



Town of Yorktown

Office of the Deputy Supervisor Edward Lachterman

FINAL TOWN BOARD **WORK SESSION MEETING AGENDA**

March 12, 2024

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

Finance Department & Water Department

7:30PM OPEN SESSION

Grant Writing Services

G&G Municipal Consulting

Convene public hearing for 3167 Lincoln Drive for the construction of a deck

Deputy Supervisor Lachterman will convene a public hearing to consider a wetland Permit application submitted by Mr. and Mrs. Urvino for the construction of a deck at 3167 Lincoln Drive, Mohegan Lake, NY 10547.

Convene public hearing to consider a proposed Local Law known as the “Large-Scale Energy Systems Moratorium”

Deputy Supervisor Lachterman will convene a public hearing to consider a proposed local law known as the “Large-Scale Energy Systems Moratorium.”

Convene public hearing to consider a proposed Local Law known as the “Smoke Shop Moratorium”

Deputy Supervisor Lachterman will convene a public hearing to consider a proposed local law known as the “Smoke Shop Moratorium.”

Toll Brothers, Inc. - Petition for Zoning Map Amendment

2302 Catherine Street and 2448 Catherine Street Yorktown, New York
Zarin & Steinmetz, LLP

Miscellaneous Items

Support legislation to regulate the use of nutrient inactivants – Ken Belfer
Public Safety - Highway Superintendent Dave Paganelli

Teatown Lake Dredging Project – Tim Judge
Do Not Knock Registry - Town Clerk Diana Quast

RESOLUTIONS

From the Albert A. Capellini Community and Cultural Center

Authorize Lease of certain room(s) within the Albert A. Capellini Community and Cultural Center to PHILAM Self Defense, Inc., a for profit corporation, subject to permissive referendum

WHEREAS, PHILAM Self Defense, Inc., a for profit corporation (“Tenant”), wishes to lease from the Town of Yorktown certain room(s) within the Albert A. Capellini Community and Cultural Center as set forth in Exhibit A of a proposed lease, which Exhibit A is on file with the Town Clerk, and the Town of Yorktown wishes to lease such space to Tenant, and

WHEREAS, Town Law §64 requires that the Town’s lease of real property be subject to a permissive referendum under Town Law §90 and 91;

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 Town Board hereby directs that a copy of this resolution be filed with the Town Clerk and a copy be provided to any person who has requested a copy hereof; and

BE IT FURTHER RESOLVED, that pursuant to NY Town Law §82 and 90, within ten (10) days from the date of this Resolution the Town Clerk shall post and publish a notice which shall set forth the date of the adoption of the Resolution, shall contain an abstract of such Resolution concisely setting forth the purpose and effect thereof, shall specify that this Resolution was adopted subject to a permissive referendum; and shall publish such notice in The Journal News, a newspaper published in the County having a general circulation in the Town of Yorktown, and in addition thereto that the Town Clerk shall post or cause to be posted on the sign-board of the Town of Yorktown, a copy of such notice within ten (10) days after the date of the adoption of this Resolution.

From the Assessor’s Office

Authorize certiorari proceedings for parcel known as Section 37.19 Block 3 Lot 27, 225 Underhill Avenue

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 37.19 Block 3 Lot 27, 225 Underhill Avenue on the Tax Map of the Town of Yorktown, now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel Section 37.19 Block 3 Lot 27, Account Number 3669500 owned by Neal Altman for the assessment roll year

2023 is settled as set forth in the proposed stipulation as follows: 225 Underhill Avenue
Tax ID: 37.19-3-27:

Roll Year	Assessed Value From	Assessed Value To	Assessment Reduction
2023	19,050	11,850	7,200

From the Deputy Supervisor

Authorized Deputy Supervisor to sign an agreement with G&G Municipal Consulting and Grant Writing

RESOLVED, the Deputy Supervisor is authorized to execute an agreement with G&G Municipal Consulting and Grant Writing for the provision of grant writing services for a monthly amount of \$4,166.66, not to exceed \$50,000 in a calendar year.

From the Engineering Department

Authorize Extension of Ultraviolet Lamp Replacement Disinfection System Bid for the Water Pollution Control Plant

WHEREAS, the Town Board at its meeting of March 21, 2023, awarded the Ultraviolet Lamp Replacement Disinfection System for the Water Pollution Control Plant, Bid #23-3, to two vendors, and

WEREAS, Quartz Lamps Inc., provides the lamps for the disinfection system and will hold their bid price for 2024, and

WHEREAS, Elite Textile Trading, LLC, provides the Quartz Sleeves for the disinfection system, and will hold their bid price for 2024, and

WHEREAS, the Town has the contractual option to extend the bid for its final one-year term, Now, Therefore Be It,

RESOLVED, that the Ultraviolet Lamp Replacement Disinfection System for the Water Pollution Control Plant, Bid #23-3, is hereby extended for the final contractual extension of one year, ending March 21, 2025.

From the Human Resources Department

Grant permanent status to Nisreen Khoury, Senior Office Assistant (Office Manager) for the Building Department

BE IT RESOLVED, that Nisreen Khoury, Senior Office Assistant (Office Manager) for the Building Department, job class code 0943-01, has completed the minimum probationary period and is hereby granted permanent status effective March 13, 2024.

Authorize termination of Zoe Kozma from the John C. Hart Memorial Library

BE IT RESOLVED, that Zoe Kozma employment with the Town of Yorktown, John C. Hart Memorial Library, is hereby terminated effective at the close of business on Tuesday, March 11, 2024.

