

Meeting of the Town Board, Town of Yorktown held on Tuesday, May 14, 2019 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598.

Present:       Ilan D. Gilbert, Supervisor  
              Alice E. Roker, Deputy Supervisor  
              Vishnu V. Patel, Councilman  
              Thomas P. Diana, Councilman  
              Edward Lachterman, Councilman

Also Present: Diana L. Quast, Town Clerk  
              Richard S. Abbate, Town Attorney

### TOWN BOARD MEETING

Supervisor Ilan Gilbert called the meeting to order.

### EXECUTIVE SESSION

Upon motion made by Councilman Patel, seconded by Councilwoman Roker, the Town Board moved into Executive Session to discuss personnel issues, litigation, and negotiations. Upon motion made by Councilman Patel, seconded by Councilwoman Roker, the Town Board moved out of Executive Session and proceeded with the meeting.

### UPDATE ON TRAFFIC LIGHTS

Highway Superintendent Dave Paganelli reported that today the traffic light at Veterans Road and Commerce Street has been completed. The light at Moseman and Hanover where they lost a four-way causing an act of redundancy also needs to be redone. He addressed the question why, there are the same number of traffic lights being replaced as what already existed, Moseman's lights cost \$61,000 and the Veteran's cost \$29,000. The difference is that the Moseman/Hanover light needs a new pole (\$6,000), a new controller (\$17,000), new wires (not a replacement). He said he will be coming to the Board next week for the Moseman/Hanover light. Councilwoman Roker asked if insurance covered this since a truck hit the pole. Mr. Paganelli said there is a police report for the Veterans/Commerce light and said the Town Attorney is pursuing this.

Mr. Paganelli reported on infrastructure needs since the Town has had numerous road collapses as a result of deterioration of drainage pipes in the ground. It is something that the Town has been remiss over the years in replacing. This situation needs to be addressed more aggressively. Two Highway Department employees brought in an example of a damaged crossover stormwater drainpipe to show the audience the condition of what they are dealing with. Mr. Paganelli said this example is what he is dealing with all over Town. He said that the pipe shown was probably about 70 years old. Last year the Highway Department replaced approximately a mile of pipe in-house. They started out with \$25,000 in the drainage budget and ended up spending about \$100,000. His hope is to keep up with the collapses as rapidly as they are occurring.

### PUBLIC HEARING TO CONSIDER REZONING REQUEST MADE BY JOHN DEVITO

#### CONTRACT VENDEE FOR PROPERTY LOCATED AT 2040 CROMPOND ROAD

Town Supervisor Ilan Gilbert reconvened a public hearing to consider the petition made by John DeVito, the contract vendee for property owned by the Laura F. Weyant Revocable Living Trust, for an amendment to the Zoning Map for property located at 2040 Crompond Road, also known as Section 37.14, Block 2, Lot 32. The petition is for a Change of Zone from R1-20 to Transitional Zone in order to demolish the existing structures and construct rental townhouses. The proposed local law will amend the Town of Yorktown zoning map as follows:

Section I. The Zoning Map of the Town of Yorktown, New York as established under Chapter 300 of the Code of the Town of Yorktown is hereby amended as follows:

The following lot on the Tax Map of the Town of Yorktown is rezoned from the R1-20 Zoning District to Transitional Zoning District:

Section 37.14, Block 2, Lot 32 (37.14-2-32) (2.6 acres)

Mr. Joe Riina, Site Design Consultants and project engineer/representative John DeVito, came before the Town Board to give an update to their meeting with the Planning Board to work on hammering out a final plan and design based on a 23-unit townhouse concept. He presented a proposed master site plan – once the NYSDOT work is done and the Route 202 side entrance has received all approvals from the DOT, this plan shows what will be the main entrance to the project. The entrance on Hamblyn will be an emergency access point. The configuration of this plan is essentially the same as the last one showed to the Town Board.

Supervisor Gilbert asked if this is now the current plan. Mr. Riina said that this is the plan they are dealing with in the event the DOT does not catch up the construction pace of the project. Supervisor Gilbert said at a Planning Board meeting he attended the angle of the entrance off Hamblyn was discussed and area residents were not pleased. Mr. Riina said this angle is what the Planning Board would like it at the time Hamblyn becomes an emergency exit. What he is showing is a primary plan entry/exit.

Councilwoman Roker asked Mr. Riina to explain about the DOT “catching up” process. Mr. Riina explained that the DOT process is lengthy and involves a land dedication. He demonstrated the part of the plan that applies to the DOT process.

