

Meeting of the Town Board, Town of Yorktown held on Wednesday, January 17, 2024 at 363 Underhill Avenue, Yorktown Heights, New York 10598.

Present: Edward A. Lachterman, Deputy Supervisor
Sergio Esposito, Councilman
Luciana Haughwout, Councilwoman
Patrick J. Murphy, Councilman

Also Present: Diana L. Quast, Town Clerk
Adam Rodriguez, Town Attorney

TOWN BOARD MEETING

Deputy Supervisor Ed Lachterman called the meeting to order.

EXECUTIVE SESSION

Upon motion made by Councilman Esposito, seconded by Councilman Murphy, the Town Board moved into Executive Session to discuss individual personnel matters, litigation and negotiations with the Town Attorney. Upon motion made by Councilman Esposito, seconded by Councilman Murphy, the Town Board moved out of Executive Session and proceeded with the meeting.

PLEDGE OF ALLEGIANCE

Anthony Grasso led the Pledge of Allegiance.

Deputy Supervisor Lachterman began the meeting with a prayer led by Rabbi Heber in honor and memory of Town Supervisor Thomas P. Diana. Rabbi Heber was followed by a video presentation of commemorations of Supervisor Diana by the New York State Assembly, the New York State Senate, and the United States House of Representatives. This was followed by a montage of highlights of Supervisor Diana's career.

Deputy Supervisor Lachterman read the following Town of Yorktown Proclamation in memory of Supervisor Diana's service:

WHEREAS, CERTAIN OUTSTANDING MEMBERS OF OUR COMMUNITY WHO, THROUGH SELFLESS COMMITMENT AND DEDICATION, HAVE SERVED TO BETTER THE QUALITY OF LIFE IN OUR COMMUNITY AND HAVE HAD A MEASURABLE POSITIVE IMPACT ON THE LIVES OF ITS RESIDENTS; THOMAS P. DIANA WAS ONE SUCH INDIVIDUAL; AND

WHEREAS, IT IS WITH PROFOUND SORROW THAT THE YORKTOWN TOWN COUNCIL MOURNS THE PASSING OF THOMAS P. DIANA, NOTING THE SIGNIFICANCE OF HIS PURPOSEFUL LIFE AND ACCOMPLISHMENTS; AND

WHEREAS, THOMAS PAUL DIANA OF SHRUB OAK, NEW YORK, DIED ON FRIDAY, JANUARY 5, 2024, AT THE AGE OF 66; AND

WHEREAS, TOM WAS BORN TO THE LATE HENRY PAUL DIANA AND MAURINE AUDRA POWER DIANA; AND WAS RAISED IN SHRUB OAK, NEW YORK WHERE HE PROUDLY CONTINUED TO LIVE AND SERVE; AND

WHEREAS, A 1975 GRADUATE OF LAKE LAND HIGH SCHOOL, TOM BEGAN HIS LONG AND DISTINGUISHED CAREER IN PUBLIC SERVICE AS A PUTNAM COUNTY DEPUTY SHERIFF; AFTER SERVING FOR PUTNAM COUNTY, HE TRANSFERRED TO THE YORKTOWN POLICE DEPARTMENT AS PART OF THE K9 UNIT; AND

WHEREAS, SUCCEEDING HIS EMPLOYMENT THERE HE TRANSFERRED TO THE TOWN OF CORTLANDT POLICE DEPARTMENT, WHERE HE BECAME PATROL COMMANDER SERGEANT; HE THEN FINISHED HIS LAW ENFORCEMENT CAREER IN THE WESTCHESTER COUNTY POLICE DEPARTMENT, RETIRING IN MARCH 2005; AND

WHEREAS, A SUCCESSFUL SMALL BUSINESS OWNER, TOM ALSO SERVED AS TOWN COUNCILMAN FOR YORKTOWN FOR SEVEN YEARS; HE BECAME THE INTERIM TOWN SUPERVISOR FOR YORKTOWN AND THEN WAS ELECTED AS THE CURRENT YORKTOWN TOWN SUPERVISOR IN NOVEMBER 2023; AND

WHEREAS, TOM LOVED TALKING TO PEOPLE—EVEN STRANGERS; HE WOULD DROP EVERYTHING TO HELP ANYONE IN NEED; HE HAD A QUICK WIT AND BEAUTIFUL, BLUE EYES THAT LIT UP THE ROOM; TOM HAD A JOVIAL SMILE AND LAUGH THAT MADE EVERYONE HAPPY WHENEVER HE WAS NEAR; AND

