



Town of Yorktown

Office of the Supervisor

FINAL TOWN BOARD WORK SESSION AGENDA

May 8, 2018

6:45 PM OPEN SESSION:

- Parks and Recreation
- Highway Department
- Engineering Department

From the Water Department – Needs to be passed tonight

Authorize the Water Department to contract for the following Emergency work to repair Water Main

Whereas, Spectra Energy was installing a gas line on Katrina Drive and on April 26, 2018 struck a water main leaving three homes with temporary water and poor water pressure and a non-operating fire hydrant to date; and

Whereas, the location of where the water main needs repair is outside of where Spectra is currently authorized to work; and

Whereas, Spectra would have to obtain additional permits/variance to fix the water main which will delay restoration of water service and fire protection for the residents; and

Whereas, Pizzella Brothers, Inc. will be hired to perform the emergency repair at an approximate cost of \$30,000; now

Therefore Be it Resolved, to prevent further delays, the Yorktown Consolidated Water District will pay Pizzella Brothers, Inc. directly and then issue an invoice to Spectra for immediate reimbursement for the entire cost of this emergency repair; now

Therefore, Be It Further Resolved, the Yorktown Consolidated Water District is respectfully requesting authorization to pay Pizzella Brothers, Inc. for the emergency repair to the water main on Katrina Drive and then issue an invoice to Spectra Energy for immediate reimbursement of the entire cost.

Authorize Comptroller to make the following Budget Transfer

BE IT RESOLVED, that the Town Comptroller is hereby authorized to make the following budget transfer: Transfer \$35,000 from the Water Department Equipment/Vehicle line (SW.8340.0201.0002) to the Water Department Outside Services line (SW.8340.0483.0002) to pay Pizzella Brother, Inc. for the emergency repair of the water main on Katrina Drive.

7:00 PM EXECUTIVE SESSION (Closed Session):

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

- Town Attorney Interviews

The following items will be placed on the Town Board Agenda for May 15, 2018:

From the Highway Department

Extend Bid for John Deere Construction Equipment OEM Parts and the Cummins Engine OEM Parts

WHEREAS, invitation to bid for the John Deere Construction Equipment OEM Parts and the Cummins Engine OEM Parts for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on June 22, 2015,

RESOLVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the John Deere Construction Equipment OEM Parts and the Cummins Engine OEM Parts 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 June 22, 2018 to June 21, 2019.

From the Northern Westchester Joint Water Works

Authorize Comptroller to refund an overpayment to Water Account Number 43-10300144

Resolved, that the Comptroller is authorized to refund an overpayment in the amount of \$475.00 to Account Number 43-10300144.

From the Planning Department

Authorize Supervisor to sign an agreement with the County of Westchester for the purpose of undertake a Community Development Program

RESOLVED, that Town Supervisor be and hereby is authorized to execute a Cooperation Agreement between the Town of Yorktown and the County of Westchester for the purposes of undertaking a Community Development Program pursuant to the Housing and Community development Act of 1974 as amended and Title II of the National Affordable Housing Act of 1990, as amended.

From the Police Department

Authorize Police Department to purchase one 2018 Ford Sedan Police Interceptor

WHEREAS, the Town Board of the Town of Yorktown has funded the purchase of a third new police vehicle in the Police Department's 2018 budget; and

WHEREAS, the State of New York Office of General Services has published specification and requested bid for the purchase of a 2018 Ford Sedan Police Interceptor; and

WHEREAS, the State of New York Office of General Services has received, reviewed and awarded the bids for the 2018 Ford Sedan Police Interceptor; and

WHEREAS, NYE Automotive Group, Inc., of Oneida, New York has submitted the lowest bid for the 2018 Ford Sedan Police Interceptor; and

WHEREAS, the State of New York Office of General Services has awarded contract #PC67318 to the lowest bidder, NYE Automotive Group, Inc; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Yorktown hereby authorizes the Yorktown Police Department to purchase (1) 2018 Ford Sedan Police Interceptor from the State of New York Office of General Services contract #PC67318 from NYE Automotive Group, Inc. in the amount of approximately twenty five thousand nine hundred and forty seven dollars (\$25,947.00).