Supervisor Gilbert said he spoke with Ken Rundle, Water Department Distribution Superintendent, and said he will be reaching out to Mr. Riina regarding his review of the plan.

Mr. Riina said there is an existing sewer line that runs through one of the groups of buildings and will need to be relocated. It will be brought to another location and a new easement will be created and the pipe will be relocated to a central location for the residents to tie into. He also showed the location where stormwater drainage pipe will be installed; this will require approval from the DEP. Once a Negative Declaration is obtained, they can proceed with this portion of the project.

This project will require a stormwater management plan (DEP has their own format for a maintenance agreement), so it will be a dual maintenance agreement.

Mr. Riina then presented an extensive landscape plan for the property, including a 6-foot high privacy fence.

Councilman Diana said that given the “glacial” speed at which the State can work, he is not inclined to have the roadway come out straight as indicated on the new version. Over the time the project has been before the Board, it has always been a right in, left out from Route 202 and he would like to see it stay that way. He said that fire trucks and ambulances have a route that is in their plan as to how to get in and out of places and there is a 99% chance they will need to make a right from 202 and a left leaving. This provides a degree of safety for the residents and for the residents on Hamblyn. Mr. Riina agreed and said that is what the plan will be once the DOT process is complete. Mr. Riina continued describing the landscaping plan, including privacy fencing which will have plantings on the project-side of the property.

Supervisor Gilbert asked if there was a reason why the privacy fencing could not be more densely screened. Mr. Riina said he would ask the landscaper but he believed it may have to do with the root system of the plantings and the canopy of the existing trees. He also described the fence detailing along Route 202 (stone piers with post and rails). Mr. Riina showed detail of the larger stone piers that will mark the entrance to the development. Per Planning Director John Tegeder’s request, an existing granite post (old road marker) will be kept onsite, to keep the historic aspect of the property and will be placed in a central landscaped area.

Mr. Riina displayed both a one-block perspective as well as a street perspective of the development. He also discussed a lighting plan for the property.

Mr. Riina went on to explain why DOT is planning to have land dedicated – it has to do with the mini master plan and the intersection of Route 202 and Saw Mill River Road.

Councilwoman Roker asked Mr. Riina to explain why land dedication is necessary to the Department of Transportation. Mr. Riina said this process is due to the mini-master plan for the area – particularly the intersection of Route 202 and Saw Mill River Road.

The plan will add additional turning lanes onto Route 202 westbound from Saw Mill River Road so that traffic going in an out will flow much better with less backup. The plan will ultimately eliminate the driveway in the back of the Roma Building to the new entrance point that will also ease traffic. The plan will also provide for a future alignment with the bypass road, if that were to be put into place.

The following members of the public spoke:

Ms. Donna McGevna, resident of Hamblyn Street, commented that the Board did a good job of supporting the Hamblyn residents in their requests. She questioned the ownership of the trees that were shown on the drawings. Mrs. McGevna has been maintaining those trees, believing they were on her property, for many years. Mr. Riina showed Mrs. McGevna where, on the survey, the property line ran and which side the trees were on. Mrs. McGevna also stated that it seemed there is a larger frontage for the units on Route 202 and the back buildings are closer to property owners on Hamblyn. Mr. Riina said that this was done in order to get the 23 units on the property, to keep the aesthetics of the design, and to satisfy the request to give more privacy to those units facing Route 202. He also said the geometry of the site also pushes everything in a certain direction.

Mr. Jay Kopstein, resident, said that Supervisor Gilbert asked several questions about the Weyant project at a previous meeting that he has not heard the answers. He asked if there is sewer capacity in the district for this development. If there is, will it have a negative impact on the rest of the district? He also asked where all of the snow will be placed after plowing in this development?

Mr. Riina said that the amount of sewage flow from this project is .24% of the capacity of the plant and in no way will this cause the district to be over capacity. He pointed out on the plan where there are areas off the edges of driveways as well as off the ends of the parking spaces where snow can be pushed. He said this is no different from any other development of its kind.

Ms. Mara Zeidens, resident, said that while they seem to be targeting the isolated area around Hamblyn Street, it is a disaster coming into the area and expressed dismay at the removal of the trees on Route 202. Her concerns involved the turning left – she feels more people will be turning onto Hallocks Mill Road because they will not be able to turn left onto Hamblyn. She said the issue of the community and traffic has not been addressed, nor the concerns of residents on Hallocks Mill Road. Mr. Riina discussed future traffic plans that may address Ms. Zeidens' concerns.

