

Meeting of the Town Board, Town of Yorktown held on Tuesday, September 10, 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 Councilwoman Roker, seconded by Councilman Diana, the Town Board moved into Executive Session to discuss personnel issues, litigation, and negotiations. Upon motion made by Councilwoman Roker, seconded by Councilman Diana, the Town Board moved out of Executive Session and proceeded with the meeting.

Supervisor Gilbert said that a little over a week ago at a local business a sprinkler went off without sounding an alarm. Upon further investigation by the Building Department, and within 24 hours, the Town Board (at his recommendation) agreed that the Town needed to supplement their resources to conduct fire inspections of businesses, private schools, and other places of public assembly and multi-dwellings. Part-time inspectors have been hired to assist in the endeavor. The Building Department is reviewing their records to confirm the status of fire inspections. It appears that there are establishments that are overdue for inspections. It is also apparent that this is a condition that dates back for some time over several fire administrations. Supervisor Gilbert said he is committed for public safety purposes to expeditiously rectify this situation. It should be noted that many of these locations are also subject to State inspections. Supervisor Gilbert stated that he would keep the public apprised of the progress they make in addressing this very important issue.

Supervisor Gilbert also gave an update on the Food Emporium and K-Mart property. He said he was officially notified last week that K-Mart will be closing in November. He also said he has been in discussion with the management agent for those two properties since assuming office last year. The management believes that the closing of K-Mart could provide opportunities to bring in a better class of tenants; however he has to wait to see whether the K-Mart lease will be surrendered because it is all subject to the bankruptcy proceedings.

As he stated last week, Supervisor Gilbert said there were issues this summer with swastikas in one of the Town's parks. He wanted to make it clear that this does not reflect the character of our residents and our Town will not tolerate bigotry of any kind.

Supervisor Gilbert said he received notice by the Lakeland School District that Putnam County has acknowledged that they made an error in the calculations of the taxable value of properties in Putnam County located in the Lakeland School District. He said they are in the process of determining the impact on Lakeland taxpayers residing in the Town of Yorktown. Supervisor Gilbert said they anticipate that there will be no increase in the Lakeland School District tax for Yorktown residents. They are awaiting further information from the Putnam County Commissioner of Finance.

Supervisor Gilbert reminded all that tomorrow evening at 5:30 there will be 9-11 Memorial Service at the Shrub Oak Pavilion next to the John C. Hart Memorial Library. The Town of Yorktown lost five of its neighbors that day and many lost friends and relatives in that tragic event. Supervisor Gilbert said the Town of Yorktown promises never to forget and this is our way of honoring that commitment.

HIGHWAY PROJECTS AND STATUS REPORT AND CAPITAL PLANNING

Town Engineer Michael Quinn gave a slide presentation of the status of current projects and those he and Highway Superintendent David Paganelli would like to schedule for the future.

Capital Projects in Progress:

1. Hill Boulevard Bridge Replacement – the Town of Yorktown owns a bridge at the location that was inspected and found to be in need of repair. The Town received \$2.6 million towards repair from New York State. WSP was contracted to do a redesign of the bridge and a bypass will be done for the stream via a bypass system using a precast structure. There will be a full road closure. Everything has been finalized, payment was made, and the he is submitting final documents to the Department of Transportation for their approval to go to bid. He will then come to the Town Board to advertise for the bid. The costs are 95% covered up the ceiling of \$2.6 million. The bid should be finalized by the end of the year and there is a 12-month construction finalization. According to Mr. Quinn, construction should most likely take place in spring 2020. Mr. Paganelli said the costs are reimbursable as you go along.
2. Veterans Road Culvert Replacement – this project is under design right now. This will be 100% funded up to \$820,000 by the Department of Transportation. Mr. Quinn said they are following the same track as the Hill Boulevard project. They are putting both of these projects together because he feels they may get better pricing if they get one contractor to do both jobs. All of the documents are in order and they are going to the NYS Department of Transportation for their final approval.

Councilman Diana asked Mr. Quinn if he would explain for the public the difference between a bridge and a culvert. NYS defines a bridge if the span is more than 18 feet across, less than 18 feet is a culvert. Essentially, they are either stream or waterway crossings.