WHEREAS, OUTSIDE OF HIS LAW, SMALL BUSINESS, AND POLITICAL VENTURES, TOM ENJOYED MANY HOBBIES, HIS FAVORITE BEING DRAG RACING; HE WAS A MOMENTOUS SUPPORTER OF GUIDING EYES FOR THE BLIND, AND HE SOCIALIZED PUPS, SUCCESSFULLY RAISING A GRADUATE PUP NAMED NACHO; HE LOVED THE SEA AND SKY; HE WAS AN AVID BOATER AND A LICENSED BOAT CAPTAIN; TOM ALSO RECEIVED HIS PILOT'S LICENSE; AND

WHEREAS, A TRUE ASSET TO HIS LIFELONG COMMUNITY, TOM WAS AN INTEGRAL PART OF INITIATING THE YORKTOWN AGAINST HEROIN PROGRAM; HE HAD A PASSION FOR SOCIALIZING, MEETING NEW PEOPLE, AND SERVING HIS COMMUNITY; AND

WHEREAS, TOM WAS A MEMBER OF MANY LOCAL ORGANIZATIONS INCLUDING THE YORKTOWN ELKS, CIRCOLO DAVINCI ITALIAN CLUB, AND SONS OF THE AMERICAN LEGION; HIS LOVE OF THIS WAS EVIDENT IN HIS EVERYDAY LIFE; AND

WHEREAS, WHILE HE WAS PASSIONATE ABOUT MANY THINGS, HIS GREATEST PASSION WAS SPENDING TIME WITH HIS BELOVED FAMILY AND ADORED GRANDCHILDREN; TOM IS SURVIVED BY HIS DEVOTED, LOVING WIFE OF THIRTY YEARS, DONNA; TWO DAUGHTERS, MEGAN (WILLIAM) AND BRIANA (STEVEN); AND FOUR GRANDCHILDREN, EMMA MARIE, GRACIE LYNN, PENELOPE ROSE, AND DAISY ROW; AND

WHEREAS, TOM'S SELFLESSNESS AND BENEVOLENCE WILL SHINE ON THROUGH HIS FAMILY'S VIVID AND HAPPY MEMORIES; HIS INSIGHT AND STRENGTH WILL FOREVER SERVE AS A BEACON OF LOVE, LIGHT, AND HOPE TO THE COUNTLESS LIVES HE TOUCHED; AND

WHEREAS, TOM LEAVES BEHIND A LEGACY OF PUBLIC SERVICE THAT WILL LONG ENDURE THE PASSAGE OF TIME AND WILL REMAIN AS A COMFORTING MEMORY TO ALL WHO WERE PRIVILEGED TO HAVE KNOWN AND LOVED SUCH AN AMAZING MAN; HE WILL BE DEEPLY MISSED AND TRULY MERITS THE GRATEFUL TRIBUTE OF THIS COMMUNITY AND TOWN COUNCIL;

NOW, THEREFORE BE IT RESOLVED, THAT THIS TOWN COUNCIL PAUSE IN ITS DELIBERATIONS TO MOURN THE DEATH OF THOMAS P. DIANA, AND TO EXPRESS ITS DEEPEST CONDOLENCES TO HIS FAMILY.

MOMENT OF SILENCE

In memory of Yorktown Town Supervisor Thomas P. Diana

INTRODUCTIONS

Members of the Town Board introduced themselves, as well as Town Clerk Diana Quast, Adam Rodriguez, Town Attorney, and Highway Superintendent Dave Paganelli.

REPORT FROM THE DEPUTY TOWN SUPERVISOR AND TOWN OFFICIALS

Each member of Town Board, as well as Superintendent Paganelli and Town Attorney Adam Rodriguez, spoke of his or her memories of Supervisor Diana.

OBSERVANCE OF DR. MARTIN LUTHER KING, JR. DAY

Councilman Esposito read the following proclamation:

Whereas, Dr. Martin Luther King, Jr.'s dream of equality and achieving social change through nonviolence has helped shape our nation, and

Whereas, this week we celebrate Dr. Martin Luther King, Jr.'s Birthday and we remember his legacy as an American hero and tireless social activist who called upon our nation to ensure equal justice under the law and to uphold our founding principles, which recognize individual rights to life, liberty, and the pursuit of happiness, and

Whereas, Dr. Martin Luther King, Jr. encouraged Americans to come together, regardless of age, race, or creed, to alleviate poverty, and value the dignity and respect inherent in all people. Through his example, he taught the values of courage, truth, justice, compassion, humility, and service to strengthen our communities, now

Therefore Be It Resolved, that I, Edward A. Lachterman, Deputy Supervisor of the Town of Yorktown along with the Town Board recognize January 15, 2024 as

“Dr. Martin Luther King, Jr. Day”

and encourage all residents to act for the future betterment of our community.

POET LAUREATE

John McMullen, Poet Laureate, read two original poems, “Beginnings” and “Shock.”

OPEN FLOOR FOR PUBLIC COMMENT

Deputy Supervisor Lachterman asked that unless there was something of particular urgency, if public comment could be kept to comments regarding Supervisor Diana.

