

Meeting of the Town Board, Town of Yorktown held on Tuesday, February 18, 2020 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598.

Present: Matthew J. Slater, Supervisor
Thomas P. Diana, Councilman
Edward A. Lachterman, Councilman
Alice E. Roker, Councilwoman

Tardy: Vishnu V. Patel, Councilman

Also Present: Diana L. Quast, Town Clerk
Adam Rodriguez, Interim Town Attorney

TOWN BOARD MEETING

Supervisor Matthew Slater called the meeting to order.

EXECUTIVE SESSION

Upon motion made by Councilman Lachterman, seconded by Councilman Diana, the Town Board moved into Executive Session to discuss the employment of a particular person. Upon motion made by Councilwoman Roker, seconded by Councilman Patel, the Town Board moved out of Executive Session and proceeded with the meeting.

PLEDGE OF ALLEGIANCE

Supervisor Slater led the Pledge of Allegiance.

MOMENT OF SILENCE

A moment of silence was observed in honor of our men and women serving in the Armed Forces.

SUPERVISOR MATTHEW SLATER'S REPORT TO THE TOWN

Supervisor Slater announced the publication of the most current Refuse and Recycling Department schedule, which highlighted a residential E-Waste Day, Car Tires (\$5.00), and Textile Collection from 7:30 A.M. to 2:30 P.M. on Friday, February 28th. Supervisor Slater announced that any resident who has used motor oil can bring to the Yorktown Highway Garage or the Central Garage between the hours of 7:00 A.M. and 2:00 P.M., Monday through Friday. The used motor oil is used to heat both of the garages. Supervisor Slater thanked the Refuse and Recycling Department for their litter clean up in certain areas of Town.

Supervisor Slater mentioned that steps at the Albert A. Capellini Community and Cultural Center continue to be worked on. He thanked the Building and Maintenance staff as well as the Landmarks Preservation Commission and the Planning Department who are working on the repair.

Supervisor Slater said the Water Department responded to a water main break at Windmill and Broadview last week. He said they did an incredible job on the repair. Water bills have been sent out and may be paid online using the Town's website. Supervisor Slater said he received a letter from residents at Jefferson Village recognizing Kathleen Romanich from the Water Department who saved them over \$500 in their water bills.

Supervisor Slater announced there are some board openings and they are looking for some volunteers to help fill these spots. The openings are as follows: Zoning Board, Conservation Board (3 openings), Parks and Recreation (2 openings).

Supervisor Slater reminded everyone of the program at White Oak Farm this coming weekend when they will be tree tapping for maple syrup.

Supervisor Slater recognized Lieutenant Thomas Gentner for thirty-nine years of service at the Yorktown Police Department and the Yorktown community.

Supervisor Slater said that this past Saturday he was joined by Highway Superintendent David Paganelli and Chief of Police Robert Noble, as well as the Mohegan Volunteer Fire Association to recognize Russ Campbell who has been serving the fire association for fifty years.

Supervisor Slater said that last night he joined the Yorktown Volunteer Ambulance Corps when they re-elected their officers at their monthly meeting. The Ambulance Corps shared some of their statistics: January total calls – 125, medical emergencies – 97 calls, ALS (Advanced Life Support) – 30 calls, BLS (Basic Life Support) – 63 calls, number of patients transported – 93, loaded miles – 907.4, total hours - 919. Supervisor Slater thanked them all for their volunteer service.

REPORTS FROM THE TOWN COUNCIL

Councilman Patel announced his attendance at the Association of Towns meeting held in New York City.

Councilwoman Roker commented a vote that was taken in her absence at a past meeting. She said that there is no statutory law that prohibits a town board from voting on someone who will go beyond the supervisor's term of office. There are a couple of common law cases, which may be similar but not the same. She said she asked the Town and City Clerks Association of Westchester if they were aware of this practice and she was told no. Councilwoman Roker said she looked at past minutes of December 2017 where the Town Board accepted the resignation of a Parks & Recreation Commission member whose term of office was ending on December 31, 2019 and appointed someone to the Parks & Recreation Commission for seven years – the same thing that the Board said we should not have done. Councilwoman Roker said that when “re-upping” someone for a volunteer board, she likes to look at their body of work. She said that when Diana Quast was first appointed to the Commission she worked with “skateboard moms” and worked with the County and County Legislator Michael Kaplowitz to obtain funding for the skateboard park. Councilwoman Roker said Mrs. Quast then went on to work on the dog park in Yorktown. She said she would not go through everything that Mrs. Quast has done for the Commission; she just wanted to explain why her vote would be against what had been done, particularly after looking at the December 2017 minutes, which was two weeks before a new supervisor had taken over.