Councilwoman Roker asked how many of our bridges and culverts are in the same condition. Mr. Paganelli said there are ten on their list; they are presenting six tonight. Mr. Quinn said that when grant funding comes out, they could submit 5 bridge projects and 2 culvert projects. Mr. Quinn said in order to put the Town in the best possible position when the funding comes out, it is better to have “shovel ready projects,” i.e., engineering evaluations have been done, options explored, etc.

Councilman Patel asked if precast structures (as in the Hill Boulevard project) would be cheaper and Mr. Quinn said sometimes, if it is the right option. Mr. Paganelli said that it is not always that simple.

Mr. Quinn then presented the anticipated schedule of current projects.

1. Mohegan Avenue Retaining Wall Replacement – this is a 12-foot high wall along Lake Mohegan running 600 feet. The project is to build a concrete stone wall in front of the existing metal wall, fill in the gap between the two walls, and widen the road. Mr. Quinn said he is concerned about a delay in the material and fabrication delivery, which will be a problem since paving will be out of season by that time. The contractor has asked for a substitution of material that needs to be reviewed. The contractor wants to use hollow block filled with drainage stones to fill in the gap between the stone walls. Mr. Quinn said they are interested in reviewing this and the Town has been offered a credit for the change. Mr. Quinn said they have to review this idea to see if is in the Town’s best interest.

Councilwoman Roker said that when a bidder wants to use a substitution, it changes the bid. What did the contractor submit a bid for – what he wanted or what the Town wanted? She is concerned because the Town Board told the residents this would be done before school started.

Highway Superintendent Dave Paganelli said weather is going to be a major factor on this project. Supervisor Gilbert asked him if the Town has done enough mitigation at the location to keep the schoolchildren and residents safe and was told yes. Supervisor Gilbert said he is concerned that the onus be placed on the contractor. He does not want to see the contract supply an engineer; the Town will need an independent engineer and the contractor should pay for the analysis. Councilwoman Roker said she would like the Town Attorney to look into this. Mr. Paganelli said these blocks (whichever type is used) need to be

manufactured first. Town Attorney Richard Abbate said a contractor is permitted to make a substitution of material. Mr. Quinn said the Town is owed what they asked for and there is a performance bond on the entire project. Mr. Paganelli said part of the reason for the substitution was as a result of the borings. Town Attorney Richard Abbate said that generally speaking a contractor could make a substitution at any time; he does not have to do it at the opening of the bid. Sometimes as a project moves along, materials are not available and they can do equivalent or better.

Mr. Quinn presented potential projects:

1. Strang Boulevard Gabion Wall Repair/Replacement – currently there are stone baskets that form a wall that holds the earth and Strang Boulevard above them. Holes have developed resulting in the shifting of the stone up to 15 inches in places (per a WSP report). Two options exist: to remove the wall and replace it or use a process called soil nailing, which is an in-place repair that could last up to 25 years. Both options will need to be researched. Supervisor Gilbert said it was suggested that the shifting may have been caused by heavy equipment over this bridge leading to Legacy Field during Enbridge's installation of the gas line. He said this has been an ongoing issue, which precedes Enbridge activity - although the situation may have been exacerbated by their heavy equipment. Mr. Quinn said that we are at the end of the expected lifespan of this type of structure. Councilwoman Roker asked how soil nailing would work and Mr. Quinn said rods would be drilled into the stone into the ground to stabilize the stone with a plate erected to keep the rods and stone in place. Mr. Paganelli said these walls are designed to allow water through and are supposed to be backed up with rock, trap rock, etc. Unfortunately, over time they were backed up with dirt that erodes and pushes the wall out. As a temporary fix, he is going to excavate about 70 behind the worst area of the wall and fill it with stone to try to pull it back a bit in order to get more mileage out of the existing wall. Mr. Quinn thinks the Town should meet with WSP to see if they are good with this approach.
2. Highbrook Road Culvert Relining or Replacement – part of the wall was damaged in a car accident, is leaning, and needs to be stabilized. There is also a corrugated metal pipe that has worn away. This is a 50-foot long culvert, and Mr. Quinn said there are a lot of utilities in this location. They have explored a relining option and this seems to be a good option instead of a replacement. The damaged wall needs some more research regarding property lines because the Town does not have the right to go in and do what they want. He said he will meet with the Town Attorney to see how to engage the property owners in a public works project such as this and to get a construction access permit in place. Mr. Paganelli said the pipe would need to be repaired before the wall.
3. Ridge Street Culvert Replacement – the wall collapsed a few months ago. Dave Paganelli put a plat down and a temporary guard up in order to safeguard the area. This culvert is also a candidate for a relining. Councilwoman Roker asked how old the culvert is and Mr. Quinn said they were not able to find any plans on this location.
4. Greenwood Street Culvert Replacement – this is also a candidate for a relining. This location received a red flag from DOT in 2017. They came back and renewed the red flag this summer. The red flag requires the Town to do regular monitoring of these locations, which the Town hired WSP to do. It has not been getting worse but needs to be addressed.
- 5A. Old Kitchawan Road Culvert Replacement
- 5B. Old Crompond Road Culvert Rehabilitation - Mr. Quinn said the Town hired WSP a few years ago to do the evaluation. This was our number one project in 2018; however, the Town did not get any Bridge NY funding in 2018 probably because we had money that we had not yet spent.