The following members of the public paid their respects and shared their memories of Supervisor Diana:

- Matthew Slater, former Supervisor, and State Assemblyman
- Cindy Smith, resident
- John Campobasso, resident
- Jim Martorano, Parks & Recreation Superintendent
- Ken Belfer, Lake Mohegan Association and resident
- Jay Gussak, member of the Sons of the American Legion and resident
- Paul Martin, member of the Sons of the American Legion and resident
- John McMullen, resident

Upon motion made by Councilman Esposito, seconded by Councilman Murphy the Open Floor for Public Comment was closed.

APPOINT ANTONIO CAMBARERI TO LEAD MAINTENANCE MECHANIC (AUTOMOTIVE)
IN THE CENTRAL GARAGE

RESOLUTION #35

Upon motion made by Councilman Esposito, seconded by Councilwoman Haughwout,

BE IT RESOLVED, that Antonio Cambareri is hereby appointed Lead Maintenance Mechanic (Automotive), job class code 0480-02, in the Department of Central Garage, effective January 18, 2024, to be paid from Yorktown CSEA Salary Schedule A, Group 15, Step 4, which is \$89,166.00 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 January 18, 2024.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted.

APPOINT AMY SWAN TO THE POSITION OF ASSISTANT CURATOR IN THE YORKTOWN
MUSEUM

RESOLUTION #36

Upon motion made by Councilman Esposito, seconded by Councilwoman Haughwout,

BE IT RESOLVED, that Amy Swan of Ossining, NY, is hereby appointed provisional to the civil service title Assistant Curator, job class code 0892-01, with the Museum, effective February 5, 2024 to be paid from Yorktown CSEA Salary Schedule A1, Group 7, Step 1 which is \$56,642.00 annually with benefits, such as, sick days, personal days, and floating holidays to follow the CSEA agreement;

BE IT RESOLVED, contingent upon successful completion of a drug test, and

BE IT FURTHER 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 February 5, 2024.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted.

GRANT PERSONNEL MANAGER TRACEY KUZEMCZAK PERMANENT STATUS
EFFECTIVE JANUARY 1, 2024
RESOLUTION #37

Upon motion made by Councilman Esposito, seconded by Councilwoman Haughwout,

BE IT RESOLVED, that Tracey Kuzemczak, Personnel Manager, job class code 0165-01, has completed the minimum probationary period and is hereby granted permanent status effective January 1, 2024.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted.

APPOINT PAUL VASILLO TO PROVISIONAL DISTRIBUTION SUPERINTENDENT IN THE
WATER DEPARTMENT
RESOLUTION #38

Upon motion made by Councilman Esposito, seconded by Councilwoman Haughwout,

BE IT RESOLVED, that Paul Vasillo is hereby appointed Provisional Distribution Superintendent, job class code 0617-01, in the Water Department, effective January 18, 2024 to be paid \$148,958.00 annually.

Be It Further Resolved, probationary time for provisional hires adheres to Civil Service Law updated September 2023.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted.

APPOINT JEFF DAHLKE TO PROVISIONAL ASSISTANT DISTRIBUTION
SUPERINTENDENT IN THE WATER DEPARTMENT
RESOLUTION #39

Upon motion made by Councilman Esposito, seconded by Councilwoman Haughwout,

BE IT RESOLVED, that Jeff Dahlke is hereby appointed Provisional Assistant Distribution Superintendent, job class code 1026-01, in the Water Department, effective January 18, 2024, to be paid at the rate set forth in Yorktown CSEA Salary Schedule A, Group 16, Step 5, which is \$97,091.00 annually.

Be It Further Resolved, probationary time for provisional hires adheres to Civil Service Law updated September 2023.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted.

PUBLIC HEARING – POSTPONED UNTIL JANUARY 30, 2024

The public hearing to consider the Underhill Farm Landmark Application submitted by the Yorktown Heritage Preservation Commission has been postponed until January 30, 2024.

AUTHORIZE TOWN CLERK TO NOTICE A TOWN BOARD MEETING FOR JANUARY 30,
2024
RESOLUTION #40

Upon motion made by Councilwoman Haughwout, seconded by Councilman Murphy,

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Yorktown will hold a Town Board Meeting on Tuesday, January 30, 2024 at 7:30 p.m. at the Town Hall, 363 Underhill Avenue, Yorktown, NY 10598.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE TOWN CLERK TO NOTICE A PUBLIC HEARING TO CONSIDER THE
UNDERHILL FARM LANDMARK APPLICATION SUBMITTED BY THE YORKTOWN
HERITAGE PRESERVATION COMMISSION
RESOLUTION #41