Councilman Diana wished Lieutenant Gentner all the best in his retirement and mentioned his long history of knowing him. He said the previously mentioned water main break was particularly troublesome because it was transite pipe and the Department of Health imposes additional testing necessary when repairing transite pipe because of its construction. Councilman Diana explained that this is a reason that there may be a delay in turning water back on.

Councilman Lachterman reminded everyone that the Senior Advisory Committee is meeting this Friday, February 21 at 1:00 P.M. in Town Hall. The first meeting of the Veterans Advisory Board will occur on February 26 at 7:00 P.M. in the AACCCC in Room 16. Councilman Lachterman said the Congressional Census is not the same as the federal census that will be coming out in March. He said it is very important that all residents participate in the federal census. He recognized Police Dispatcher Beth Sherwood for helping a resident who had a power outage. He mentioned ribbon-cuttings that occurred over the last week: All Seasons Wine and Spirits and Lala's Exotic Cuts. Councilman Lachterman said coming up shortly will be the new virtual reality studio, Imagine VR Studio, opening at the Jefferson Valley Mall on March 8, 12:00 P.M. to 3:00 P.M., which will also be a fundraiser for the Alliance for Safe Kids.

Councilman Patel said that today Senator Chuck Schumer, the NYS Deputy Governor, and members of the Association of Towns announced how important it is to be counted in the upcoming census. He said that in order to apply for the money that belongs to us, we need to be counted.

POET LAUREATE

John McMullen, Yorktown Poet Laureate, read his original poem “The Commerce of Coffee.”

PRESENTATION BY YORKTOWN POLICE DEPARTMENT

Chief Robert Noble thanked the Board for their best wishes on Lieutenant Thomas Gentner's retirement after nearly 40 years working for the Yorktown Police Department.

Chief Noble announced the Spring and Fall 2019 Yorktown Police Department Awards to the following:

Police Officer James Hannigan for his involvement in the graffiti investigation that Yorktown and surrounding communities were experiencing. Officer Hannigan was awarded the Excellent Police Duty certificate.

Chief Noble presented the following Civilian Certificate of Appreciation Awards for those who provided assistance to the Yorktown Police Department:

Branch Manager Leslie Dellipaoli of the Putnam County Savings Bank (PCSB) in Jefferson Valley, along with employees Ann Walter, Christina Tosito, for bringing to light a scam that came to their attention involving a local customer. Their actions prevented a customer from losing a life savings of approximately \$26,000. Ms. Dellipaoli said this was an excellent and reminder for them, as bankers, of their responsibility to truly know their customers and their normal banking activity.

Dr. Christian Russo and Patty Abroscado of Family Chiropractic and Injury in Shrub Oak for offering their services to provide free orthotic fittings to members of the Yorktown Police Department. Dr. Russo and Ms. Abroscado took time out of the practice to accommodate the various shifts of the police department. Dr. Russo thanked Chief Noble for the recognition and the police department for the opportunity and for their service.

Mrs. Karan Moseman, whose husband, Charlie Moseman, is a 60-year veteran of the Yorktown Fire Department, received a Certificate of Appreciation for her thoughtfulness over nearly thirty years in providing the police department with homemade cakes and baked goods. Mrs. Moseman thanked Chief Noble and said how much she enjoys baking.

Supervisor Slater and the Town Board accepted the retirement of Lieutenant Thomas Gentner from the Yorktown Police Department effective February 14, 2020, ending a 39-year career with the police department.

ACCEPT RETIREMENT OF LIEUTENANT THOMAS GENTNER – YORKTOWN POLICE DEPARTMENT

The Town Board accepted the retirement of Lieutenant Thomas Gentner of the Yorktown Police Department, effective February 14, 2020.

APPOINTMENTS TO THE CLIMATE SMART COMMUNITIES TASK FORCE RESOLUTION #61

Upon motion made by Councilman Lachterman, seconded by Councilman Patel,

WHEREAS, the Town of Yorktown is focused on becoming Westchester County's fourth certified Climate Smart Community; and

WHEREAS, a requirement to achieving certification is forming a Climate Smart Communities Task Force; and

WHEREAS, the Town of Yorktown established the formation of the Climate Smart Communities Task Force at a Town Board meeting on January 7th; and

WHEREAS, the Task Force is charged with developing a strategy and work plan for establishing a baseline for the Town's current emissions, for recommending reduction targets, for identifying new strategies for reductions and energy efficiency, and for recommending ways in which these strategies can be incorporated into the Town's economic development and planning efforts;