Mr. Quinn then showed a slide explaining how he derived the estimated construction costs for each of the projects. He said the estimated costs are significant dollars but not all of the projects have to be funded. He suggests that in order to start a project, they should look at engaging the engineers, perform surveys, do some of the fieldwork, and look at alternatives in order to get a project off the ground.

Supervisor Gilbert asked him how he came up with the numbers. Mr. Quinn said that for many of these projects, they had already budgeted numbers and then provided for inflation since that time. Strang Boulevard project was compared to another project to help derive the cost. He pointed out that none of the costs associated with Engineering expenses (not including Legal, ROW, other) have been spent.

Dave Paganelli said he and Mr. Quinn felt they would have been remiss in not bringing this to the Board, particularly if any one of these bridges and/or culverts fails.

REQUEST MADE BY WESTCHESTER COUNTY DEPARTMENT OF ENVIRONMENTAL FACILITIES TO JOIN TOWN SEWER DISTRICT

The Westchester County Department of Environmental Facilities has made a request to join the Hunterbrook Sewer District. They own a parcel off Route 202 where they have a maintenance garage. Currently there is a bathroom and floor drains in the building, which is served by a septic system they own. The septic system is in poor condition and needs to be replaced or rehabbed at significant cost. The County has approached the Town to see if it is feasible to connect to the Town sewer that connects to Route 202. The parcel is not currently in the sewer district and would have to petition the Board to be added to the Hunterbrook Sewer District and the County would be responsible for paying the sewer taxes. Mr. Quinn said he worked with Sole Assessor Kim Adams Penner and the taxes would be about \$12,000 per year. Since this is a County facility, they do not have to pay taxes; however, the County said they would pay if an intermunicipal agreement was done. The wastewater contribution from this property is estimated to be about 400 gallons per day (essentially a house's amount). Mr. Quinn said he does not see why this could not be done.

Supervisor Gilbert asked if this could help us out with the flow issues in this area. Would this amount be helpful to an upgrade of the pump station? Mr. Quinn said yes, if the Town has to do an upgrade then we would have to go back to the parcels in the district and raise the funds. He also said the agreement includes if there are rate increases, the County will also pay the increase. This is a large piece of property with very little use that would be a benefit to the Town.

Councilwoman Roker said one concern is if the County would choose to sell the property. If they decide to do that, she would want them to come back to us first. Town Attorney Richard Abbate stated that the way the IMA is written is if they decide to sell the property, they can terminate the agreement. Mr. Quinn said if they ever change the use would allow us to revisit the IMA. Mr. Paganelli said that is his concern – if the change of use changes and all of a sudden the Town starts getting a lot of gray water into the sewer system, that would go against our capability to sewer additional homes in the area.

Councilman Patel asked how many acres does the County have and Mr. Quinn said there is a lot of wetland area there and unusable land; he thought it might be about 16 acres. He said it is essentially a warehouse/storage building located on the property.

Councilwoman Roker said that once the County petitions us, the Town has to petition the County Board of Legislators. Mr. Quinn said he feels that the County is pretty much set up on their end. Councilwoman Roker said this must be verified. She said it goes to the Board of Legislators first and then is referred to Environmental Facilities.

Mr. Quinn said if the Board is comfortable with this, he feels the next step would be to schedule a public hearing. He included a draft petition for the Town Attorney's review. Councilwoman Roker asked Mr. Quinn to make sure this goes through Environmental Facilities. Supervisor Gilbert said he would like to move forward on this.