Upon motion made by Councilwoman Haughwout, seconded by Councilman Murphy,

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board of the Town of Yorktown, Westchester County, New York on Tuesday, January 30, 2024 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider the Underhill Farm Landmark Application submitted by the Yorktown Heritage Preservation Commission on October 19, 2023 requesting that the Underhill Farm property located at 370 Underhill Avenue, Yorktown Heights, New York 10598 be a designated landmark in the Town of Yorktown.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE TOWN CLERK TO ADVERTISE BID FOR VARIOUS CHEMICALS FOR THE
YORKTOWN HEIGHTS WATER POLLUTION CONTROL PLANT
RESOLUTION #42

Upon motion made by Councilwoman Haughwout, seconded by Councilman Murphy,

Resolved, 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, February 5, 2024 for Various Chemicals for the Yorktown Heights Water Pollution Control Plant, Bid #24-1.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE TOWN CLERK TO ADVERTISE BID FOR GRIT & SCREENINGS REMOVAL
FOR THE YORKTOWN HEIGHTS WATER POLLUTION CONTROL PLANT
RESOLUTION #43

Upon motion made by Councilwoman Haughwout, seconded by Councilman Murphy,

Resolved, that sealed proposals will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, until 10:00 A.M. on Monday, February 5, 2024 at Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for Grit & Screenings Removal for the Water Pollution Control Plant.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE TOWN CLERK TO ADVERTISE BID FOR THE PARKS AND RECREATION
DEPARTMENT'S SEMI-ANNUAL PROGRAM BROCHURES
RESOLUTION #44

Upon motion made by Councilwoman Haughwout, seconded by Councilman Murphy,

Resolved, that sealed proposals will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, until 10:30 A.M. on Monday, February 5, 2024 at Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for the Parks and Recreation Department's Semi-Annual Program Brochures.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE TOWN CLERK TO ADVERTISE BID FOR TRANSPORTATION SERVICES FOR CAMP BUSES
RESOLUTION #45

Upon motion made by Councilwoman Haughwout, seconded by Councilman Murphy,

Resolved, that sealed proposals will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, until 10:30 A.M. on Monday, February 5, 2024 at Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for the Parks and Recreation Department’s Transportation Services for Camp Buses.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE TOWN CLERK TO ADVERTISE REQUEST FOR PROPOSALS FOR TOWN ATTORNEY AND GENERAL MUNICIPAL LEGAL SERVICES
RESOLUTION #46

Upon motion made by Councilwoman Haughwout, seconded by Councilman Murphy,

Resolved, that sealed proposals will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, until 11:00 A.M. on Monday, February 12, 2024 at Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for Town Attorney and General Municipal Legal Services.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE DEPUTY SUPERVISOR TO EXECUTE AN AGREEMENT WITH VALUATION PLUS, INC. FOR APPRAISAL SERVICES
RESOLUTION #47

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

RESOLVED, Deputy Supervisor is authorized to execute an agreement with Valuation Plus, Inc., for appraisal services in an amount not to exceed \$7,500.

AUTHORIZE DEPUTY SUPERVISOR TO EXECUTE AN AGREEMENT WITH DIAMOND MCCARTHY LLP FOR LITIGATION SERVICES
RESOLUTION #48

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

RESOLVED, Deputy Supervisor is authorized to execute a supplemental engagement agreement with Diamond McCarthy LLP for litigation services in connection with the Washington Prime bankruptcy proceeding.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE BUILDING AND MAINTENANCE DEPARTMENT TO PURCHASE A USED CHEVY TAHOE
RESOLUTION #49

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, bids were received and opened on January 5, 2024 for the purchase of a used Chevy Tahoe or equivalent for the Yorktown Building and Maintenance Department; and

WHEREAS, two bid proposals were received by the below listed bidders:

<u>Bidder</u>	<u>Bid Amount</u>
Westchester Auto Exchange 2311 Crompond Road Cortlandt Manor, NY 10567	\$41,187.00
Lasorsa Chevrolet, Inc. 3510 Webster Avenue Bronx, NY 10467	\$57,369.00

Now, Therefore Be Resolved, that upon the recommendation of General Foreman Phil Marino, the bid for the purchase of a used Chevy Tahoe be hereby awarded to Westchester Auto Exchange, 2311 Crompond Road, Cortlandt Manor, NY 10567, and Be It Further

Resolved, that the Deputy Town Supervisor is authorized to execute the sale with Westchester Auto Exchange for a 2018 Chevrolet Tahoe in an amount not to exceed \$41,187.00, and

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

From: General Fund A.1002	\$41,187.00
To: Vehicles A.1630.210	\$41,187.00

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE DEPUTY SUPERVISOR TO SIGN AMENDED AGREEMENT WITH
NORTHWIND KENNELS FOR HARBORING OF DOGS
RESOLUTION #50