Mr. John McDonald, resident of Hamblyn Street, thanked the Board for their consideration of the residents on Hamblyn. He asked what will happen if the Roma Building project does not happen? Will the DOT not proceed with their participation in the mini-master plan or will Hamblyn remain the main egress for the Weyant? Councilman Lachterman said the owners of Roma need to do something about their lot. If they do not move forward, the Board will have to push to have the lot redone and talk about closing off some of the egresses there. Councilwoman Roker said she believes the Roma Building will move forward and they are in the process of speaking with neighboring businesses about renting parking spaces for their future plans. Mr. Riina said that the DOT is looking at the Weyant as a standalone project and Hamblyn will not remain the main egress once their process is complete. Mr. McDonald asked about the construction vehicles coming in and out of the project area.

Mr. John DeVito, the developer for the Weyant, said that Route 202 and Hamblyn will be used for the construction trucks coming in; however, they will most likely be using Route 202 since they already have a cut there. The Hamblyn egress is not exactly conducive to using it for this purpose.

Ms. Susan Siegel, resident, asked about refuse collection at the development. If garbage pickup is going to be curbside, how is the fee going to be paid? Does the fee go into the rent? Will this project remain rental or for purchase?

Mr. Dan Strauss, resident, said he believes that the right turn lane from Saw Mill River Road onto Route 202 (heading towards Peekskill) will help alleviate traffic. He stated that he believed the addition of any traffic light near that intersection that already has one will cause a terrible traffic jam. Supervisor Gilbert said if the timing of the lights is done correctly and the flow is moving at the same time, this is not necessarily true. Councilwoman Roker said this will be DOT's determination, not the Town Board's.

Mr. Tony Grasso, resident, said he likes this project because it gives our children and grandchildren the opportunity to remain in Yorktown. It also gives an opportunity to retirees who no longer wish to have the responsibility of a single family home. Councilwoman Roker said she particularly agrees with Mr. Grasso's statement regarding senior citizens.

All those present having been given the opportunity to be heard and there being no further discussion, the public hearing was closed. Upon motion by Councilman Lachterman, seconded by Councilwoman Roker and carried.

LEAD AGENCY FOR REZONING PETITION RECEIVED FROM JOHN DEVITO FOR 2040 CROMPOND ROAD - WEYANT PROPERTY RESOLUTION #199

Upon motion made by Councilwoman Roker, seconded by Councilman Lachterman,

WHEREAS, John DeVito submitted a Petition to the Town Board requesting the Town Board rezone certain real property, comprised of ±2.62 acres, located at 2040 Crompond Road in the area designated by the Town as the Yorktown Heights Hamlet, also known on the Town Tax Map as parcel 37.14-2-32 ("Parcel") from R1-20 to Transitional Zone;

WHEREAS, the applicant has submitted a Full Environmental Assessment Form (EAF), dated April 29, 2019, and pursuant to NNYSCRR Part 617 of the State Environmental Quality Review Act the Town Board seeks to conduct an environmental review of the project; and

WHEREAS, there has been no objection to the Town Board Declaration of Intent for Lead Agency dated May 9, 2017; and

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

NOW THEREFORE BE IT RESOLVED that the Town Board thereby declares Lead Agency for this project.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

NEGATIVE DECLARATION FOR REZONING PETITION RECEIVED FROM JOHN DEVITO FOR 2040 CROMPOND ROAD - WEYANT PROPERTY RESOLUTION #200

Upon motion made by Councilwoman Roker, seconded by Councilman Lachterman,

RESOLVED, that the Town Board adopts the State Environmental Quality Review, Negative Declaration, Notice of Non-Significance for the Weyant property located at 2040 Crompond Road for a proposed rezoning from R1-20 Single-Family to Transitional Zoning District.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

METROCOM (MOTOROLA) PRESENTATION FOR POLICE DEPARTMENT

Representatives from Metrocom (Motorola) came before the Town Board to present their radio system (they are the current vendor used by the Town). The Yorktown Police Department's goal is to increase capacity to make sure they had enough frequency allocation so that police officers could always get through. Through working with Sergeant Scatola and Chief Noble, they feel they put together a system that will completely meet their needs. A portion of the system will be dedicated to the Highway Department for their needs. They spent a great deal of time focusing on the five sites that Chief Noble said they had to make sure always had coverage. They were actually able to reduce the sites to four. In essence, the system is a four site, two channel, and digital simulcast system. This proposal relies on the previous investments made by the Town: the console equipment that is currently in use and the portable radios that were purchased a couple of years ago. Forty mobile radios for the police cars are included in the proposal, including installation. The Highway Department system will use French Hill as a one site transmit and is considered "operational critical." Their mobile system is a little less "robust" and the price point is lower and includes 70 radios for the Highway Department.