STORMWATER PERMIT APPLICATION - CRONIN - 1690 AMAZON ROAD

Mr. Quinn said this is a Town Board issue because of the amount of soil disturbance (over 200 cubic yards). It is an undeveloped lot on which the applicant proposes to build a new house. This has been referred out and reviewed by several boards. Mr. Quinn said he received a call from Planning Director John Tegeder who had some concerns. There is a second lot above this lot and according to some of the documents that were submitted; it showed a driveway running through Mr. Cronin's lot to access the second lot. The concern is how the second lot can be developed without driveway access, utility easements, etc. Also, when you develop two lots there is a trigger for when you disturb more than 1 acre of land, the state requirements kick in – you have to do more measures for stormwater quality and stormwater detention on the site. When considering both of these lots together, which seems like the original intention, there may be more requirements on this application. Originally, Mr. Quinn said he did not object to this application. However, given the information he received today, he does object at this time because they have to figure out if they are going to need underground stormwater detention on this property, plus figuring out the driveway and utility easement issue.

Councilwoman Roker asked Mr. Cronin if his original application was for only 1690 Amazon Road and he replied yes. He said he is not doing anything with the second lot. Planning Director John Tegeder said Mr. Cronin owns both lots and there is no access to the second lot from any improved road and there is not likely to be because it fronts on what is essentially parkland. Back when the plat was produced (1924), it was probably anticipated that the parkland could have some access roads that would go to some of these lots. Last night at the Planning Board meeting, they had a discussion about preserving the access. The concern is that if the lot is sold without a proper access easement, then it can end up becoming abandoned because it cannot be developed. The end result could be the Town having to take ownership of it. Upon further review, Mr. Tegeder said there was a driveway laid out at one time, although it is not part of Mr. Cronin's application at this time. He said it was important for the Town Board to understand that there is an adequate access easement and an adequate utility easement, and that if and when the driveway is constructed, then you are able to build stormwater infrastructure properly in the proper place. Currently on the plan it is shown on this lot, Lot 28, for some of the drainage that would be coming off the extended driveway that accesses Lot 25. Mr. Quinn stated to should be looked at for cumulative effects to make sure that you are getting the right "bang for the buck" in terms of what the stormwater infrastructure should be.

Mr. Cronin said he has no plans for the second lot. Supervisor Gilbert suggested that a conservation easement considered so that the second lot could never be developed. He said that shared driveway situations do not always work out between neighbors. Mr. Cronin said last night at the Planning Board meeting this was mentioned and that is why he was considering doing a 30-foot wide easement so that each lot could have a 15-foot wide driveway. Supervisor Gilbert said then the question of maintenance comes up.

Councilwoman Roker said that to the Town Board, this is essentially one lot. Supervisor Gilbert said this is true because without that easement there is no potential development of that lot; there is no frontage to the second lot.

Mr. Quinn said this might be the only opportunity the Town has to fix this situation so there are no issues with a future applicant coming back to the Board saying they do not want to share their driveway or cannot build on the lot because they do not have a driveway.

Councilwoman Roker told Mr. Cronin there are many legal issues with this property that they cannot effectively deal with the stormwater issue. Mr. Cronin said the front lot is owned by a corporation and the second lot is the one he owns. He feels that putting all of this in for a potential lot that may not happen seems like a lot of work and expense. Mr. Quinn said we have to look at this lot as though the second lot will be developed.

Town Attorney Richard Abbate asked Mr. Quinn if the second lot was going to be developed, would that change the stormwater infrastructure of lot one and was told yes. Mr. Quinn said that right now when you develop a half-acre lot, you do not hit the NYS triggers. A half-acre lot is not required to put in the underground storage, so all of Mr. Cronin's stormwater will flow off the driveway, leaders and gutters will discharge at grade. When you look at the entire area, you are looking at a one-acre disturbance and you are now looking at certain requirements to retain some water on the site before it discharges onto other properties.

Councilwoman Roker said Mr. Cronin should understand why they are now looking at his application as one acre, rather than half acre. Mr. Quinn said the documents Mr. Cronin submitted show the two lots as one project. Councilman Lachterman suggested that if Mr. Cronin's project is for only one lot, could he not remove the second lot from the plans. The Board could then approve the project as a half-acre lot with easements and if someone wants to purchase the other lot, the new owner would have the responsibility to install stormwater and driveway measures. The Town Attorney said putting an easement there shows the intention of development at some point. Councilman Lachterman said he felt this was an undue burden on the current applicant. The Board then discussed different scenarios of how Mr. Cronin could proceed with his application. Planning Director John Tegeder said if this were under the Planning Board, they would want to see the future plans for the second lot. The current plans could not happen. The practical problem to solve is to create the easement to understand what stormwater impacts the driveway will have on this lot and whether or not you can handle it within that easement. There are other thresholds you may need to be concerned with and a concept plan may solve that.