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

Resolved, that the Deputy Supervisor is authorized to sign an amended agreement with Northwind Kennels for the harboring of Dogs for the Town of Yorktown. The following fees have been increased for this year: Boarding Dogs-\$45.00, Rabies Vaccinations-\$40.00 and Spay/Neuter \$125.00.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE DEPUTY SUPERVISOR TO SIGN AMENDED AGREEMENT WITH SPCA
WESTCHESTER FOR NON-LETHAL TRAP, NEUTER AND RETURN PROGRAM FOR FERAL
CATS
RESOLUTION #51

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

Resolved, that the Deputy Supervisor is authorized to sign an amended agreement with SPCA Westchester for Non-Lethal Trap, Neuter and Return Program for Feral Cats in the Town of Yorktown. The following fees have been increased for this year: Feral Spay/ Neuter including Rabies Vaccinations-\$60.00.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

RENEW AAA CARTING & RUBBISH REMOVAL, INC., COMMERCIAL GARBAGE
LICENSES FOR 2024
RESOLUTION #52

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

RESOLVED, that AAA Carting & Rubbish Removal, Inc., be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2024.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

BUDGET TRANSFER TO PAY 2023 GARBAGE SERVICES
RESOLUTION #53

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

BE IT RESOLVED, the Comptroller is authorized to process the following budget transfer to pay 2023 Garbage Services:

From :	SR.9000.810 Medical \$31,000.00
From:	SR.9000.811 NYSLRS \$3,306.60

To: SR.8160.425 Outside Contractor \$34,306.60

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE COMPTROLLER TO PAY JOHN WINTER THE CASH VALUE OF UNUSED TIME AS OF HIS DATE OF SEPARATION
RESOLUTION #54

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay John Winter the cash value of unused time as of his date of separation:

Rate of Pay: \$44.6108

Vacation	11.5 hours	x	\$44.6108	=	\$513.02
Personal	0 hours	x	\$44.6108	=	\$ 0.00
Float	0 hours	x	\$44.6108	=	\$ 0.00
Total					\$513.02

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

From:	A.7215.101	Central Garage - Salaries	\$513.02
To:	A.7215.108	Central Garage - Lump Sum Payments	\$513.02

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE COMPTROLLER TO PAY JENNA BELCASTRO THE CASH VALUE OF UNUSED TIME AS OF HER DATE OF SEPARATION
RESOLUTION #55

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay Jenna Belcastro the cash value of unused time as of her date of separation:

Rate of Pay: \$52.6055

Vacation	126 hours	x	\$52.6055	=	\$6,628.29
Personal	0 hours	x	\$52.6055	=	\$ 0.00
Float	0 hours	x	\$52.6055	=	\$ 0.00
Total					\$6,628.29

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

From:	A.1220.101	Supervisor – Salaries	\$6,628.29
To:	A.1220.108	Supervisor - Lump Sum Payments	\$6,628.29

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE MAURA GREGORY TO ATTEND THE NEW YORK STATE HOUSING SUMMIT TO BE HELD ON JANUARY 26-27, 2024 AT THE UNIVERSITY OF ALBANY
RESOLUTION #56

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, the Yorktown Community Housing Board wishes to send a representative to the New York State Housing Summit to be held on January 26-27, 2024 at the University of Albany campus, and

WHEREAS, conference registration costs are \$75 per person and hotel costs are \$96.09, and

WHEREAS, Maura Gregory, a member of the Yorktown Community Housing Board, is willing to attend this conference.

RESOLVED, that Maura Gregory is authorized to attend the New York State Housing Summit on January 26th-27th, and the amount of \$171.09 is authorized to be paid for hotel costs and conference registration from Account TE75 Affordable Housing Trust Fund.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

EXTEND BID FOR SLUDGE & GREASE REMOVAL FOR THE WATER POLLUTION CONTROL PLANT TO FRED A. COOK, JR., INC.

RESOLUTION #57

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, the Town Board at its meeting of February 8, 2022, awarded the Sludge & Grease Removal for the Water Pollution Control Plant to Fred A. Cook, Jr., Inc., and

WHEREAS, the Town has the contractual option to extend the bid for one additional term of two (2) years, and

WHEREAS, Fred A. Cook, Jr., Inc., agrees to the contract extension for the next two years, NOW, THEREFORE BE IT

RESOLVED, that the Sludge & Grease Removal Bid for the Water Pollution Control Plant, is hereby extended for the final contractual extension of two years, ending February 8, 2026.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

APPROVE RELEASE OF EROSION CONTROL BOND FOR WORK DONE AT 330 HEATHER COURT IN THE AMOUNT OF \$500.00

RESOLUTION #58

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, Marc Sussman, as applicant, posted check #461 in the amount of \$500, which was deposited to the T33 account on July 25, 2023, to serve as the Erosion Control Bond, and

WHEREAS, the applicant has 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 totaling \$500 be released to Marc Sussman, 330 Heather Court, Yorktown Heights, NY 10598.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

