



Town of Yorktown

Office of the Town Clerk

FINAL TOWN BOARD AGENDA

October 22, 2019

Spadaccia Meeting Room

363 Underhill Avenue, Yorktown, NY 10598

6:30 PM EXECUTIVE SESSION (Closed Session)

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

INTERVIEWS

Branding RFP Interviews

LITIGATION & NEGOTIATION

Police Department

Town Attorney

8:00 PM WORK SESSION

DISCUSSION ITEMS

PAS Assessment Software Upgrade

Request for an Amended Special Use Permit – Getty Gas Station, 3700 Barger Street

Proposed Local Law - Special Use Permit for the purposes of large scale battery storage Facilities

Proposed Local Law - Temporary moratorium of the building of battery storage facilities

RESOLUTIONS

From the Town Attorney

Authorize the Supervisor to execute a Conservation Easement and Agreement

It Is Hereby Resolved, that the Town Board authorizes the Supervisor to execute the Conservation Easement and Agreement, and any other documents necessary to record the Easement, in regards to the Planning Board Resolution Number #18-15 Approving the Subdivision Plat Titled “Prestige Renovations and Remodeling and Sediment & Erosion Control Plan, dated September 17, 2018.”

From the Town Comptroller

Accept the following credits as change orders to Montesano Brothers Contract for the Granite Knolls Recreation and Sports Complex Project

Be It Resolved, that the Town Board hereby agrees to and accepts the following credits as change orders to Montesano Brothers contract for the Granite Knolls Recreation and Sports Complex Project:

6/1/19	#M45	\$11,536.14	Credit for Plantings
8/15/19	#M44	\$15,385.36	Credit for Outdoor Equipment
8/22/19	#M46	\$ 6,273.85	Credit for Pumps
		\$33,195.35	Total Credit to Contract

Authorize Comptroller to release retainage in the amount of \$34,319.57 to Montesano Brothers, Inc. as Granite Knolls Recreation and Sports Complex Project is complete

Whereas, Montesano Brothers, Inc., has completed the Town of Yorktown Granite Knolls Recreation and Sports Complex Project, and

Whereas, the Town has withheld \$164,462.65 as retainage, and

Whereas, the amount of retainage can be reduced to \$130,143.08, now

Therefore, Be It Resolved, that retainage in the amount of \$34,319.57 is hereby released to Montesano Brothers, Inc.

From Town Engineer

Authorize Supervisor to sign a Professional Services Agreement with Fred Cook, Jr., Inc. for Town-wide Program to Perform TV Inspection of Sewer Pipelines

Whereas,

1. The Town sewer infrastructure is approaching 50 years old in many locations and a program of regular inspections is needed to assess current pipeline conditions and to identify areas that will need rehabilitation or replacement in future years. In addition, as a public-owned treatment works with a SPDES permit, the Town has in place a Capacity, Management, Operation and Maintenance Plan (CMOM) that obligates us to regularly assess the sewer piping system and to prioritize short term and long-term repair/replacement projects.
2. The Town started the inspection program in 2017 along Hill and Lee Boulevards and continued in 2018 along Somerston Road and Sheila Court. Through these efforts, the Sewer Department has not encountered any sewage blockages or overflows in these areas. We plan to continue our inspection program along Crompond Road, Commerce Street, Underhill Avenue, Downing Drive, Veterans Road, Baldwin Road and Gilbert Street to address any deficiencies and have similar results.
3. The project will include the following scope of work: (1) perform up to 3,000 linear feet of light cleaning in sewer pipelines; (2) perform up to 3,000 linear feet of heavy cleaning in sewer pipelines; and (3) perform up to 6,000 linear feet of television video inspection. Also includes a report that summarizes the conditions found and any follow-up work that needs to be done.
4. Since the nature of pipeline cleaning will not be known until the actual work begins, i.e. whether light cleaning will be enough to clear debris and sediment for the camera to pass through (or if heavy cleaning and root cutting will be needed), the project was bid with unit prices.
5. The Town has been satisfied with the services provided by Fred Cook Inc. and the firm has agreed to hold their pricing for a new agreement. All terms and conditions of the original agreement will remain the same.

6. The prices bid by Fred Cook Inc. were as follows: (1) Light or heavy cleaning 1,000 linear feet @ \$1.00 per linear foot; (2) Heavy cleaning including root cutting 2,000 linear feet @ \$1.00 per linear foot; (3) 14-inch diameter piping and above: 2,000 linear feet @ \$1.50 per linear foot Video inspection, DVD and final report 6,000 linear feet @ \$1.25 per linear foot.
7. The Department will use available funds for the purchase, however we need the Comptroller to make the following 2019 budget transfer:
 - a. \$2,500 from YS8130.460 Maintenance Repair Plant to YS8130.459 Infiltration & Inflow Control

Now, Therefore Be It Resolved, that the Town Board authorizes the Town Comptroller to make the budget transfer as noted above and the Town Supervisor to sign a Professional Services Agreement with Fred Cook Inc., for the scope of work as described in preceding section in the not-to-exceed amount of \$13,500.

Authorize Release of Performance & Erosion Control Bond for RCB Subdivision – Check No. 1067

Whereas,

1. Rich Bartzick as owner and developer posted check #1067 in the amount of \$5,000 to serve as the Erosion Control Bond which was accepted at the Town Board meeting of October 4, 2011 for the RCB Development Subdivision located on Old Crompond Road, and
2. Rich Bartzick had chosen to construct the public facilities first and not pay the Performance Bond at that time and was required as per Town code to post a Maintenance Bond or equivalent security equal to 10% of the Performance Bond, and
3. Rich Bartzick posted Check #1093 in the amount of \$4,563.00 which was accepted at the Town Board meeting on June 24, 2014, to serve as the 10% of the Performance Bond, and
4. Rich Bartzick requested a Performance Bond reduction which was reduced at the Town Board meeting of August 5, 2014, (\$4,563.00 - \$2,028.00 = \$2,535, back to developer - \$2,028 remaining balance.
5. Rich Bartzick recently sold the subdivision and has requested his \$5,000 Erosion Control Bond and his remaining 10% of the Performance Bond in the amount of \$2,028 be released.

Now, Therefore Be It Resolved, that the above referenced monies totaling \$7,028 be released to Mr. Rich Bartzick, RCB Development, 1 Baltic Place #201, Croton-On-Hudson, NY 10520-1655.

Approve Informational Hearing dates and times in connection with the extension of sewer service in the Hallocks Mill Sewer District

Resolved, that Informational Hearings in connection with the extension of sewer service in the Hallocks Mill Sewer District will be held on Saturday, November 2, 2019 from 1:00 p.m. to 3:00 p.m. and Monday, November 18, 2019 from 6:00 p.m. to 8:00 p.m. Both meetings will be held at the Senior/Nutrition Rooms located in the lower level of the Albert A. Capellini Community and Cultural Center, 1974 Commerce Street, Yorktown Heights, NY 10598.

From the Central Garage Department

Authorize the sale of obsolete vehicle from the Central Garage Department

Whereas, the Central Garage Department has designated the following vehicle to be obsolete:

2000 Ford Suburban, VIN 1FMZU71X5YZC54158, 71,000 miles

Now, Therefore Be It Resolved, that the Town Board authorizes such vehicle to be placed on public online auction with Absolute Auctions & Realty, Inc., the Town's contracted auctioneer, and to be sold to the highest bidder.

EXECUTIVE SESSION (Closed Session)

A motion will be made to go into Executive Session to discuss the employment history of a particular person.

ADJOURN MEETING

Dated: October 22, 2019

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

AGENDAS ARE SUBJECT TO CHANGE

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