Councilwoman Roker said in order to look at the actual stormwater impacts on the lot Mr. Cronin wants to build on now, you must look at the other lot as well. Mr. Quinn said this is correct and may amount to a non-issue once a concept plan is reviewed. Mr. Cronin received the direction for him and Mr. Quinn to discuss the concept for the second lot, agree on what type of easement, discuss the stormwater issue, and then come back to the Board during a work session.

Ken Belfer, Lake Mohegan Association President, said there is a driveway right now that is shared by a number of houses that this lot does not have an easement to use. If there was an easement, then this existing driveway could be used.

REQUEST TO AMEND SPECIAL USE PERMIT – 7-ELEVEN SUNOCO LOCATED AT 3640 LEE ROAD

Nancy Forrest – GNS Group, representing the applicant (7-Eleven & Sunoco), returned before the Board to review the most recent sign design that was discussed last month. She said she understood the Board was okay with the height and location of the sign because of the landscaping that cannot be removed in one direction and was needed for visibility. They discussed putting a stone base with a cap on the top to “eat up” some of the pole. This sign will go slightly further back behind where the current sign is. Planning Director John Tegeder was asked to comment. Mr. Tegeder said a monument sign is usually much lower and was told the landscaping could not be removed because it is New York State property. Supervisor Gilbert and Councilwoman Roker asked for a letter from New York State saying the landscaping cannot be removed. Ms. Forrest said the sign is currently one foot lower and half the square footage of the previous design. Councilwoman Roker asked if the applicant made the suggested changes by ABACA and Ms. Forrest said yes. Mr. Tegeder said that many gas stations have gone with the suggestion of the monument sign because they are more visually appealing, but understands there are certain situations that may not conform to the Planning Board’s suggestions. Supervisor Gilbert asked about raising the level of the stonework, and Ms. Forrest said that is not as visually appealing – the open space minimizes the size. She said that this was based on the Sign Ordinance that allows for a 16-foot sign. Councilwoman Roker again asked for a letter from the NYS DOT and Ms. Forrest said she would do her best, as they are not quick to respond.

This special use application has a public hearing set for Tuesday, September 17, 2019.

IMAGINE VR STUDIO AT THE JEFFERSON VALLEY MALL – SITE PLAN CHANGE

Mr. Peter Petrov, owner of Imagine VR Studio, came before the Board to show the renderings of the change he would like to make, which is a façade change to the mall providing an entrance to his business. He plans on staying open after mall hours two nights a week (Fridays & Saturdays from 9:00 p.m. to 12:00 a.m.), which would require a rear entrance. He is looking to install a glass storefront. Supervisor Gilbert asked Planning Director John Tegeder his thoughts on the application. Mr. Tegeder said, at first glance, he does not see much an impact. A discussion took place regarding sign placement. Ms. Roker said one of the referrals should be to the Jefferson Valley Mall to make sure they do not have any issues with this change. Mr. Petrov said the mall was fine with the site plan change. Ms. Roker said the mall would still need to be part of the referral

REFERRAL OF SITE PLAN CHANGE FOR IMAGINE VR STUDIO AT THE JEFFERSON VALLEY MALL RESOLUTION #341

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

Resolved, the Town Clerk is authorized to refer the Site Plan Change for Imagine VR Studio at the Jefferson Valley Mall to the appropriate agencies.

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

A public hearing was for this application was set for Tuesday, October 15, 2019.

Councilman Lachterman read a statement regarding an ethics complaint he filed with the Ethics Board in October 2015 against another elected official regarding a breach of public trust. The Ethics Board investigated the information that took 17 months before returning a finding.