From the Mohegan Lake Improvement District

Authorize Deputy Supervisor to send a letter of support to the NYS Legislature and the Governor for enactment of Bill S8614 and A9287 into law to legalize the use of nutrient inactivants in New York State

WHEREAS, many lakes in New York State suffer from impaired water quality due to excessive nutrients, and

WHEREAS, high levels of phosphorus in lakes, ponds and reservoirs is one of the contributors to impaired water quality, and

WHEREAS, blue green algae blooms are associated with high levels of phosphorus , and

WHEREAS, blue green algae blooms, also known as cyanobacteria blooms or harmful algal blooms (HABs), may produce toxins which in high enough concentrations can be harmful to people and particularly to pets, and

WHEREAS, NYS Department of Health regulations require the closing of swimming beaches merely upon the appearance of blue green algae blooms, thus disrupting recreational uses of beaches around NYS, and

WHEREAS, nutrient inactivants, such as aluminum sulfate, sodium aluminate, or lanthanum, are one of the primary tools used in most other states in the United States as well as around the world to bind phosphorus so that it is not bio-available to fuel blue green algae blooms, and

WHEREAS, New York State, based on the wording in its Environmental Conservation law, is one of the only states in the U.S. that currently does not allow the use of nutrient inactivants, and

WHEREAS, the NYS Senate bill S8419 and NYS Assembly bill A9287 were introduced to legalize the use of nutrient inactivants in New York State.

NOW THEREFORE, BE IT RESOLVED THAT the Town Board of the Town of Yorktown supports the inclusion of nutrient inactivation as one of the tools in the toolbox to improve water quality in New York State and supports the legalization of the use of nutrient inactivation and the prompt creation of reasonable regulations to govern its use. The Deputy Supervisor is therefore authorized to send a letter of support to the NYS Legislature and the Governor for enactment of S8614 and A9287 into law.

From the Northern Westchester Joint Water Works

Authorize Refund to Water Account No. 209804 due to an overpayment in the amount of \$350.12

Whereas, an overpayment was made to Water Account No. 209804 in the amount of \$350.12 for property located at 144 Royce Court, Yorktown Heights, NY 10598; now

Therefore Be It Resolved that a refund in the amount of \$350.12 be made to:

Colon & Celilia Donohoe, 3 Beecher Lane, Apt. 3C, Peekskill, NY 10566.

From the Police Department

Authorize one (1) Police Officer of the Yorktown Police Department to attend a DCJS sponsored Traffic Crash Reconstruction Training Class

RESOLVED, that (1) one Police Officer of the Yorktown Police Department is approved to attend a DCJS sponsored Traffic Crash Reconstruction Training Class involving (5) five overnight stays April 21st through April 25th, 2024 in Monroe County, NY.

From Town Attorney

Authorize Comptroller to process the following budget transfer for the Legal Department

Be It Resolved, that the Comptroller is hereby authorized to process the following budget transfer to process payments for Legal Services provided by Diamond McCarthy:

From:	A.1990.499	Contingency	\$43,000
To:	A.1420.424.1	Non-Retain Tax Certs	\$43,000

From the Water Department

Authorize Deputy Supervisor to sign Change Order No. 2 totaling \$2,812.50 to be attached to the meter project agreement with Core & Main for additional plumbing needed at 18 locations

WHEREAS, on 9/28/22 the Town entered into an agreement with Core & Main, the sole authorized distributor of the Sensus residential smart meters, to supply and install the remaining Sensus residential smart meters throughout the water district; and

WHEREAS, there are 18 locations that require additional plumbing to retrofit the new meter; and

WHEREAS, the labor and materials required will cost an additional \$156.25 per location to complete the installation for a total additional cost to the Water District of \$2,812.50; and

WHEREAS, Paul Vasillo, Distribution Superintendent, requests that the Deputy Supervisor sign a Change Order No. 2 totaling \$2,812.50 to be attached to the meter project agreement with Core & Main for additional plumbing needed at 18 locations that were not in the original scope of work; and

WHEREAS, there is enough money in the meter project line HM.8340.0210 to cover this additional cost; and

THEREFORE, BE IT RESOLVED, that upon the Distribution Superintendent's recommendation, the Deputy Supervisor is authorized to sign a Change Order No. 2 to be attached to the meter project agreement with Core & Main.

Authorizes Deputy Supervisor to sign an agreement with Weston & Sampson Architects, PC for grant application support services for the Water District's structural relining project for \$4,900.00

WHEREAS, it is the intention of the Distribution Superintendent to structurally reline approximately 1,200 LF of a 12-inch cast iron water line along Route 202 and Greenwood Street and approximately 250 LF of 8-inch cast iron water line along Mill Street; and

WHEREAS, the proposed cost for this structural relining project is approximately \$400,000; and

WHEREAS, there is a New York State Water Infrastructure Improvement Act (WIIA) grant available that could be used to fund such project; and

WHEREAS, the grant application deadline is June 14, 2024; and

WHEREAS, the Distribution Superintendent is requesting authorization to enter into an agreement with Weston & Sampson, PE, LS, LA, Architects, PC to provide WIIA grant application support services for a proposed lump sum fee of \$4,900; and

WHEREAS, there is money in the Water District's professional services line SW.8340.0490 to fund these services; and

THEREFORE, BE IT RESOLVED, the Town Board authorizes the Deputy Supervisor to sign an agreement with Weston & Sampson, PE, LS, LA, Architects, PC for grant application support services for the Water District's structural relining project for \$4,900.00.

ADJOURN

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

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.

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