NOW THEREFORE BE IT RESOLVED, that Greg Brown, Keith Holmes, Paul Moskowitz, Sarah Wilson and Swarnav Pujari are hereby appointed to the Climate Smart Communities Task Force; and

BE IT FURTHER RESOLVED, that their terms shall end on December 31, 2021; and

BE IT FURTHER RESOLVED, that Swarnav Pujari is hereby appointed Chairman of the Climate Smart Communities Task Force with the term of said leadership post ending on December 31, 2021.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

APPOINT JENNIFER LEONARD AS INTERMEDIATE CLERK IN THE BUILDING DEPARTMENT RESOLUTION #62

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Be It Resolved, that Jennifer M. Leonard of Jefferson Valley, NY, is hereby appointed as an Intermediate Clerk, job class code 0187-01, from Eligible List No. 02-100, effective February 19th,

2020, in the Building Department, to be paid from Yorktown CSEA Salary Schedule A-1, Group 3, Step 2, which is \$43,790.00 annually,

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 date of appointment on February 19th, 2020.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

DURING COURTESY OF THE FLOOR, the following people spoke.

Mr. Jay Kopstein, resident, said he had questions regarding CapturePoint – the system for the Community Pass program being used by Parks and Recreation – and the method of data storage. Where are the servers and the backups? How are addresses verified? What kind of encryption is being used and is there a VPN? Will the Town have to pay for an additional ISP address or will the Town ISP be used? Will there be a service/convenience fee for credit card use?

Mrs. Marcia Stone, resident, came to speak of what she considered a partisan removal of Diana Quast from the Parks and Recreation Commission. She voiced concerns that she and members of the community have regarding the appointment of alternate member, Rick Romanski, as Mrs. Quast's replacement. Mrs. Stone raised a conflict of interest issue with this appointment and Mr. Romanski's for-profit business. She said the Board should not consider reducing or eliminating fees for use of facilities and/or equipment for sports groups.

Mr. Dan Strauss, resident, asked if there is a conflict of interest with Mr. Romanski, why was he appointed as an alternate in the first place. He said he heard it was a political payback. Mr. Strauss also said he does not think the Town needs a branding campaign. Mr. Strauss also raised the issue of residents illegally parking in fire zones and the lack of enforcement.

Ms. Phyllis Schraer, resident, stated her support of Diana Quast, a fourteen-year member of the Parks & Recreation Commission whose appointment was rescinded. She stated that Mrs. Quast was replaced with a Republican who appears to have financial ties to the fields. She said that the woman whose position was renewed has since decided to retire and now there are no women on the Commission. Ms. Schraer also said that there is still an elected official on the Commission, even though this has been raised as problematic to the Board. She said this was a partisan decision, which has now created an imbalance on the Commission.

Ms. Fran DiBernardo, resident, opposed the removal of Diana Quast from the Parks & Recreation Commission. She said there was no real justification for her removal and asked what do the Town Board and the Parks & Recreation Commission hope to accomplish by this removal that could not have been accomplished before. Ms. DiBernardo said there is no real, clear direction. She said the attempts to justify Mrs. Quast's removal were unbelievable and inadequate. She said the Commission now has zero diversity and too many members, who represent sports only. Ms. DiBernardo said Mrs. Quast brought both the skate park and the dog park to Yorktown that represents other uses of our recreational spaces in Town.

Ms. Louise DeMarco, resident, asked about the current status of the Diversified Properties project (Summit Hill) at Route 6N and Hill Boulevard. She said she was told by Mr. Esposito, President of the Chamber of Commerce, had been in direct contact with Diversified Properties and who told him they were definitely going to pursue the project. She would like to know their current status.

Mr. Brian Silik, resident, also spoke of the Diversified Properties project and wanted to know the status of the traffic study that was supposed to be done in the area.

Ms. Grace Capperino, resident, protested the removal of Diana Quast from the Parks & Recreation Commission. She believes that it was a partisan decision and that there is no ethical or statutory reason for her removal.

Mr. John Flynn, resident, said he served on the Planning Board for several years and worked with Diana Quast and the Parks & Recreation Commission. He complimented her performance on the Commission, stating that she was excellent at program management, strategy, handling financial questions, consensus building, etc. He said she was also consistently present at meetings. Mr. Flynn said he was very troubled by the Town Board's decision. He said Mrs. Quast is exactly what the Town needs in a board volunteer. He, too, feels this was a partisan decision.