Highway Superintendent Dave Paganelli asked that since the Police Department is going from analog to digital, will the units going into the Highway trucks be digital from the jump or are they going to be flashed in? He was told that they will be digital technology as well but will be digital mobile radio (DMR) whereas the police department will be P25 (public safety digital), which is what FEMA recommends. Mr. Paganelli asked if they will be functioning off one tower will they still have the same dead zones they already have. He was told the Highway Department is currently on a low-band system – they are proposing a UHF system for them, which is what the fire department and ambulance operate off now using one site so his department should have similar coverage to them.

Councilwoman Roker asked Chief Noble how he went from five sites down to four. Chief Noble said that they had adequate coverage with the four and the five sites might have been a little bit of “overkill” and was cost prohibitive. Sergeant Scatola also said he was satisfied with the four-site coverage.

### ENERGIZE NY

Supervisor Gilbert prefaced the presentation by stating this group has appeared before the Board previously and what gave them hesitation on accepting their program initially was that the Board may be potentially “on the hook” by having to go after an individual who potentially did not meet their obligations when starting a project. He then attended Energize NY’s annual meeting held in Yorktown and what came out of that meeting was that some of their guidelines have changed. At that point, Supervisor Gilbert suggested that Energize NY come back to the Town Board to give a new presentation.

Ms. Sara Smiley, Director of Membership for the Energy Improvement Corporation (EIC) – more commonly known as Energize NY, explained they are a non-profit statewide local development corporation that implements the Property Assess Clean Energy (PACE) financing program on behalf of their member municipalities across the state, including Yorktown. They are launching a new program called Open C-PACE to better serve the needs of their member municipalities, as well as to facilitate more impactful clean energy projects. PACE financing is an alternative form of capital used by commercial and non-profit building owners to make energy efficiency upgrades or to install renewable energy. It can be used for 100% of the project’s cost and it can be repaid over the expected life of the improvements (generally 20-30 years). The financing stays with the property so even if it is sold, the new owner continues to make the payments. This allows property owners to improve their buildings to reduce their operating expenses as well as to provide an environmental benefit of reducing emissions. PACE is a public benefit, authorized by state law, which enables municipalities to secure repayment of the financing through a special benefit assessment lien on the improved property.

The new program, Open C-PACE, removes any administrative or financial obligation away from the municipality while still enabling them to offer the public benefit. A benefit assessment lien is created that is separate from municipal taxes so that EIC is able to bill a property owner directly as well as to administer collection of the payments. The municipality would not be responsible for adding a charge to the tax bill for the property and would not be responsible for guaranteeing payment from the property owner. The PACE lien is subordinate to municipal taxes and is still senior to non-municipal liens, so as to their old program, they will require lender consent if there are any mortgage holders on the property. Property owners will now have a choice of capital providers which creates a more competitive market and less expensive capital for property owners. If a property owner does not pay their annual PACE installment, it would be up to the capital provider to enforce the delinquent PACE lien and they would have to follow the same procedure that the Town would in the case of delinquent taxes but the capital provider can only do that if the property owner first pays off any delinquent property taxes owed by the property owner to the municipality.

As program administrator, EIC, would also confirm that the project complies with the NYS Energy and Research Development Authority’s PACE guidelines.

Ms. Smiley said that because this new program operates much differently than the old PACE program, it does require that the Town adopt a new local law and sign a new municipal agreement with EIC. Since this program is enabled by state law, which authorizes the municipality to provide the program, EIC only implements on their behalf; therefore the need for the local law.

Councilwoman Roker asked for an example of a typical property use of the program. Ms. Smiley responded that this program is for commercial and non-profit property owners. It can also be used for multi-family properties of 5 units or more. It is not for individual homeowners. Councilwoman Roker asked if the program was available for new developments, such as the Weyant project. Ms. Smiley said the state statute for PACE currently allows renewable energy to be financed with PACE for new construction or anything that is above NYS Energy Code. NYSERTA has guidelines for over what projects qualify for that. This might change in the future where they would allow more energy efficient components for new construction but at this moment, these are the guidelines. The Weyant may be eligible but it depends on the ownership structure of the property – the one owner would have to be qualified. The Board informed her that this should then meet the criteria.

