



Town of Yorktown

Office of the Town Clerk

FINAL TOWN BOARD AGENDA

November 26, 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):

LITIGATION & NEGOTIATION

Town Assessor

Section 8 Office

Town Attorney

8:00 PM WORK SESSION

DISCUSSION ITEMS

Status Update on Hallocks Mill Sewer District Extension, Phase 1- Sewer Petitions

Infiltration/Inflow Flow Study in the Peekskill Sanitary Sewer District

Pump Station Rehabilitation (4 stations): Crystal Lake, Hanover East, Mohansic & Salem

PERSONNEL

Appointments to Volunteer Boards

Reappoint Mark Connelly to the Advisory Board on Architecture & Community Appearance

Be It Resolved, that Mark Connelly is reappointed to the Advisory Board on Architecture & Community Appearance for a term expiring on March 31, 2021.

Reappoint William Primavera to the Advisory Board on Architecture & Community Appearance

Be It Resolved, that William Primavera is reappointed to the Advisory Board on Architecture & Community Appearance for a term expiring on March 31, 2021.

Reappoint David M. McConnell to the Advisory Board on Architecture & Community Appearance

Be It Resolved, that David M. McConnell is reappointed to the Advisory Board on Architecture & Community Appearance for a term expiring on March 31, 2021.

Reappoint Christopher Taormina to the Advisory Board on Architecture & Community Appearance

Be It Resolved, that Christopher Taormina is reappointed to the Advisory Board on

Architecture & Community Appearance for a term expiring on March 31, 2021.

Reappoint Geoffrey Wheeler to the Cable TV Committee

Be It Resolved, that Geoffrey Wheeler is reappointed to the Cable TV Committee with a term expiring on December 21, 2021.

Reappoint Ray Arnold to the Cable TV Committee

Be It Resolved, that Ray Arnold is reappointed to the Cable TV Committee with a term expiring on December 21, 2021.

Reappoint Ken Belfer to the Community Housing Board

Be It Resolved, that Ken Belfer is reappointed to the Community Housing Board with a term expiring on December 31, 2024.

Reappoint Maura Gregory to the Community Housing Board

Be It Resolved, that Maura Gregory is reappointed to the Community Housing Board with a term expiring on December 31, 2024.

Appoint Jude Smith to the Community Housing Board

Be It Resolved, that Jude Smith is appointed to the Community Housing Board with a term expiring on December 31, 2025.

Reappoint Dr. Edwin Pell to the Landmarks Preservation Commission

Be It Resolved, that Dr. Edwin Pell is reappointed to the Landmarks Preservation Commission for a term expiring on October 31, 2022.

Reappoint Bridget Krowe to the Landmarks Preservation Commission

Be It Resolved, that Bridget Krowe is reappointed to the Landmarks Preservation Commission for a term expiring on October 31, 2022.

Reappoint Marie T. Keller Naumann to the Landmarks Preservation Commission

Be It Resolved, that Marie T. Keller Naumann is reappointed to the Landmarks Preservation Commission for a term expiring on October 31, 2021.

Reappoint Christine Sisler to the Landmarks Preservation Commission

Be It Resolved, that Christine Sisler is reappointed to the Landmarks Preservation Commission for a term expiring on October 31, 2022.

Appoint Brendan Murphy to the Landmarks Preservation Commission

Be It Resolved, that Brendan Murphy is appointed to the Landmarks Preservation Commission for a term expiring on October 31, 2021.

Appoint Tom McLoughlin to the Landmarks Preservation Commission

Be It Further Resolved that Tom McLoughlin is appointed to the Landmarks Preservation Commission for a term expiring November 30, 2021.

Reappoint John Kincart to the Planning Board

Be It Resolved, that John Kincart is reappointed to the Planning Board for a term expiring on December 31, 2023.

Reappoint Dale Saltzman to the Tree Conservation Advisory Commission

Be It Resolved, that Dale Saltzman is reappointed to the Tree Conservation Advisory Commission for a term expiring on October 31, 2022.