Mr. Paul Jeffries, resident, voiced his concern over Diana Quast's removal from the Parks & Recreation Commission. He said she has produced a lot for the Town, including receiving grants for parks and recreation purposes. Mr. Jeffries asked what does the Board and/or Mrs. Quast's replacement plan to do that is at least up to the same level of accomplishment and commitment as Mrs. Quast had in her role as volunteer.

Mr. Marc Lieberman, resident, also mentioned Mrs. Quast's accomplishments: Patriot Skate Park, Sylvan Glen Dog Park, Holiday Electric Light Parade, receiving grant money for a playground for children of all abilities at Granite Knolls. Mr. Lieberman felt a partisan decision was made by the Board. Mr. Lieberman presented Mrs. Quast with a Certificate of Appreciation from many Yorktown residents.

Mr. John McMullen, resident, said the proposed development by Diversified Properties is not on Route 6N, but actually East Main Street. He said the addition of the 150 units would put demands on this road which do not now exist.

Ms. Susan Siegel, resident, asked how the rescinding resolution on the agenda this evening would affect the timeframe of the repair of the Mohegan Avenue Retaining Wall.

Mr. Sergio Esposito, President of the Chamber of Commerce, said that the Town should not be charging fees to any of the sports organizations in Town since they provide a service to the Town and to the children. He doubted that the Town would want to take on this responsibility. Mr. Esposito said that Mr. Romanski, as member of the Parks & Recreation Commission, will bring valuable insight to the Commission. Mr. Esposito suggested that Mr. Romanski might want to recuse himself from any vote that involves fees to sports organizations. He went on to say that they have not heard from Diversified Properties, as yet.

Upon motion made by Councilman Diana, seconded by Councilwoman Roker, Courtesy of the Floor was closed.

Supervisor Slater (responding to Ms. Siegel) said the material replacement study is not due until next week. In the meantime, the RFP will be going out within the week and will not affect the timeframe for the project. The RFP is for project oversight only – not the project itself.

Councilwoman Roker asked Planning Director John Tegeder to respond to Mr. Silik's comments about the traffic study that was to be done for the Diversified Properties project. Mr. Tegeder said their application has been inactive since last summer – there has been virtually no activity whatsoever.

Supervisor Slater said the Town's Ethics Code (Section 45-5) dictates that if there is a conflict of interest, voting members must recuse themselves.

Councilman Diana stated his position on the idea of a partisan vote on the Parks & Recreation Commission. He said an elected official and/or department head should not be on a board and voted as such. Councilman Lachterman said when this situation arose at the end of last year, he asked former Supervisor Gilbert not to hold a vote until he was present and that it needed further discussion. He said he would like to see a parent of a special needs child to sit on the Commission. Councilwoman Roker said that a law should be proposed to make the changes that both Councilmen Diana and Lachterman would like to see.

Supervisor Slater said that they are working with the Parks & Recreation Department and Commission to recognize both Mrs. Quast's and Mrs. Caporale's accomplishments.

Councilman Diana agreed with Mr. Strauss' observation of parking in fire zones.

Parks & Recreation Superintendent Jim Martorano addressed Mr. Kopstein's concerns regarding CapturePoint. There are only two major companies that are providing this type of service and CapturePoint is by far the best program for Yorktown. The issue of residents with unclear residency can be inputted directly to clear up any ambiguity. Mr. Martorano said CapturePoint is a PCI-compliant company with Security Standards Council; they use a rock-solid data center called Equinix and use Amazon Web Services Cloud that does not store credit card data. He said that this a user-populated data, so if you are not comfortable putting something into their system, you do not have to – you can do it in person at Parks & Recreation. Supervisor Slater emphasized that the Town is not mandating online registration; you can still go into the Parks & Recreation office to register for programs.

Mr. Martorano said there is not a separate convenience charge it is built in to the fee, regardless of method of payment. A discussion took place about possibly discounting cash payments.

IN RECOGNITION OF BLACK HISTORY MONTH

RESOLUTION #63

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

WHEREAS, Black History Month was first celebrated as Negro History Week on February 1, 1926; and

WHEREAS, it became a nationally recognized month in 1976 to pay tribute to African-Americans who struggled through an oppressive society; and

WHEREAS, the Town of Yorktown recognizes and acknowledges that Black History is in fact American History; and

WHEREAS, Black History Month gives our community time to reflect on the struggles and triumphs of African-Americans throughout our national society; and

WHEREAS, African-Americans have made invaluable contributions to the American cause, including protecting our liberties and democratic society; and