APPROVE RELEASE OF EROSION CONTROL BOND FOR WORK DONE AT LANDMARK COURT IN THE AMOUNT OF \$500.00

RESOLUTION #59

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, Lisa Purcell & Eugene Vanderbeek, as applicants, posted check #189 in the amount of \$500, which was deposited to the T33 account on April 19, 2023, to serve as the Erosion Control Bond, and

WHEREAS, the applicant has 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 totaling \$500 be released to Lisa Purcell & Eugene Vanderbeek, Landmark Court, Yorktown Heights, NY 10598.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE AN ADDITIONAL EXPENDITURE OF \$5,503.34 UNDER EXISTING
TEMPORARY “AT WILL” AGREEMENT WITH ROBERT HALF AGENCY FOR
PROFESSIONAL SERVICES
RESOLUTION #60

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

Be It Resolved, that the Town Board authorizes an additional expenditure of \$5,503.34 under existing temporary “at will” agreement with the Robert Half Agency and the John C. Hart Memorial Library for professional services, and

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

From: L7410.101 Salaries \$7,692.62
To: L7410.490 Professional Services \$7,692.62

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE THE JOHN C. HART MEMORIAL LIBRARY TO CONTINUE TO PURCHASE
AUDIOBOOK TITLES AND LARGE PRINT TITLES FROM BLACKSTONE PUBLISHING AS
A VALID SOLE SOURCE VENDOR
RESOLUTION #61

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

Be It Resolved, that the Town Board authorizes the John C. Hart Memorial Library to continue to purchase audiobook titles and Large Print titles from Blackstone Publishing as a valid sole source vendor. Blackstone Publishing offers a selection of audiobook titles and Large Print titles for libraries that are not available through any other distributor or repackaging company nor are they available for purchase from other publishers.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER FOR
THE JOHN C. HART MEMORIAL LIBRARY
RESOLUTION #62

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

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

From: Library Fund Balance - L.1002 \$50,000.00
To: Building Maintenance SAM Grant - L.7410.416.103 \$50,000.00

for a reimbursable SAM Grant #24919 to replace existing lights with LED lights and for a new circulation desk.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

EXTEND BID FOR STONE GRAVEL AND CONCRETE MATERIALS FOR THE HIGHWAY DEPARTMENT FOR AN ADDITIONAL YEAR AS PER THE BID CONTRACT RESOLUTION #63

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, invitation to bid for the Stone, Gravel, Concrete Materials Bid for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on December 29, 2022,

RESOLVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Stone Gravel, Concrete Materials for the Town of Yorktown be and is hereby extended for one year, per the terms of the Bid.

BE IT FURTHER RESOLVED, the dates of the extension will be January 1, 2024 to December 31st, 2024.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AWARD PROPOSAL FOR MOHEGAN LAKE AQUATIC PESTICIDE TREATMENTS TO LIMNOLOGY INFORMATION AND FRESHWATER ECOLOGY, INC. RESOLUTION #64

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, a request for proposals for Lake Mohegan Aquatic Pesticide Treatments was duly advertised, and

WHEREAS, three proposals were received by the Town Clerk and opened on January 11, 2024, and the responding vendors’ proposals were as follows:

Limnology Information and Freshwater Ecology, Inc.	\$47,400
All Habitat Services, LLC	\$67,305
Stahl Holdings, LLC d/b/a The Pond & Lake Connection	\$77,050

RESOLVED, that upon review and recommendation by the Mohegan Lake Improvement District, that the Lake Mohegan Aquatic Pesticide Treatments proposal be awarded to Limnology Information and Freshwater Ecology, Inc., 19 Sandy Pines Blvd., Hopewell Junction, NY 12533, and be it further

RESOLVED that the Deputy Town Supervisor is authorized to execute a contract with Limnology Information and Freshwater Ecology, Inc. for 2024 Lake Mohegan Aquatic Pesticide Treatments in an amount not to exceed \$47,400.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE DEPUTY SUPERVISOR TO EXECUTE AN AGREEMENT WITH SITE DESIGN CONSULTANTS IN AN AMOUNT NOT TO EXCEED \$5000 FOR ON-CALL ENGINEERING CONSULTANT SERVICES PERFORMED FROM DECEMBER 1, 2022 THROUGH DECEMBER 31, 2023 RESOLUTION #65

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

RESOLVED , that the Deputy Town Supervisor is authorized to execute an agreement with Site Design Consultants in an amount not to exceed \$5000 for the provision of on-call engineering consultant services in connection with the Granite Knolls Sports Complex. The term of the agreement shall cover December 1, 2022 through December 31, 2023.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

SPECIAL PERMIT EXTENSION FOR 7-ELEVEN EXISTING STORE WITH FUELING
REMODEL
RESOLUTION #66

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, in accordance with the Town of Yorktown's Zoning Regulations adopted April 29, 1975, a formal application for the approval of a Special Permit titled "7-ELEVEN EXISTING STORE W/ FUELING REMODEL," prepared by Core States Group, dated August 24, 2021, was submitted to the Town Board on behalf of 7-Eleven Inc. (hereinafter referred to as "the Applicant") and the applicant has represented to this board that they are the lawful owners of the land within said plan;

WHEREAS, said plan was approved by the Town Board by Resolution #509 on November 22, 2022; and

WHEREAS, said resolution expired on November 21, 2023; and

WHEREAS, no modifications have been made to the plan as stated in a letter from the Applicant's engineer, Core States Group, dated December 13, 2023; and

BE IT FURTHER RESOLVED, that Resolution #509 is hereby extended with the following conditions: None.