He stated that the decision was received by the Town Clerk's office on March 15, 2019. The Town Clerk said that her office does not receive findings by the Ethics Board. Town Attorney Richard Abbate cautioned Councilman Lachterman not to speak of issues that occurred in closed session. Councilman Lachterman said he would not mention anything from a closed session. Councilman Lachterman said he has repeatedly asked for the results to be discussed and the recommendations of the Ethics Board to be followed. He acknowledged that the findings were discussed by the Town Board in closed session; however, he is not able to attend these sessions since he was the person bringing the complaint. Councilman Lachterman wants to see this item on an upcoming agenda to be discussed in open session. Supervisor Gilbert said that the Town Attorney has reviewed Open Government Law and there are rules and guidance that are being followed in this case. Supervisor Gilbert said if you look at the Town Law there is a reason why there is an Ethics recommendation and then it comes before the Board. Part of the reason is because the Board has options of what they can do: accept their findings, reject their findings, or accept their findings in part. The Board can make a determination on what ultimately they wish to do. The Ethics Board does not control what the Board determines; they can give a recommendation. He said there may be reasons under law why this has not been made public and Councilman Lachterman should confer with the Town Attorney.

Councilwoman Roker said that the findings did come in and were discussed. She said that, granted it took a while before the Board settled on what they did; it is her understanding their decision of what to do was not something that could be discussed before the public. She said she did not want anyone believing that the Board is covering up anything. She said a course of action was decided upon and was taken. Councilman Lachterman disagreed. Councilman Diana said that the course of action was supposed to be taken at that time and cannot be discussed because it occurred in closed session. Councilman Lachterman said nothing was brought to the public. Town Attorney Richard Abbate said it was a personnel issue that can only be discussed in closed session and not in public.

Supervisor Gilbert said that he has had discussions with counsel about this and he believes he is taking the appropriate action.

WAIVER OF FEE REQUIREMENT FOR USE OF THE ALBERT A. CAPELLINI
COMMUNITY AND CULTURAL CENTER
RESOLUTION #342

Upon motion made by Councilman Lachterman, seconded Councilwoman Roker,

RESOLVED, that the Town Board waives the rental fee for the New York Blood Center use of the gymnasium at the Albert A. Capellini Community and Cultural Center for the purpose of blood donations from the public on October 13, 2019. Any additional costs for Town employees to be available during this Blood drive will be paid directly by the Yorktown Chamber of Commerce.

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

AUTHORIZE SUPERVISOR TO SIGN A PROFESSIONAL SERVICES AGREEMENT WITH
CHARLES MANGANARO CONSULTING ENGINEERS FOR THE MOHEGAN AVENUE
RETAINING WALL REPLACEMENT PROJECT
RESOLUTION #343

Upon motion made by Councilman Lachterman, seconded Councilwoman Roker,

WHEREAS:

1. Contractor bids for the Mohegan Avenue Retaining Wall Replacement Project were opened on 4/8/19 and the Town Board awarded the contract to the low bidder, Remus Industries LLC/Laura Li Industries LLC.
2. The Town Engineer and Highway Superintendent are requesting the services of the design engineering firm (Charles A. Manganaro Consulting Engineers, P.C.) to assist with professional engineering services during the construction phase. This firm is the engineer of record and we wish to keep the full design responsibility with one firm.

3. The scope of work for this project includes the replacement of approximately 600 linear feet of wall with modular precast blocks, associated tree removal, erosion and sediment controls, traffic control along with new asphalt overlay through the work area.
4. The proposal for services to be provided by Charles A. Manganaro Consulting Engineers will be on an hourly rate basis, in a not-to-exceed amount of \$25,000. The firm will be using the same hourly rate schedule that was utilized for the engineering design portion of work.
5. These costs will be assigned to Capital Project Code HC.5110.200 Road Improvements/ Construction and will require a transfer from the General Fund- Fund Balance in the amount of \$25,000.

NOW, THEREFORE BE IT RESOLVED, the Town Board authorizes the Town Supervisor to sign a Professional Services Agreement in the amount of \$25,000 with Charles A. Manganaro Consulting Engineers, P.C. for engineering services during construction of the Mohegan Avenue Retaining Wall Replacement Project. The Town Comptroller is authorized to transfer \$10,000 from General Fund- Fund Balance into Capital Project Code HC.5110.200 Road Improvements/ Construction.

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

REQUEST TO ADVERTISE BID FOR CATSKILL WATER SUPPLY DRINKING WATER
FLUORIDATION SUPPLY CONTRACT #19-2
RESOLUTION #344

Upon motion made by Councilman Lachterman, seconded Councilwoman Roker,

Resolved, that the Town Clerk is hereby authorized to advertise a bid for Catskill Water Supply Drinking Water Fluoridation Supply – Bid #19-2.