Reappoint Gregory Bucci to the Zoning Board of Appeals

Be It Resolved, that Gregory Bucci is reappointed to the Zoning Board of Appeals for a term expiring on December 31, 2024.

RESOLUTIONS

From the Highway Department

Resolved, that the Town Board authorizes the release of the following escrow deposits:

<u>Permit type and Number</u>	<u>Amount</u>	<u>Location</u>	<u>Refund to:</u>
Driveway #1216	\$500.00	352 Homestead Rd	JAB Builders, Inc. 361 Route 6 Yorktown, NY 10598
Street Opening #017-019	\$1,000.00	352 Homestead Rd	Same as above

From the Town Attorney

Authorize Supervisor to sign a maintenance agreement with Business Electronics, Inc. for servicing the Yorktown Police Department Voice Recorder Equipment

Resolved, that the Town Supervisor is authorized to sign a maintenance agreement with Business Electronics, Inc. for servicing the Yorktown Police Department’s voice recorder equipment for the period December 15, 2019 through December 14, 2020. The annual contract amount is \$3,485.00.

Authorize Supervisor to execute any documents required to record a deed for a subdivision adopted by Planning Board Resolution Number #04-10, Approving the Final Subdivision Plats Titled Cat Hill at Hilltop Hanover aka Daystar Partners, dated May 10, 2004’

Whereas, in accordance with the Planning Board’s Land Development Regulations, Town of Yorktown Town Code Chapter 195, adopted February 13, 1969, and as last revised, a formal and complete application for approval of a final layout entitled “Proposed Subdivision for Cat Hill at Hilltop Hanover Farm,” Section 14.03 Parcel 5 Lot#, and last revived on January 5, 2004 was submitted to the Planning Board on January 14, 2004;

Whereas, the application was considered by the Planning Board and the Planning Board did approve the application and did pass Resolution Number #04-10 Approving the Final Subdivision Plats Titled Cat Hill at Hilltop Hanover aka Daystar Partners, dated May 10, 2004’;

Whereas, the Planning Board has reviewed the recreation needs created by the subject subdivision as well as the present and anticipated future needs of the surrounding area as analyzed and planned for in the Town's Recreation Plan adopted in 1978;

Whereas, based on the assessment of the recreation needs created by the subject subdivision and the recreation needs of the surrounding area reflected in the Town's Recreation Plan, the Planning Board found that the subject neighborhood requires for its present and future recreation needs; and

It Is Hereby Resolved that the Town Board accepts the aforementioned 12.39 acre parcel for the purposes of recreational use and designates the parcel to be open space and further authorizes the Supervisor to execute any documents required to record the deed for the aforementioned parcel.

From the Town Clerk

Authorize Town Clerk to advertise the Yorktown Housing Choice Voucher (HCV) Program and acceptance of pre-applications for housing assistance during the dates of January 8th, 2020 at 12:01 am through January 9th, 2020 at 11:59 pm

Notice is Hereby Given that the Town of Yorktown Housing Choice Voucher (HCV) Program announces the acceptance of pre-applications for housing assistance during the dates of January 8th, 2020 at 12:01 am through January 9th, 2020 at 11:59 pm, EST. The waiting list will close immediately following the aforementioned timeframe.

Applicants can apply at <https://www.waitlistcheck.com/NY1819> (link is external).

Applications will only be accepted online. The Town of Yorktown has no preferences; nor does it have a residency preference. Four hundred qualified applicants will be placed on the list by random lottery.

The Housing Choice Voucher Program assistance covers the rent portion that exceeds approximately 30% of an eligible family's monthly income. Any and all income-eligible households may submit a pre-application. Acceptance and/or assistance are based on income verification, eligibility requirements, and preference factors. Maximum income levels, based on family size are as follows:

Family Size	Income Limits:
1	\$42,150
2	\$48,150
3	\$54,150
4	\$60,150
5	\$65,000
6	\$69,800
7	\$74,600
8	\$79,400

Reasonable Accommodation:

If you are a person with a disability and require a reasonable accommodation in order to submit an application, please contact the Section 8 office in writing, postmarked no later than January 4, 2020.