Councilman Diana asked why the municipality has to get involved in something the property owner and EIC can do directly between themselves? Ms. Smiley said that this is a municipal public benefit that is authorized by state law and because it is creating a lien on the property, it is similar to other municipally provided services like water, sewer improvements, etc. The only difference now is that this is being separated from the rest of municipal taxes. The lien can only be created or authorized by the municipality. The municipal agreement is designating EIC as the agent working on behalf of the municipality to implement the program.

Councilwoman Roker asked if other municipalities have passed local laws for this and was told many are working on it or have passed the law: i.e., Lewisboro, Bedford, Ossining, as well as other counties across the state.

Councilman Patel asked how many projects have applied for this program, and Ms. Smiley said since it is a brand new program, they have no current projects. This program can be offered in any municipality that has tax lien authority.

Supervisor Gilbert asked if there was any downside to the program and Ms. Smiley said no. She said the Town is making this tool available, there is no cost to the Town, there is no administrative burden, and there is no financial risk. Supervisor Gilbert said that these last two points were what the Town took issue with and they now seem to be eliminated.

Councilman Lachterman asked how the interest rates compare to refinance rates. Ms. Smiley said that they seem to be between 6% and 7% but it also depends on the credit strength of the property owner and the term of the loan.

Supervisor Gilbert said this will be forwarded to the Town Attorney for him to draft a local law that the Town Board can discuss and then hold a public hearing.

#### PANBAR REALTY - 1285 ASPEN ROAD FOR CONSTRUCTION OF SINGLE FAMILY HOME

The applicant was not present. Councilwoman Roker said that the Planning Director has said that he believes the zoning code calls for a variance based on where the site is physically located.

Supervisor Gilbert said this involves frontage on the property and a paper road. The Board requested they be placed on the next work session agenda.

#### USE OF ROOMS AT THE NUTRITION CENTER BY THE HISTORICAL SOCIETY

The Town Board decided to place this on the next Town Board agenda.

#### ACCEPT RETIREMENT FROM KEITH DEVITO FROM THE HIGHWAY DEPARTMENT RESOLUTION #201

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

RESOLVED, that the Town Board accepts the retirement of Keith DeVito from the Highway Department effective May 10, 2019.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

APPOINTMENT – OFFICE ASSISTANT FOR POLICE DEPARTMENT – CORSILLO  
RESOLUTION #202

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

BE IT RESOLVED, that Christie A. Corsillo of Pleasantville, NY, is hereby appointed to the civil service title, Office Assistant (Auto Systems), job class code 0750-01, from Eligible List No. 02-140, effective June 3<sup>rd</sup>, 2019, to be paid at the rate set forth in Yorktown CSEA Salary Schedule A1, Group 8, Step 1, which is \$52,080.00 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,

BE IT RESOLVED, that Christie A. Corsillo will report to work at the Police Department on June 3<sup>rd</sup>, 2019,

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 day she will be reporting to work, on June 3<sup>rd</sup>, 2019.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

AUTHORIZE PAYMENT OF CIVIL PENALTY UNDER ORDER OF CONSENT  
REGARDING PEEKSKILL SEWER COLLECTION SYSTEM  
RESOLUTION #203

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) has proposed that the Town of Yorktown agree to an Order of Consent with respect to Case No. R3-20180912-159 regarding the Peekskill Sewer collection system within the Town of Yorktown's ownership and control; and

WHEREAS, the Town Board has determined that it is in the best interest of the Town to agree to the Order of Consent; it is hereby

RESOLVED, that the Supervisor be and is hereby authorized and directed to execute the Order of Consent with respect to Case No. R3-20180912-159; and be it further

RESOLVED, that the Supervisor be and is hereby authorized and directed to pay the civil penalty imposed by the terms of the new Order of Consent.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

BUDGET TRANSFER AUTHORIZATION – PAYMENT TO NYSDEC  
RESOLUTION #204

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

RESOLVED, that the Comptroller is hereby authorized to process the following budget transfers From Fund Balance:

- GA Clover Rd
- GB Mohegan East  
Mohegan
- GC West
- GD Hunterbrook
- GE Bonnie & Jill
- GF Oakside
- GG Overlook
- GH Suncrest
- GI Gomer St
- GJ Hunterbrook

OS Osceola

to Professional Services .490 for a total amount of \$30,000 for payment to NYSDEC.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

AUTHORIZATION TO SIGN RETAINER AGREEMENT REGARDING LITIGATION  
RESOLUTION #205

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to sign a Retainer Agreement with Spolzino Smith Buss & Jacobs, LLP, with respect to legal services in connection with litigation matters, which shall be at a rate of \$210 per hour.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