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

AUTHORIZE TOWN ENGINEER TO ATTEND A CONFERENCE IN SYRACUSE, NY ON
NOVEMBER 19, 2019
RESOLUTION #345

Upon motion made by Councilman Lachterman, seconded Councilwoman Roker,

WHEREAS:

1. The Town Engineer wishes to attend a technical conference entitled “Changes to Stormwater Regulations and Innovative Ways to Comply” to be held on November 19, 2019 in Syracuse, NY.
2. Sufficient funds exist in the Engineering Training budget to cover the cost of expenses, including lodging and conference registration.

NOW, THEREFORE BE IT RESOLVED, that Michael Quinn has permission to attend a conference entitled “Changes to Stormwater Regulations and Innovative Ways to Comply” to be held on November 19, 2019 in Syracuse, NY.

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

A brief discussion ensued regarding the specifications requested in the Request for Proposals for the purchase and installation of cameras in town facilities.

AWARD REQUEST FOR PROPOSALS FOR THE PURCHASE AND INSTALLATION OF
CAMERAS IN TOWN FACILITIES INCLUDING BOTH AQUATIC FACILITIES, LEGACY
PARK AND GRANITE KNOLLS RECREATION AND SPORTS COMPLEX
RESOLUTION #346

Upon motion made by Councilman Lachterman, seconded Councilwoman Roker,

WHEREAS, an invitation to submit a Request for Proposals (RFP's) for the purchase and installation of cameras at town facilities including both Aquatic Facilities, Legacy Park and Granite Knolls Recreation and Sports Complex, was duly advertised, and

WHEREAS, said Request for Proposals were received and opened on April 1, 2019, and duly vetted by the Parks and Recreation Commission and Department, with the proposal amounts for the above-referenced project summarized as follows:

Malor and Company, Inc.	\$ 30,000.00
Signal Intelligence Corp.	\$ 48,728.00
Bluedragon Connections	\$ 56,022.00
Doyle Security Systems, Inc.	\$ 63,109.00
Secure It Securities Corp.	\$132,877.56
Comprehensive Computers, Inc.	\$135,797.00
Linstar, Inc.	\$215,883.36

RESOLVED, that upon the recommendation of the Parks and Recreation Commission and Department, the bid for the purchase and installation of cameras at town facilities including both Aquatic Facilities, Legacy Park, and Granite Knolls Recreation and Sports Complex be and is hereby awarded to Signal Intelligence Corp., 62 Mohegan Road, Larchmont, NY 10538, the lowest, responsive bidder.

Be It Further Resolved, that the Comptroller is hereby authorized to transfer \$48,728.00 from the General Fund – Fund Balance to A7110.201 Parks Equipment.

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

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER
WATER DEPARTMENT
RESOLUTION #347

Upon motion made by Councilman Lachterman, seconded Councilwoman Roker,

BE IT RESOLVED, that the Town Comptroller is hereby authorized to make the following budget transfer:

Transfer \$15,000 from the Water Department Administrative Salaries line (SW.8310.0101) to the Water Department Repair of Roads line (SW.8340.0461) to cover the estimated paving cost from Intercounty Paving Co. in connection with the Route 35 water main break.

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

APPOINTMENT OF LUCIA KATHERINE DOMINGUEZ AS CHAUFFEUR – NUTRITION/
SENIOR SERVICES DEPARTMENT
RESOLUTION #348

Upon motion made by Councilman Lachterman, seconded Councilwoman Roker,

Be It Resolved, that Lucia Katherine Dominguez of Ossining, NY, is hereby appointed Chauffeur, Job Class Code 0458-02, within the Nutrition/Senior Services Department, effective September 12, 2019 to be paid from Yorktown CSEA Salary Schedule A, Group 2, Step 1 which is \$26,906.00 annually;

Be It Resolved, contingent upon successful completion of a drug test and reference checks that Lucia Katherine Dominguez will report to work at the Nutrition/Senior Services Department on September 12, 2019, and this date will be used as the first date of appointment, now

Be It Resolved, that this appointment is subject to a probationary period of not less than 12 nor more than 52 weeks, commencing on the first date of appointment on September 12, 2019.

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

ADJOURN MEETING

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

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