WHEREAS, the Town of Yorktown acknowledges and applauds the many contributions that African-American members of society have made including but not limited to John Sweat Rock, Frederick Douglass, W. E. B. Du Bois, Martin Luther King Jr., Thurgood Marshall, Duke Ellington, Maya Angelou, Guion Bluford, and Jackie Robinson; and

WHEREAS, the Yorktown Historical Society will present an educational program titled “New York’s African Heritage” at the John C. Hart Memorial Library on Thursday, February 20, 2020 in recognition of Black History Month;

NOW THEREFORE BE IT RESOLVED, that the Town of Yorktown recognizes February as Black History Month; and

BE IT FURTHER RESOLVED, the Town of Yorktown stands as a community of hope, generosity and acceptance to everyone, regardless of religion, race, national origin, ethnicity, culture or orientation.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

RESCIND RESOLUTION #343 OF 2019 AND AMENDED RESOLUTION #380 OF 2019 REGARDING CHARLES A. MANGANARO CONSULTING ENGINEERS, P.C.

RESOLUTION #64

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

WHEREAS, the Town Board adopted Resolution #343 of 2019 on September 10, 2019 and on October 15, 2019 adopted Resolution #380 of 2019 which amended Resolution #343 of 2019, authorizing 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 Replacement Project; and

WHEREAS, no request for quotations or proposals was conducted before the aforementioned resolutions were adopted;

NOW, THEREFORE, BE IT RESOLVED, that Resolution #343 of 2019 and Amended Resolution #380 of 2019 are hereby rescinded; and

BE IT FURTHER RESOLVED, the Town of Yorktown will publicize a request for quotations or proposals pertaining to the project for replacing the Mohegan Avenue Retaining Wall.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE TOWN TO PURSUE AN AMENDMENT TO NEW YORK STATE GENERAL MUNICIPAL LAW TO ALLOW TOWN TO LEASE SPORTS FIELD FENCES AT TOWN PARKS FOR THE SALE OF ADVERTISING FOR THE SOLE PURPOSE OF TURF REPLACEMENT RESOLUTION #65

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

WHEREAS, it is desired by the Town of Yorktown to lease advertisement space on the athletic field fences at Legacy Field and Granite Knolls Sports Complex; and

WHEREAS, revenue from such advertisement would be directed to fund turf replacement at both facilities; and

WHEREAS, such action by the Town requires needed authority from the New York State Legislature;

NOW THEREFORE BE IT RESOLVED, that the Town requests our New York State Legislators to introduce the necessary legislation to amend the New York General Municipal Law authorizing the Town to lease sports field fences at the above mentioned Town parks for the sale of advertising for the sole purpose of turf replacement.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

ADOPT CULTURAL HERITAGE TOURISM AS ONE OF THE PRIMARY STRATEGIC DRIVERS FOR REVITALIZING THE TOWN OF YORKTOWN RESOLUTION #66

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

WHEREAS, cultural heritage tourism is increasingly recognized as a vital driver in a community's arsenal of development tools; and

WHEREAS, the availability of cultural heritage tourism assets influences the choice of destination; cultural heritage tourists are interested in historical attractions, monuments or landmarks, museums, culinary experiences, nature, art galleries, theaters, festivals, concerts or performances and culturally significant neighborhoods or communities; and

WHEREAS, research shows that cultural heritage tourists have higher incomes and bring more resources to communities than other types of tourists; they are more frequent travelers and more likely to travel farther to get the experiences they want; they stay longer and spend more than general tourists; they have the same need for amenities, restaurants and hotels, creating more successful businesses, jobs and external investment; and

NOW, THEREFORE BE IT RESOLVED, that the Town of Yorktown recognizes cultural heritage tourism as one of the primary strategic drivers to leverage and use our historic assets for community revitalization and enhancing our quality of life.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

CREATE THE YORKTOWN 250 COMMITTEE TO COMMEMORATE THE 250TH ANNIVERSARY OF OUR NATION IN CONJUNCTION WITH STATE, REGIONAL, COUNTY AND LOCAL INITIATIVES RESOLUTION #67

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

WHEREAS, the United States Congress has established the United States Semiquincentennial Act of 2016, Public Law 114-196, finding that July 4, 2026, the 250th anniversary of the founding of the United States, as marked by the Declaration of Independence in 1776, and the historic events preceding that anniversary are 1) of major significance in the development of the national heritage of the United States of individual liberty, representative government, and the attainment of equal and inalienable rights, and 2) have had a profound influence throughout the world; and