Authorize the Town Clerk to Advertise a Public Hearing for Special Use Permit – 3700 Barger Street

Resolved, the Town Clerk is authorized to advertise that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York on December 17, 2019 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, NY at 7:30 pm o'clock or as soon thereafter can be heard to consider the application filed by Danny Porco, NY Fuel Distributors, LLC for a Special Use Permit for a gas station located at 3700 Barger Street, Yorktown, NY, also known as Section 16.07, Parcel 1, Lot 43. The request is to demolish the existing Getty Automotive Service Station and replace it with a new gas station and convenience store with a 2,200 square foot canopy and associated appurtenances.

Authorize the Town Clerk to Advertise an Amendment to Chapter 300 by Adding a new Article VII, Section 300-81.5 “Battery Energy Storage Systems”

Resolved, the Town Clerk is authorized to advertise that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York on Tuesday, December 17, 2019 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider amending Chapter 300 of the Code of the Town of Yorktown entitled “Zoning” by adding a new Article VII, Section 300-81.5 “Battery Energy Storage Systems.”

Authorize the Town Clerk to Advertise a Proposed Local Law known as the “Moratorium and Prohibition of Large Scale Battery Energy Storage Systems Installations within the Town of Yorktown.”

Resolved, the Town Clerk is authorized to advertise that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York on Tuesday, December 17, 2019 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider a proposed local law known as the “Moratorium and Prohibition of Large Scale Battery Energy Storage Systems Installations within the Town of Yorktown.”

Authorize the Town Clerk to Advertise Police Department Motorcycles Trade In and Purchase

Resolved, the Town Clerk is hereby authorized to advertise a bid for the Yorktown Police Department Motorcycles Trade In and Purchase.

From Town Engineer

Request to Advertise Bid for the Bridge NY Projects – Hill Blvd Bridge Replacement & Veterans Road Culvert Replacement

WHEREAS:

1. The Town was awarded 100 percent funding (\$820,000) for the Culvert Replacement at Veterans Road over Hallocks Mill Brook as part of the 2016 Bridge NY program.
2. The Town was awarded 95 percent funding for the Bridge Replacement Hill

Boulevard over Tributary to Barger Brook (\$2,600,000 project cost; award amount \$2,470,000) as part of the 2016 Bridge NY program.

3. The engineering company working for the Town on this project, WSP USA Inc, has completed the engineering design and preparation of the contract drawings and specifications for both projects. All right-of way acquisitions have been completed and all approvals from the NYSDOT have been obtained.
4. The Town will be bidding both work locations in a single project bid.

RESOLVED, that the Town Clerk is authorized to advertise bids for the Bridge NY projects, which includes the Veterans Road Culvert Replacement & the Hill Boulevard Bridge Replacement.

Authorize Comptroller to refund application fee for Wetland Permit #T-WP-044-18 - to Paul Dinome – Sunset Street

WHEREAS:

1. Paul Dinome as applicant, posted check #137 in the amount of \$3,600 to serve as an application fee for a Wetland Permit, which was deposited to the A2116 account on August 11, 2018 for work to be performed at the Sunset Street residence.
2. The application fee of \$3,600 (double the normal application fee of \$1,800) was due to issuance of a Notice of Violation and covered restoration and re-planting of a wetland buffer area and conservation easement that was disturbed by the Applicant.
3. In a subsequent hearing in Town Court, it was determined that the work was not required due to ambiguities in the Town Code. As per the Code Enforcement Officer, no further work is required at this time.
2. The Town Engineer has reviewed the above and recommends that the \$3,600 application fee be released since no work will be performed.

NOW, THEREFORE BE IT RESOLVED, that the above referenced fee be released to Mr. Paul Dinome, 975 Sunset Street, Yorktown Heights, NY 10598.

ADJOURN MEETING

Dated: November 26, 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.