BE IT FURTHER RESOLVED, that unless a building permit has been issued by November 21, 2024, or a time extension has been granted by the Town Board, this approval will be null and void.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE LEGAL REVIEW OF DOCUMENTS TO BE SUBMITTED FOR THE
COLANGELO SUBDIVISION
RESOLUTION #67

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, the Planning Board of the Town of Yorktown required review of the legal instruments effecting conditions of the subdivision approval for the Colangelo Subdivision *a.k.a.* Featherbed Properties, Inc., located at Jacob Road in Yorktown, also known as Section 35.16, Block 1, Lot 4 on the Town of Yorktown Tax Map, and approved by Planning Board Resolution #21-01, dated February 8, 2021; and

WHEREAS, the initial estimate of cost to review the legal instruments is \$2,750; and

WHEREAS, Featherbed Properties, Inc. has submitted a check #001000 dated December 11, 2023 to perform this review pursuant to said approval requirements; now therefore

BE IT RESOLVED, that the Comptroller of the Town of Yorktown is hereby authorized to deposit Featherbed Properties, Inc. check #001000 in the amount of \$2,750.00 and reimburse such costs of review borne by the Town Attorney to the Town's legal firm in an amount not to exceed \$2,750.00 for this review.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

APPROVE TWO POLICE OFFICERS TO ATTEND C-PASS SCHOOL SAFETY CONFERENCE
RESOLUTION #68

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

RESOLVED, that (2) two police officers of the Yorktown Police Department are approved to attend a C-Pass School Safety Training Conference involving (3) three overnight stays February 18th through February 20th, 2024 in Saratoga Springs, NY.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE PURCHASE OF TWO 2024 FORD F350'S FOR THE WATER DEPARTMENT
RESOLUTION #69

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

WHEREAS, it is the intention of the Water District to purchase two 2024 Ford F350 Super Cab Pickups; and

WHEREAS, the 2024 Ford F350 Super Cab Pickups are listed as part of the Westchester County Contract # RFB-WC-23363 for Pickup Trucks; and

WHEREAS, Hempstead Ford Lincoln, located in Hempstead NY, has been awarded this bid for Ford Pickup Trucks; now

THEREFORE, BE IT RESOLVED, the Town Board authorizes the Yorktown Water District to purchase two 2024 Ford F350 Super Cab Pickups as specified in the Westchester County Contract # RFB-WC-23363 for a total amount of \$113,945.60.

THEREFORE, BE IT FURTHER RESOLVED, the Town Comptroller is hereby authorized to process the following budget transfer:

From: SW.8340.0420.000 Water- Vehicle Maintenance \$13,945.60
To: SW.8340.0201.0002 Water – Equipment, Vehicle \$13,945.60

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE AND DIRECT SUPERVISOR/DEPUTY SUPERVISOR TO PAY REGULAR BI-
WEEKLY SALARIES OF ALL ELECTED AND APPOINTED TOWN OFFICIALS
RESOLUTION #70

Upon motion made by Councilman Murphy, seconded by Councilman Esposito,

RESOLVED, that the Supervisor/Deputy Supervisor be hereby authorized and directed to pay regular bi-weekly salaries of all elected and appointed Town officials and employees without prior audit: this shall not apply to lump sum payments.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

DIRECT SUPERVISOR/DEPUTY SUPERVISOR TO SUBMIT THE FISCAL REPORT TO THE
STATE COMPTROLLER AND TOWN CLERK WITHIN 120 DAYS AFTER THE CLOSE OF
THE FISCAL YEAR
RESOLUTION #71

Upon motion made by Councilman Murphy, seconded by Councilman Esposito,

RESOLVED, that by the authority vested pursuant to Paragraph 10-a of Section 29 of the Town Law, the Supervisor/Deputy Supervisor shall submit to the Town Clerk within one hundred twenty days after the close of the fiscal year, a copy of the report to the State Comptroller required by Section 30 of the General Municipal Law and the Town Clerk shall cause a summary of such report or a notice that a copy of such report is on file in the Town Clerk's Office.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE SUPERVISOR/DEPUTY SUPERVISOR TO MAKE APPLICATION TO THE NEW
YORK STATE DIVISION OF YOUTH FOR STATE AID FOR A RECREATION AND YOUTH
SERVICE GRANT
RESOLUTION #72

