



Town of Yorktown

Office of the Town Clerk

FINAL TOWN BOARD AGENDA

June 11, 2019

Spadaccia Meeting Room

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):

PERSONNEL

Finance Department

LITIGATION & NEGOTIATION

Assessor's Office

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 HIGHWAY SUPERINTENDENT
7. PRESENTATION
2018 Auditors Report – O'Connor Davies, Alan Kassay
8. POET LAUREATE - John McMullen
9. PUBLIC HEARINGS
Wetland/Stormwater Permit Application received by Roy A. Fredriksen, P.E. (Giuliano) for property located at 2398 Trelawn Street, Yorktown Heights, NY, also known as Section 27.19, Block 1, Lot 11
Supervisor Ilan Gilbert will convene a public hearing to consider the Wetland/Stormwater Permit Application received by Roy A. Fredriksen, P.E. (Giuliano)

for property located at 2398 Trelawn Street, Yorktown Heights, NY, also known as Section 27.19, Block 1, Lot 11 for the purpose of construction of an in-ground pool and garage.

Wetland/Stormwater Permit Application received by Vito Planamento for property located at 3083 Oak Street, Mohegan Lake, NY also known as Section 25.12, Block 2, Lot 8

Supervisor Gilbert will convene a public hearing to consider the Wetland/Stormwater Permit Application received by Vito Planamento for property located at 3083 Oak Street, Mohegan Lake, NY also known as Section 25.12, Block 2, Lot 8 for the purpose of demolition of existing cottage, abandonment of existing cesspool, construction of a modular home foundation and modular home, and installation of a new single on-site septic system.

10. COURTESY OF THE FLOOR

11. RESOLUTIONS

From the Engineering Department

Authorize Comptroller to transfer \$52,000 from Hunterbrook Sewer Reserve Fund- Fund Balance to GD.8130.462 Maintenance & Repair Pump Station for the purpose of paying for pump station upgrade work

WHEREAS:

1. The Sewer Department has experienced recent operational difficulties at the wastewater Hunterbrook pump station due to high flow conditions and various equipment systems that have reached the end of their useful life. The pump station has been in operation for approximately 20 years and we are looking to increase the reliability and resiliency of the facility through an expenditure of \$52,000:
 - Additional spare pump: \$30,000
 - New wastewater sewage grinder & electrical supplies, cost: \$20,000 [Note: The Department will remove and replace the sewage grinder using in-house labor.]
 - Temporary lighting stands that can be utilized during power outages, cost \$2,000
2. The Town Engineer has confirmed with the Comptroller that there are adequate reserve funds available to make the requested transfer.

RESOLVED, the Town Comptroller is authorized to transfer \$52,000 from Hunterbrook Sewer Reserve Fund- Fund Balance to GD.8130.462 Maintenance & Repair Pump Station for the purpose of paying for pump station upgrade work.

Authorize Town Engineer to file a Grant Application under the New York State Water Quality Improvement Program, Round 16, Project Type: Municipal Separate Storm Sewer Systems (MS4) Mapping

WHEREAS:

The New York State Department of Environmental Conservation recently announced a new funding round for the Water Quality Improvement Program, Round 16, which allocates \$70 million to qualified applicants. Applications must be submitted by the project deadline of July 26, 2019.

1. The Town of Yorktown, through the Northern Westchester WQIP Consortium, will be submitting an application for Municipal Separate Storm Sewer Systems (MS4) Mapping. The Consortium is being planned to offer a coordinated and comprehensive approach to stormwater mapping within the municipalities of Northern Westchester County, and is anticipated to include the Towns of Bedford, Cortlandt, Lewisboro, New Castle, North Castle, North Salem, Somers, Yorktown and the Villages of Buchanan and Croton-on-Hudson.
2. The Town of Yorktown will act as the lead applicant for this grant application.
3. The proposed project, which meets all the eligibility requirements of the grant program, would fund the following tasks for participating Consortium municipalities:
 - Conduct basic mapping of infrastructure (NYSDEC terms this effort Basic Elements Map)
 - Identify stormwater management practices and priority areas and other features (Intermediate Elements Map)
 - Advanced development of stormwater mapping with attributes, flow direction and storm sewer boundaries (Advanced Elements Map).
4. The Consortium is applying for the maximum award amount of \$500,000; any grant proceeds will be divided based on the percentage of road miles in each individual community versus the total in the Consortium.
5. The grant requires a 25 percent community match, which can be satisfied with in-kind labor by the Town work force to field verify stormwater structures to be included in the mapping data set.
6. The goal of the application is to leverage individual resources at the town and village level to benefit and share resources across all of the participating municipalities. There are many environmental sensitive areas in our communities, including NYC watershed areas and other critical and impaired waterbodies. A grant award would enable us to create and refine comprehensive GIS mapping layers of the Northern Westchester drainage area and continue to meet NYSDEC regulatory requirements for stormwater reporting.