WHEREAS, the purpose of this Act is to establish a Commission to provide for the observance and commemoration of the 250th anniversary of the founding of the United States and related events through local, State, national and international activities planned, encouraged, developed and coordinated by a national commission representative of appropriate public and private authorities and organizations; and

WHEREAS, the Office of the New York State Historian, is supportive of the observance and commemoration of the 250th anniversary, has held regional meetings across the State, and is establishing a revolutionary NY250 website which will act as a place for information exchange, to upload Revolutionary NY250 events and appoint a New York State Historian's Revolutionary NY250 Advisory Group; and

WHEREAS, the County of Westchester, including the Department of Tourism and the Office of the County Executive, is working in coordination and in support of Revolutionary Westchester 250 Inc. to help build awareness and excitement for the events, places, ideals and people—both unsung and famous—of the Revolutionary War period in Westchester County; and

WHEREAS, the Westchester County Historical Society is supportive of the work of Revolutionary Westchester 250 and the State, regional and federal initiatives to commemorate the 250th anniversary, and;

WHEREAS, the Town of Yorktown would like to establish a local organization, called the Yorktown 250 Committee, to commemorate our local history in conjunction with the history of the U.S., New York State and Westchester County; and work in coordination with the federal, State, regional and county initiatives; and

WHEREAS, the Yorktown 250 Committee should be comprised of local civic, business and private organizations, educational institutions, and community members, and collaborate with these and other local and regional resources, to formulate an overall master plan, as well as programs and events, and key milestones, including but not limited to the creation and publication of historical documents, marketing collateral materials, programming on the Town TV channel, parades, commemorative events, and reenactments of major battles, road signage and informational historic markers and panels, creation of mobile self-directed tours of historic sites, projects that reflect the diversity of our citizenry, web-based or mobile applications and interactive games creating educational and recreational experiences for families, relevant history courses and/or programs integrated into the local school curriculums; and

WHEREAS, the Yorktown 250 Committee would benefit from being formulated as a subcommittee of the Yorktown Landmarks Preservation Commission, and provide regular status reports to the Town Board; and

WHEREAS, the people and places of what is now our Town of Yorktown were integral to the victorious resolution of our war for independence; and events and individuals such as the Battle of Pines Bridge, and the bravery and sacrifice of Colonel Greene and Major Flagg, the activities of Rochambeau's troops, and the courage of the patriots at the First Presbyterian Church, should be remembered and commemorated as part of the 250th anniversary of the momentous occasion of the founding of the United States and related events on this momentous occasion; and

WHEREAS, heritage is all the things that make up our story, tangible and intangible, and as we value them, we must protect them;

NOW, THEREFORE BE IT RESOLVED, that the Town of Yorktown creates the Yorktown 250 Committee as a subcommittee of the Yorktown Landmark Preservation Commission, to commemorate the 250th anniversary of our Nation in conjunction with State, regional, county and local Initiatives;

BE IT FURTHER RESOLVED, that members of the Yorktown 250 Committee shall be appointed by and serve at the discretion of the Town Board; and

BE IT FURTHER RESOLVED, that the Town Board shall select the Committee's Chairperson; and

BE IT FURTHER RESOLVED, that all Committee meetings will be open to the public, the public will be permitted to participate in the Committee's discussions, and the Committee's meeting dates are to be posted on the Town's website; and

BE IT FURTHER RESOLVED, that detailed minutes will be prepared of all Committee meetings; and

BE IT FURTHER RESOLVED, that the Committee shall submit a report, on or before the 31st day of January, setting forth for the prior calendar year: (1) the dates the Committee met, (2) all votes taken by the Committee, (3) all memoranda prepared by the Committee and submitted to the Town Board, (4) all activities undertaken by the Committee, and (5) all minutes of the Committee's meetings.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE SUPERVISOR TO SIGN A LICENSE AGREEMENT WITH CAROL'S KITCHEN TO OPERATE A MOBILE FOOD AND REFRESHMENT TRUCK IN TOWN'S COMMUTER PARKING LOT

RESOLUTION #68

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Resolved, that the Supervisor is authorized to sign a License with Carol's Kitchen, Inc. (Licensee) owner of a mobile food and refreshment truck authorizing Licensee to enter upon a portion of the Town Commuter Parking Lot adjacent to Town Hall, for the purpose of conducting a mobile food and refreshment concession for the amount of four hundred dollars (\$400.00) per month. This License shall be for a period commencing on or about March 1, 2020 and ending on December 31, 2020.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE YORKTOWN STAGE, INC. TO PURSUE THE NECESSARY LICENSES FOR THE SALE OF ALCOHOL AT YORKTOWN STAGE PERFORMANCES