From Supervisor's Office

Authorize Supervisor to sign a Letter of Authorization for the Kear/Underhill Retail-Office Development project

WHEREAS:

1. The Kear/Underhill Retail-Office Development Project received approvals from the Yorktown Planning Board on 12/18/17 as follows:
 1. Approval Resolution 12-19 for Subdivision approval
 2. Approval Resolution 12-20 for Site Plan Approval
2. At the time of project approval, the Applicant had not worked out technical details regarding sewer service to the project site. The Engineering Department has been working with the Applicant and the Project Engineer (Dan Ciarcia, P.E.) on the new sewer service connections and tie-ins to Town sewer. Applicant is requesting the ability to extend Town sewer across Underhill Avenue and install a new sewer manhole within the Town right-of-way.
3. The new infrastructure will be installed at developer expense with inspection oversight provided by the Town. All work as currently planned will occur within the Town right-of-way so no easements are proposed or required. Once constructed, the infrastructure would be dedicated to the Town and the Sewer Department would be responsible for long term operation and maintenance.
4. The development site will be constructed with three (3) sewer laterals extending from the three (3) structures on the site [2 existing buildings and 1 newly constructed building] to the public sewer as described above. In accordance with Town policy, all of the sewer laterals will be privately owned, all construction and operational responsibility will be by the site owner.
5. The Department has reviewed the submitted plans and the engineering report dated 5/3/18. We concur that the work as currently shown is ready for submission to the appropriate regulatory authorities for final approval, subject to the Town Board accepting the additional sewer infrastructure.

6. In order to submit the Town sewer extension for approval by the Westchester County Health Department, the New York State Department of Environmental Conservation and/or the New York City Department of Environmental Protection, a Letter of Authorization from the Town is required.

NOW, THEREFORE BE IT RESOLVED, the Town Board authorizes the Town Supervisor to sign a Letter of Authorization for the Kear/Underhill Retail-Office Development project that will authorize the Applicant's Project Engineer Dan Ciarcia to submit engineering plans and associated application documents for a Town sewer extension to the appropriate regulatory authorities.

From the Town Attorney

Authorize Supervisor to sign a Revocable License with Robert DeRosso for use of power at Jack DeVito Veterans Memorial Field

RESOLVED, that the Supervisor is authorized to sign a Revocable License with Robert DeRosso (Licensee) owner of the Ice Cream Food Truck authorizing Licensee to enter upon a portion of the Town Property near the Gazebo located at the Jack DeVito Veterans Memorial Field, for the purpose of connecting a power cord to the electrical service located at the Gazebo on the Town property to supply electricity to the Licensee's Property for the amount of FIFTY (\$50.00) per month. This Revocable License shall be for a period commencing immediately and ending on April 30, 2019.

Authorize Supervisor to sign an Encroachment Permit on behalf of Town of Yorktown

BE IT RESOLVED, AT&T hereby allows and permits The Town of Yorktown "Permittee" the non-exclusive use of certain lands for the following purpose, subject to the conditions and stipulations set forth in the Encroachment Permit: To allow for and to accommodate the construction of a walking trail, pedestrian bridges and leveling off a mound of dirt between Marker 542 and Commerce St. and Marker 547 at Baldwin Rd. in the Town of Yorktown along the old railroad corridor, now

THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to sign the Encroachment Permit on behalf of The Town of Yorktown.

From the Town Clerk

Authorize Town Clerk to attend the International Institute of Municipal Clerks Association Training Conference

Whereas, sufficient funds exist in the Town Clerk's Training line to cover the cost of conference expenses, and

Whereas, the International Institute of Municipal Clerks Annual Training Conference will be held at the Rockefeller Institute of Government in Albany, New York, now

Therefore Be It Resolved, that the Town Clerk Diana L. Quast is approved to attend the 2018 International Institute of Municipal Clerks Training Conference at the Rockefeller Institute of Government, Albany, New York from July 15 through July 18, 2018.