Upon motion made by Councilman Murphy, seconded by Councilman Esposito,

RESOLVED, that the Supervisor/Deputy Supervisor be directed to make application to the New York State Division of Youth for State Aid for a Recreation and Youth Service Project Grant for 2024. The Parks and Recreation Department receives \$5,000 of this application for recreation youth.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

DESIGNATE DELEGATES TO THE NEW YORK STATE ASSOCIATION OF TOWNS MEETING

RESOLUTION #73

Upon motion made by Councilman Murphy, seconded by Councilman Esposito,

RESOLVED, that Deputy Supervisor Edward Lachterman be and is hereby designated as the voting delegate to represent the Town of Yorktown at the Association of Towns Meeting to be held in February 2024, and be it

FURTHER RESOLVED, that Councilman Patrick Murphy be and is hereby designated the alternate delegate to the aforementioned meeting.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE SUPERVISOR/DEPUTY SUPERVISOR TO ACT ON BEHALF OF THE TOWN OF YORKTOWN WITH REGARDS TO DESIGNATED DEPOSITORIES

RESOLUTION #74

Upon motion made by Councilman Murphy, seconded by Councilman Esposito,

RESOLVED, that Supervisor/Deputy Supervisor of the Town of Yorktown, is hereby authorized, pursuant to Town Law Section 29(2), to act on behalf of the Town of Yorktown with said banks.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE BLANKET AUTHORITY FOR SUPERVISOR/DEPUTY SUPERVISOR TO SIGN CONTRACTS UP TO THE AMOUNT OF \$12,500, NOT TO EXCEED \$50,000 IN A CALENDAR YEAR

RESOLUTION #75

Upon motion made by Councilman Murphy, seconded by Councilman Esposito,

RESOLVED, that the Town Board hereby grants blanket authority to sign contracts for the Town, without the necessity of express advance approval by the Town Board to the Supervisor/Deputy Supervisor in the event the contract involves any expenditure of not more than \$12,500.00, not to exceed \$50,000.00 in any calendar year and is limited to one year in duration and be it

FURTHER RESOLVED, that this blanket authorization shall remain in effect until amended.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

AUTHORIZE DEPUTY SUPERVISOR TO EXECUTE AN MOU WITH HABITAT FOR HUMANITY OF NYC AND WESTCHESTER AND THE HOUSING ACTION COUNCIL

RESOLUTION #76

Upon motion made by Councilman Esposito, seconded by Councilman Murphy,

Whereas, under a Notice of Funding Availability the Housing Trust Fund Corporation (HTFC) as part of New York State Homes and Community Renewal (HCR) has invited eligible applicants to apply to administer the Plus One ADU Program, an initiative to create and improve Accessory Dwelling Units (ADUs); and

Whereas, by working with units of local government and community development partners, the Plus One ADU will provide a full service program to support low-and middle-income single-family homeowner occupants who wish to build a new ADU on their property or improve an existing ADU that needs to be brought into compliance with local and state code requirements; and

Whereas, homeowners in Yorktown earning up to 100% of Area Median Income would be eligible to apply for the program; and

Whereas, there are no restrictions under the program regarding who can rent the ADU other than an exclusion of seasonal or vacation rentals such as bed and breakfasts, and the homeowners are free to rent to family members or others and to charge market rent; and

Whereas, participation in the program does not require any changes to the Town of Yorktown's existing Accessory Dwelling Unit regulations as specified in the zoning code Article VII, Section 300-38, which would govern all ADUs created or improved under the Plus One ADU Program; and

Whereas, ADUs may assist with the affordability for seniors and other homeowners and help them remain in Town, and the Plus One ADU Program will bring a financial benefit to existing homeowners in Yorktown by funding up to approximately \$100,000.00 per home for renovations; and

Whereas, Habitat for Humanity of NYC and Westchester and the Housing Action Council currently operate this program under a previous round of funding in communities including Bedford and Irvington, and they selected eligible homeowners, provide technical assistance, and oversee compliance; and

Whereas, the Yorktown Community Housing Board supports the Town of Yorktown's participation in this program; now

Be It Resolved, that the Deputy Supervisor is authorized to execute an MOU with Habitat for Humanity of NYC and Westchester and with the Housing Action Council supporting their application for funding from NYS and authorizing the Town of Yorktown to participate in the ADU Plus One Program if the funding is awarded by NYS.

Lachterman, Esposito, Haughwout, Murphy Voting Aye
Resolution adopted

Councilman Lachterman ended with the viewing of the commemoration of Supervisor Thomas P. Diana in its entirety.

ADJOURN MEETING

Upon motion made by Councilman Murphy, seconded by Councilwoman Haughwout, the Town Board meeting was adjourned.

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