



Town of Yorktown

Office of the Town Clerk

FINAL TOWN BOARD AGENDA

February 5, 2019

Spadaccia Meeting Room, Town Hall

363 Underhill Avenue, Yorktown, NY 10598

6:45 PM EXECUTIVE SESSION (Closed Session):

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

INTERVIEW

Planning Board

LITIGATION & NEGOTIATION:

Town Attorney

7:30 PM TELEVISED TOWN BOARD MEETING

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. INTRODUCTIONS
4. SUPERVISOR ILAN GILBERT'S REPORT TO THE TOWN
5. REPORTS FROM THE TOWN COUNCIL
6. REPORT FROM THE HIGHWAY SUPERINTENDENT
7. PRESENTATION
Westchester County Legislator Michael Kaplowitz
Alliance for Safe Kids
8. POET LAUREATE - John McMullen
9. COURTESY OF THE FLOOR

10. PUBLIC HEARING

DECISION - HOMELAND TOWERS, LLC

PROPOSED PUBLIC UTILITY WIRELESS TELECOMMUNICATION FACILITY ON TOWN-OWNED PROPERTY LOCATED AT 3101 & 3103 QUINLAN STREET

WHEREAS, the Town would like to enter into a Lease Agreement with Homeland Towers, LLC permitting the erection and maintenance of a 135 foot cell tower on Town-owned property located at 3101 and 3103 Quinlan Street (Tax Map Section 27.05, Parcel 1, Lot 16 & 17); and

WHEREAS, the Town and Homeland Towers, LLC would like to use certain ground space for the purpose of constructing, establishing and maintaining a radio transmission tower facility for the applicant's use and that of its subtenants, licensees, customers and municipal service antennas at that location,; and

WHEREAS, Town Law § 64 requires that the Town's lease of real property be subject to a permissive referendum;

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 Supervisor is hereby authorized to execute and deliver on behalf of the Town an Option and Ground Lease for the certain demised premises at the Property, for a period of Ten (10) years, commencing on the date of LESSEE's exercise of the Option, with nine (9) additional five (5) year renewal terms. The annual rental for the first year of the lease is Two Thousand and 00/100 (\$2,000.00) Dollars or Thirty Five Percent (35%) collocation revenue, whichever is greater, and further

RESOLVED, that pursuant to Town Law, 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 Yorktown 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.

11. RESOLUTIONS

From the Assessor's Office

Tax Certiorari Settlement – Old St. George's LLC

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 15.12 Block 2 Lot 53, located at 1715 East Main Street, located on the Tax Map of the Town of Yorktown, now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcels 15.12-2-53 Account Number 0274100, owned by Old St. George's LLC for assessment roll years 2012, 2013, 2014, 2015, 2016, 2017 and 2018 be settled as set forth in the proposed stipulation as follows:

Section 15.12 Block 2 Lot 53

<u>Roll Year</u>	<u>Assessment From</u>	<u>Assessment To</u>	<u>Assessment Reduction</u>
2012	27,550	17,500	10,050
2013	27,550	18,500	9,050
2014	27,550	17,750	9,800
2015	27,550	18,500	9,050
2016	27,550	18,500	9,050
2017	27,550	18,750	8,800
2018	27,550	18,900	8,650

From the Town Clerk

Authorize Supervisor to sign a Service Agreement with Granicus, Inc. to provide webcasting services to the Town of Yorktown

RESOLVED, that the Town Supervisor is authorized to sign a Service Agreement with Granicus Inc. to provide webcasting services to the Town of Yorktown for a period of 12 months beginning March 17, 2019 ending March 16, 2020 at a total cost of \$7, 416.00, and

BE IT FURTHER RESOLVED, that the cost for the remaining three years of the agreement will be \$8,490.58 annually.

Approve Conference Attendance for the Town Clerk to attend the New York State Association of Towns Annual Conference and Training Meeting

Resolved, that Town Clerk Diana L. Quast is approved to attend the 2019 New York State Association of Towns Annual Conference and Training Meeting to be held in New York City February 17-20, 2019.

Approve Conference Attendance for the Town Clerk to attend the New York State Town Clerks Association Annual Conference and Training Meeting

Resolved, that Town Clerk Diana L. Quast is approved to attend the 2019 New York State Town Clerks Association Annual Conference and Training Meeting to be held in Syracuse, New York May 4-8, 2019.

Approve Garbage License for CRP Sanitation to service commercial properties in the Town of Yorktown for the year 2019

RESOLVED, that CRP Sanitation be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2019.

Authorize the Town Clerk to Refer out the Proposed Local Law to enact Chapter 102 “Affordable Housing”

RESOLVED, that the Town Clerk is hereby authorized to refer out a Proposed Local Law to enact Chapter 102 of the Town Code entitled “Affordable Housing,” establishing a new affordable housing program to the appropriate agencies.

From the Justice Court

Authorize Supervisor to Sign Chase Connect System Administrator Designation and Linking Form

RESOLVED, that the Town Supervisor is authorized to sign the Chase Connect System Administrator Designation and Linking Form to link all Justice Court accounts to the customer profile.

From the Receiver of Taxes

Authorize Comptroller to refund the following tax payment

RESOLVED, that the Comptroller is authorized to refund the 2019 First Half School Tax Payment for Account #1774000 in the amount of \$42.33.

From the Town Attorney

Authorize Supervisor to Sign Utility Pole Easement and Electrical Transformer Easement for the Benefit of NYSEG

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to sign (i) a utility pole easement and (ii) the electrical transformer easement for the benefit of New York State Electric & Gas Corporation in connection with a certain Lease Agreement, dated August 26, 2016, between the Town of Yorktown and New York SMSA Limited Partnership d/b/a Verizon Wireless for a certain premises located at 2281 Crompond Road, Yorktown Heights, New York.

Authorization for Veterans Exemption under Section 458-a(10) of the New York Real Property Tax Law

BE IT RESOLVED, the Town Board, pursuant to Section 458-a(10) of the New York Real Property Tax Law, authorizes Veterans to include those military personnel who served in the Reserve component of the United States Armed Forces that were deemed on active duty under Executive Order 11519 signed March twenty-third, nineteen hundred seventy, 35 Federal Register 5003, dated March twenty-fourth, nineteen hundred seventy and later designated by the United States Department of Defense as Operation Graphic Hand, if such member was discharged or released therefrom under honorable conditions, provided that such veteran meets all other qualifications of this section.

Authorize Supervisor to sign the New York State Department of Transportation, OGS Award 22945 Transit Buses Extension of Use Approval Form

Resolved, that the Supervisor is authorized to sign the New York State Department of Transportation, OGS Award 22945 (Transit Buses) Extension of Use Approval Form. The purpose is to purchase a vehicle at the state price, under the Field Hall Foundation grant for the senior center.

Authorize Supervisor to sign an Agreement with The Field Hall Foundation for the Purchase of a 14 Passenger Van and Serving Counter for the Senior center

RESOLVED, that the Supervisor is authorized to sign an Agreement with The Field Hall Foundation in the amount of \$65,000 for the purchase of a 14 Passenger Van and Serving Counter for the Senior Center.

12. MONTHLY REPORTS
Receiver of Taxes – January 2019
13. ADJOURN MEETING

Dated: February 5, 2019

DIANA L. QUAST, RMC, CMC
TOWN CLERK
TOWN OF YORKTOWN

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. Assisted listening devices are available at all meetings.