AUTHORIZE USE OF ROOM(S) AT THE ALBERT A. CAPELLINI COMMUNITY AND  
CULTURAL CENTER FOR THE ENRICHMENT CENTER AFTER SCHOOL PROGRAM  
RESOLUTION #206

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

BE IT RESOLVED that, at the request of The Enrichment Center of Yorktown, the Town Board hereby authorizes the use of rooms 16, 209 and the gymnasium at the Yorktown Community and Cultural Center for 780 hours of after school care programming, for students in the Yorktown Central School District, grades 4-8, which will run according to the schedule described in the e-mail attached. The rental fee to be charged for the program described (beginning in September 2019 and continuing through June 2020) is \$5,500.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

AUTHORIZE BUDGET TRANSFER FOR SOLAR STOP SIGNS AND ASSORTED TOWN-  
WIDE SIGNAGE  
RESOLUTION #207

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

RESOLVED, the Comptroller is hereby authorized to process the following budget transfer:

From:		
A1990.499	General Fund – Contingency	\$10,000.00
To:		
A3310.429	Street Sign Markings	\$10,000.00

for the purchase and installation of solar stop signs and assorted Town-wide signage.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

EXTEND BID FOR STREET & TRAFFIC SIGNS – HIGHWAY DEPARTMENT  
RESOLUTION #208

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

WHEREAS, invitation to bid for the Street & Traffic Signs for the Highway Department was duly advertised, and

WHEREAS, said bids were received and opened on May 15, 2017, now  
Therefore Be It Resolved, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Street & Traffic Signs for the Highway Department be and is hereby extended for one year, per the terms of the Bid. To Traffic Lane Closures, LLC, 1214 Route 52, Carmel, NY 10512.

BE IT FURTHER RESOLVED, the dates of the extension will be August 1, 2019 to July 31, 2020.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

AUTHORIZE BUDGET TRANSFER FOR MOHEGAN AVENUE RETAINING WALL REPLACEMENT PROJECT  
RESOLUTION #209

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

RESOLVED, the Comptroller is hereby authorized to process the following budget transfer:

From:

General Fund – Fund Balance \$700,000.00

To:

HC Capital Project – Road Improvement / Construction \$700,000.00

for payment to Remus Industries LLC as per the bid awarded May 7, 2019 for the Mohegan Avenue Retaining Wall Replacement Project.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

AUTHORIZE TOWN CLERK TO ADVERTISE STREET LIGHT MAINTENANCE BID - HIGHWAY DEPARTMENT  
RESOLUTION #210

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

NOTICE IS HERE GIVEN that sealed proposals will be received by the Town Clerk, Town of Yorktown, Westchester County, NY until 11:00 A.M. on June 17, 2019 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for Street Light Maintenance Bid - Highway Department Bid Specifications may be obtained at the office of the Town Clerk in said Town Hall.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

AUTHORIZE TOWN CLERK TO ADVERTISE TRAFFIC LIGHT MAINTENANCE BID - HIGHWAY DEPARTMENT  
RESOLUTION #211

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

NOTICE IS HERE GIVEN that sealed proposals will be received by the Town Clerk, Town of Yorktown, Westchester County, NY until 11:00 A.M. on June 17, 2019 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for Traffic Light Maintenance Bid - Highway Department Bid Specifications may be obtained at the office of the Town Clerk in said Town Hall.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

AUTHORIZE SUPERVISOR TO SIGN A 4-YEAR INTERMUNICIPAL AGREEMENT WITH THE TOWN OF CORTLANDT FOR USE OF THE TRANSFER STATION AT ROA HOOK ROAD  
RESOLUTION #212

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker,

RESOLVED, that the Supervisor is hereby authorized by the Town Board to sign a 4-year intermunicipal agreement with the Town of Cortlandt for the Town's use of the transfer station at Roa Hook Road, at a monthly rate of \$718.50 for the period of 4/1/2019 through 3/31/2023, and at that monthly rate plus a cost of living adjustment for each year thereafter, to expire 3/31/2023.

Gilbert, Roker, Patel, Diana, Lachterman Voting Aye  
Resolution adopted.

ADJOURN MEETING

Upon motion made by Councilman Lachterman, seconded by Councilman Diana, the Town Board meeting was adjourned.

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Diana L. Quast, Town Clerk  
Town Of Yorktown  
Certified Municipal Clerk