7. Program guidelines require the Town to pass a resolution authorizing participation in the grant application as one of the ten (10) participating municipalities of the Northern Westchester WQIP Consortium for MS4 Mapping.

NOW, THEREFORE BE IT RESOLVED, the Town Board authorizes the Town to participate in the Northern Westchester WQIP Consortium and submit a grant application under the New York State Water Quality Improvement Program, Round 16 for MS4 Mapping.

The Town Board authorizes the Town of Yorktown to act as the lead applicant for this grant application and the Town Supervisor shall act as the Authorized Representative for the application.

From the Finance Department

Budget Transfer for the purchase of a compact excavator and asphalt hot patcher dump trailer

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

From:	Highway –Salary	D5110.101	\$116,250.00
To:	Highway – Equipment	D5110.201	\$116,250.00

for the purchase of a compact excavator and an asphalt hot patcher dump trailer.

Authorize Town Comptroller to pay Keith DeVito cash value of unused time as of retirement date

Be It Resolved, that the Town Board hereby authorizes the Comptroller to pay Keith DeVito the cash value of unused time as of his retirement date:

Rate of Pay:	\$33.0830	
Sick	70.5 hours @ 50% = 35.25 hours	35.25 hours x \$33.0830 = \$1,166.18
Vacation	7.50 hours x \$33.0830 =	\$248.12
	Total	\$1,414.30

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

From:		
D5110.101	Highway Salary	\$1,414.30
To:		
D5110.108	Highway Lump Sum Payments	\$1,414.30

Authorize Budget Transfer for Rental of Light Towers

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

From:

A1990.499 General Fund – Contingency \$3,852.60

To:

A7110.416 Parks – Grounds Maintenance \$3,852.60

for the rental of light towers for the period April 26, 2019 to May 24, 2019.

From the Highway Department

Approve Extension of Bid for Pavement Markings

WHEREAS, invitation to bid for the Pavement Markings for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on April 27, 2017,

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

To Accent Stripe, Inc., 3275 N. Benzing Road, Orchard Park, NY

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

Advertise Rebid for Fine Milling of Bituminous Concrete with Operator/Ground Man, Trimmer, Skid Steer, Water Truck and Sweeping.

The Town of Yorktown (“Town”) is seeking bids from qualified vendors (“vendors”) interested in providing “Fine Milling of Bituminous Concrete with Operator/Ground Man, Trimmer, Skid Steer, Water Truck and Sweeping.”

All completed proposals must be received in the Office of the Town Clerk, 363 Underhill Avenue, Yorktown Heights, NY 10598, no later than 11:00 a.m. on July 1, 2019. If mailed, sealed proposals must be addressed in care of the Town Clerk at the above address and marked “Fine Milling of Bituminous Concrete with Operator/Ground Man, Trimmer, Skid Steer, Water Truck and Sweeping.”

Approve Extension of Bid for the 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, 2019 to June 21, 2020.

Authorize Comptroller to release Escrow Deposit for Street Opening Permit #019-007

Resolved, that the Escrow Deposit for Street Opening Permit #019-007 in the amount of \$1,000.00 for 3075 Farmwalk Road is released based on the recommendation of the Highway Superintendent.

Authorize Comptroller to release Escrow Deposit for Driveway Permit #DR1222

Resolved, that the Escrow Deposit for Driveway Permit #DR1222 in the amount of \$500.00 for 948 Fox Meadow Road is released based on the recommendation of the Highway Superintendent.

From the Historical Society

Waive fees for the Yorktown Historical Society to use room(s) at the Albert A. Capellini Community and Cultural Center for public presentations throughout the years 2019 and 2020

RESOLVED, that the Town Board hereby waives the fees for the Yorktown Historical Society for use of room(s) at the Yorktown Community and Cultural Center for public presentations that will be made throughout the years 2019 and 2020.

From the Town Attorney's Office

RESOLVED, that the Town Board authorizes the Town Supervisor to sign a revised Agreement with Westchester County Department of Senior Programs and Services for IIC-NSIP Nutrition Services Agreement.

From the Town Clerk's Office

Filing of New York Financial Statements and Supplementary Information for Year Ending December 31, 2018

NOTICE IS HEREBY GIVEN that the TOWN OF YORKTOWN, NEW YORK FINANCIAL STATEMENTS AND SUPPLEMENTARY INFORMATION FOR YEAR ENDING DECEMBER 31, 2018, WITH INDEPENDENT AUDITOR'S REPORTS has been filed in the Office of the Town Clerk, Town of Yorktown, 363 Underhill Avenue, Yorktown Heights, New York, where it is a public record, available for inspection during regular office hours by all interested parties.