RESOLUTION #69

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

RESOLVED, that Yorktown Stage, Inc. is authorized to pursue the necessary license(s) to allow the sale of wine and beer during performances at the Albert A. Capellini Community & Cultural Center.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE TOWN CLERK TO ADVERTISE A PUBLIC HEARING FOR A PROPOSED LOCAL LAW TO AMEND CHAPTER 275 "VEHICLES AND TRAFFIC" ADDING FULL STOPS TO A VARIETY OF LOCATIONS WITHIN THE TOWN OF YORKTOWN

RESOLUTION #70

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Resolved, that the Town Clerk is authorized to advertise a public hearing for March 3, 2020 to consider a Proposed Local Law amending Chapter 275 of the Code of the Town of Yorktown entitled "VEHICLES AND TRAFFIC," Article 1, entitled "Traffic and Parking Regulations" adding full stops within the Town of Yorktown at the following locations:

- East Main Street at northwest corner of intersection with Route 132
- East Main Street at northwest corner of intersection with Stony Street
- East Main Street at southeast corner of intersection with Stony Street
- Mark Road at southwest corner of intersection with White Hill Road
- Mohansic Avenue (service road) at northeast corner of intersection with Park Lane
- Mohansic Avenue (service road) at southwest corner of intersection with Leland Drive
- Sherry Drive at southwest corner of intersection with Ellen Lane
- Wenonah Trail at southwest corner of intersection with Dale Street
- Wren Place at southwest corner of intersection with Suncrest Avenue

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE TOWN CLERK TO ADVERTISE A PUBLIC HEARING FOR A PROPOSED LOCAL LAW TO AMEND CHAPTER 275 “VEHICLES AND TRAFFIC” ADDING A NO PARKING ZONE AT KEAR STREET
RESOLUTION #71

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Resolved, the Town Clerk is authorized to advertise a Public Hearing for March 3, 2020 to consider a Proposed Local Law to amend Chapter 275 of the Code of the Town of Yorktown entitled “VEHICLES AND TRAFFIC,” adding a no parking zone at Kear Street, for 80 feet in a westerly direction from the northeast corner of the intersection with Commerce Street.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
 Resolution Adopted.

AUTHORIZE TOWN CLERK TO ADVERTISE REQUEST FOR PROPOSALS FOR TOWN ATTORNEY AND GENERAL MUNICIPAL LEGAL SERVICES
RESOLUTION #72

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Resolved, the Town Clerk is authorized to advertise Request for Proposals for Town Attorney and General Municipal Legal Services for the Town of Yorktown.

All completed proposals must be received by the Town Clerk of the Town of Yorktown at the Office of the Town Clerk, Town Hall, 363 Underhill Avenue, Yorktown Heights, New York, 10598 no later than 4:00 p.m. on March 2, 2020. All completed proposals must be labeled “RFP: Yorktown Town Attorney and General Municipal Legal Services.”

Specifications and standard proposals may be obtained at the Office of the Town Clerk at said Town Hall or on the Town’s website, www.yorktownny.org under “Bids and RFPs.”

Slater, Diana, Lachterman, Patel, Roker Voting Aye
 Resolution Adopted.

AUTHORIZE COMPTROLLER TO PAYOUT THE CASH VALUE OF UNUSED TIME FOR LIEUTENANT THOMAS GENTNER AS OF HIS RETIREMENT DATE
RESOLUTION #73

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay Thomas Gentner the cash value of unused time as of his retirement date.

Rate of Pay: \$71.3405 hourly

Vacation	280.00 hours x	\$71.3405	=	\$19,975.20
Personal Days	32.00 hours x	\$71.3405	=	\$ 2,282.88
Comp Time	40.00 hours x	\$71.3405	=	\$ 2,853.62
Holiday Pay	12.00 hours x	\$71.3405	=	\$ 856.08
Sick Incentive 4% of 2019 salary \$145,202 x 4%			=	\$ 5,808.08

Longevity \$7,575 / 260 days = \$29.13 per day				
01/15/19 to 02/14/20	= 282 days			
	282 days x	\$29.13	=	\$ 8,215.96

Total \$39,991.82

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

From:		
A.1002.8	Fund Balance Accrued Employee Benefits	\$ 2,783.73
A3120.106	Police Longevity	\$ 8,215.96
A3120.102	Police Salary – Uniform	\$28,992.13

To:
A3120.108 Police Lump Sum Payments \$39,991.82

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

RELEASE PERFORMANCE BOND FOR CDA CONSTRUCTION, INC./STEVEN ROACH IN THE AMOUNT OF \$500.00
RESOLUTION #74

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Whereas:

