sup>, 2023 to August 14<sup>th</sup>, 2024.

Planning Department

**Adopt a Resolution Accepting Bond for the Taco Bell on Route 6 in Mohegan Lake**

WHEREAS, Keystone Mohegan Lakes LLC, as applicant for the project known as Taco Bell Restaurant in Mohegan Lake, has completed site work on the site plan approved by Planning Board Resolution # 21-24 dated September 27, 2021; and



WHEREAS, to insure the installation of the on-site landscaping as approved on the site plan, the applicant must post a cash bond; and

WHEREAS, the amount of the cash bond has been determined to be in the amount of \$3,000.00; and

WHEREAS, Bright General Contractors, LLC has provided the Town with check #3279 in the amount of \$3,000.00, to serve as the required cash bond; and

NOW THEREFORE BE IT RESOLVED, that the monies required prior to issuance of the Certificate of Occupancy for the project known as Taco Bell Mohegan Lake have been tendered to the Town and that the Town Comptroller is authorized to accept the above-referenced project bond for the purposes stated herein.

**ADJOURN**

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

**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.