From the Receiver of Taxes

Refunds of School Penalties (see attached account listing)

RESOLVED, the following refunds of school penalties are hereby authorized due to an Executive Order from the New York State Governor:

Account # 0030680 in the amount of \$633.38
Account # 0050500 in the amount of \$412.65
Account # 0438000 in the amount of \$199.84
Account # 0443000 in the amount of \$116.27
Account # 0451000 in the amount of \$229.83
Account # 0511500 in the amount of \$158.05
Account # 0546500 in the amount of \$363.02
Account # 0747500 in the amount of \$343.48
Account # 0900500 in the amount of \$251.51
Account # 1095000 in the amount of \$13.06
Account # 1377500 in the amount of \$462.42
Account # 1451005 in the amount of \$107.18
Account # 1507000 in the amount of \$367.33
Account # 1578000 in the amount of \$550.04
Account # 2049000 in the amount of \$490.00
Account # 2055000 in the amount of \$255.64
Account # 2475735 in the amount of \$611.85
Account # 2587000 in the amount of \$216.72
Account # 2835500 in the amount of \$276.79
Account # 3108500 in the amount of \$356.31
Account # 3446000 in the amount of \$373.34
Account # 3532000 in the amount of \$295.46
Account # 3621000 in the amount of \$474.59
Account # 3805500 in the amount of \$647.39
Account # 3973500 in the amount of \$516.94
Account # 4093000 in the amount of \$514.75
Account # 4111500 in the amount of \$9.74
Account # 4134500 in the amount of \$351.44
Account # 4179500 in the amount of \$342.92
Account # 4208520 in the amount of \$597.25
Account # 4474000 in the amount of \$295.46
Account #4647500 in the amount of \$312.50
Account # 4846610 in the amount of \$1,569.79
Account # 0373020 in the amount of \$702.54
Account # 1706000 in the amount of \$239.49
Account # 2158000 in the amount of \$85.82
Account # 2241269 in the amount of \$145.94
Account # 3358000 in the amount of \$497.47
Account # 3471000 in the amount of \$531.54
Account # 3562660 in the amount of \$570.48
Account # 3649500 in the amount of \$255.55
Account # 0210500 in the amount of \$306.92
Account # 1388500 in the amount of \$233.47
Account # 0563500 in the amount of \$265.13
Account # 1366000 in the amount of \$58.92
Account # 1544000 in the amount of \$386.97
Account # 1756796 in the amount of \$681.46
Account # 1768000 in the amount of \$213.85
Account # 2241309 in the amount of \$80.64
Account # 2481000 in the amount of \$416.61

Account # 3437000 in the amount of \$495.03
Account # 3982500 in the amount of \$216.43
Account # 4314545 in the amount of \$69.12
Account # 4524500 in the amount of \$160.70
Account # 4564500 in the amount of \$21.90
Account # 4572500 in the amount of \$227.71
Account # 4767500 in the amount of \$503.84
Account # 0996500 in the amount of \$266.08
Account # 3510000 in the amount of \$551.01
Account # 4895150 in the amount of \$1,361.30
Account # 4927000 in the amount of \$462.04
Account # 0361000 in the amount of \$193.26
Account # 0431000 in the amount of \$231.18
Account # 0541649 in the amount of \$177.59
Account # 1203000 in the amount of \$335.65
Account # 1721500 in the amount of \$268.69
Account # 2578500 in the amount of \$415.26
Account # 2683510 in the amount of \$573.31
Account # 2710500 in the amount of \$366.99
Account # 2841500 in the amount of \$242.58
Account # 3508000 in the amount of \$450.25
Account # 3926500 in the amount of \$278.43
Account # 4661000 in the amount of \$896.61
Account # 4759500 in the amount of \$646.36
Account # 4795500 in the amount of \$1,014.14
Account # 4939500 in the amount of \$2.73
Account # 3769000 in the amount of \$341.70
Account # 0541601 in the amount of \$167.15
Account # 1180000 in the amount of \$315.01
Account # 3792000 in the amount of \$182.53
Account # 0527500 in the amount of \$1,065.56
Account # 1999000 in the amount of \$355.33
Account # 2180368 in the amount of \$51.81
Account # 4057120 in the amount of \$988.12
Account # 4788000 in the amount of \$588.98
Account # 0542512 in the amount of \$161.92
Account # 2048500 in the amount of \$500.18
Account # 2509500 in the amount of \$339.21
Account # 3000100 in the amount of \$23.41
Account # 3001000 in the amount of \$117.31
Account # 4439566 in the amount of \$2,723.41
Account # 4452001 in the amount of \$385.76
Account # 4646000 in the amount of \$201.83
Account # 0370000 in the amount of \$52.23
Account # 0371000 in the amount of \$26.12
Account # 0574000 in the amount of \$29.21
Account # 0580000 in the amount of \$189.84
Account # 1421059 in the amount of \$11.99
Account # 4374000 in the amount of \$334.40
Account # 2635000 in the amount of \$334.40

Account # 2481500 in the amount of \$309.53
Account # 3014804 in the amount of \$338.30
Account # 3058000 in the amount of \$51.11
Account # 3191500 in the amount of \$647.39

Account # 2998003 in the amount of \$489.74

12. **ADJOURN MEETING**

Dated: June 11, 2019

DIANA L. QUAST
TOWN CLERK
TOWN OF YORKTOWN
CERTIFIED MUNICIPAL CLERK

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.