1. CDA Construction, Inc./Steven Roach, as applicant, posted check #1171 in the amount of \$500 which was deposited to the T33 account on February 21, 2019 to serve as the Performance Bond for construction of a house at 1796 Parmly Road.
2. Steven Roach has requested his money be released as the site is now complete.
3. The Town Engineer has informed this Board that a representative of his department has inspected the property and determined that the work has been satisfactorily completed, and that the above referenced monies may be released,

Now, Therefore Be It Resolved, the above referenced \$500 bond be and is hereby released to CDA Construction, Inc., 395 Route 6N, Mahopac, NY 10541, Attn: Mr. Steven Roach.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE COMPTROLLER TO RELEASE ESCROW DEPOSIT FOR STREET OPENING PERMIT #018-014 – DOUGLAS J. COSTELLO
RESOLUTION #75

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Resolved, that the Escrow Deposit for Street Opening Permit #018-014 in the amount of \$1,000.00 for 2403 Evergreen Street is released based on the recommendation of the Highway Superintendent to Douglas J. Costello, 2403 Evergreen Street, Yorktown Heights, NY 10598.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE SUPERVISOR TO SIGN AN AGREEMENT WITH CAPTUREPOINT, LLC FOR COMMUNITYPASS ONLINE REGISTRATION SOFTWARE
RESOLUTION #76

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Resolved, that the Supervisor is authorized to sign an agreement with Capturepoint LLC for the provision of CommunityPass Online Registration and Payment Management software in an amount not to exceed \$13,500 for a period of twelve months, and

Be It Further Resolved, that the Comptroller is authorized to process the following budget transfers:

From:

A7310.430	Camp Program	\$1,675
A7180.201	Pool Equipment	\$1,725
A7320.425	Youth Contractual	\$1,675
A7610.425	Adult Contractual	\$1,675
A1220.101	Supervisor Salary	\$6,750

To:

A7020.421 Rec Computer Maint \$13,500

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

AUTHORIZE ADDITIONAL MONIES FOR WINDOW INSTALLATION AT RAILROAD STATION BUILDING IN RAILROAD PARK AND TRANSFER OF MONIES CAPITAL CONTINGENCY TO RAILROAD PARK REHABILITATION CAPITAL PROJECT
RESOLUTION #77

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Whereas, the Town Board of the Town of Yorktown on July 2, 2019 awarded Clemco Construction & Restoration, Inc. for restoration of the Yorktown Heights Railroad Station Building in Railroad Park; and

Whereas, said contract was awarded in the amount of \$476,386.00; and

Whereas, the Town board authorized a change order in the amount of \$12,431.00 for the Performance Bond and Labor and Materials Payment Bond; and

Whereas, the project has revealed that a window had been replaced by a door during an earlier modification and that, in order to maintain the historical and architectural accuracy of the railroad station building, a window should be installed where it once existed; and

Whereas, the cost for the replacement, which includes reframing the window opening and installation of matching exterior and interior finishes and the custom building of historically accurate, matching window, is \$7,640.00; and

Now Therefore Be It Resolved, that the Town of Yorktown Town Board hereby authorizes an additional \$7,640.00 for the additional window and associated construction as cited herein and authorizes the maximum amount of \$497,263.00 for this contract; and

Be It Further Resolved, that the Comptroller is authorized to transfer \$7,640.00 from Capital Contingency A1990.499.1 to the Railroad Rehabilitation Capital Project JJ7110. 0200.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

APPROVE LODGING EXPENSES FOR A POLICE DEPARTMENT EMPLOYEE TO ATTEND A TRAINING SEMINAR
RESOLUTION #78

Upon motion made by Councilman Lachterman, seconded by Councilman Diana,

Resolved, that the Town Board approves a two night lodging expense of \$238.00 for a Yorktown Police Department Employee to attend a Training Seminar.

Slater, Diana, Lachterman, Patel, Roker Voting Aye
Resolution Adopted.

MONTHLY REPORTS

The Town Board accepted the Receiver of Taxes Monthly Report for January 2020.

UPDATE ON RAILROAD PARK TRAIN STATION BUILDING RESTORATION

Director of Planning John Tegeder gave an update on the Railroad Park Train Station Building restoration project. He believes they will be done sometime in May. A new slate roof has been completed and they are awaiting a new restored chimney. The interior is currently being worked on. The windows have been removed and are at a restoration contractor. This is the last building of its kind and is a national landmark.

ADJOURN MEETING

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

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