Authorize Enactment of a Parkland Alienation Bill required by the New York State

Legislature

WHEREAS, pursuant to Article 11, Title 3 of the Real Property Tax Law on March 15, 2004 title to the parcel bearing Tax Map designation: Sec. 1802, Parcel 3, Lot 2 was transferred to the Town of Yorktown from Robert Killeen (“Parcel”) constituting 5.73 acres; and

WHEREAS, in 2005 the Town changed the Tax Map designation of the Parcel to Town of Yorktown Tax Rolls Section 69.08 Block 1 Lot 11;

WHEREAS, by Town Board Resolution 210 on May 19, 2009, the parcel was formally dedicated as public parkland;

WHEREAS, Diana Saunders, a Town resident, wishes to purchase the parcel as is to maintain it in its current condition with no plans for development. Public access to the pre-existing cemetery situated on the parcel will remain in Town ownership and access to the cemetery will remain in perpetuity.

WHEREAS, the Town Board has reviewed a long-form Environmental Assessment Form (EAF) relative to the proposed alienation; and

WHEREAS, the proposed alienation has been determined to be an Unlisted action under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board declares Lead Agency for this action; and

WHEREAS, the Town Board has considered all reasonably related long-term, short-term, direct, indirect, and cumulative environmental effects associated with the proposed action including other simultaneous or subsequent actions and finds no significant adverse environmental impacts associated with the proposed alienation.

BE IT RESOLVED THAT, the Town Board approves the proposed action of alienation; and

BE IT FURTHER RESOLVED THAT, the Town Board formally requests the enactment of a parkland alienation bill required by the New York State Legislature, and

NOW, THEREFORE, Be It Resolved, that the Town Board of the Town of Yorktown hereby issues this Home Rule request, effective as of May 15, 2018 in support and passage of Assembly Bill 10453 and Senate Bill 7118,

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to transmit a home rule request form and a copy of this resolution to the Home Rule Counsel of the New York State Senate and Assembly.

From the Town Engineer

Award Bid for Pump Station Upgrade Program – Walden Woods, Jefferson Valley and Jefferson Park Pump Stations

WHEREAS:

7. An invitation to bid for the Pump Station Upgrade Program - Walden Woods, Jefferson Valley and Jefferson Park Pump Stations was duly advertised, and

8. Said bids were received and opened on March 6, 2018.
9. For Contract No. 1, General Construction Contract, bids were received from five (5) firms, total bid prices indicated below:
 1. \$1,995,000 from Kings Capital
 2. \$2,288,000 from Eventus Construction
 3. \$2,405,000 from ELQ Construction
 4. \$2,648,000 from Arben Construction
 5. \$2,658,000 from Mace Contracting Corp.
10. For Contract No. 2, Electrical Contract, bids were received from two (2) firms, total bid prices indicated below:
 1. \$350,000 from Acorn Construction
 2. \$519,000 from RLJ Construction

RESOLVED:

Upon recommendation of the Town Engineer and the Town's engineering consultant that prepared the contract documents, GHD Consulting Services Inc., the bid for Pump Station Upgrade Program—Walden Woods, Jefferson Valley and Jefferson Park Pump Stations be awarded as follows: General Construction Contract No. 1 be awarded to Kings Capital, the low bidder at a total bid price of \$1,995,000 AND Electrical Contract No. 2 be awarded to Acorn Electrical, the low bidder at a total bid price of \$350,000.

BE IT FURTHER RESOLVED, the contract is to commence when the Town issues a Notice of Award on or about April 16, 2018 and the contract completion date shall be 365 calendar days from the Notice of Award date.

From the Water Department

Authorize Comptroller to make the following Budget Transfer

BE IT RESOLVED, that the Town Comptroller is hereby authorized to make the following budget transfer:

Transfer \$20,000 from the Water Department GIS line (SW.8340.0483.0004) to the Water Department Computer Support/Software (SW.8340.0421.0001) for professional engineering services to be provided by Woodard & Curran for the development and implantation of a computerized (web-based) work order management system.

ADJOURN MEETING

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

Dated: May 8, 2018

DIANA L. QUAST, RMC
TOWN CLERK
TOWN OF YORKTOWN

AGENDAS ARE SUBJECT TO CHANGE