

Zoom Teleconference Meeting of the Town Board, Town of Yorktown held on Tuesday, May 19, 2020 held in Yorktown Heights, New York 10598.

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

Also Present: Diana L. Quast, Town Clerk
Adam Rodriguez, Town Attorney
John Tegeder, Planning Director
David Paganelli, Superintendent of Highways

TOWN BOARD MEETING

Supervisor Matthew Slater called the meeting to order.

EXECUTIVE SESSION

Upon motion made by Councilman Diana, seconded by Councilman Lachterman, the Town Board moved into Executive Session to discuss litigation and negotiations regarding the Assessor's Office and the Town Attorney. Upon motion made by Councilman Lachterman, seconded by Councilman Diana, 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

Supervisor Slater: If we could just take a moment of silence. It is EMS Week. Last week we celebrated Police Week and this week we celebrate EMS Week and we've seen first-hand during this pandemic how lucky we are to have folks like the Mohegan Lake Volunteer Ambulance Corps and the Yorktown Volunteer Ambulance Corps and our incredible neighbors serving us and we ask for a moment of silence, keeping them in our thoughts and prayers. Thank you.

INTRODUCTIONS

Supervisor Slater: This is Supervisor Matt Slater. I'm joined by Councilman Tom Diana, Councilman Ed Lachterman, I have Councilwoman Alice Roker on the phone, as well as Councilman Vishnu Patel. Joining us as well is Highway Superintendent Dave Paganelli; I have our Town Clerk Diana Quast and our Town Attorney Adam Rodriguez. Good evening, everybody.

REPORT FROM TOWN SUPERVISOR MATTHEW SLATER

Supervisor Slater: Today there are 37 active COVID-19 cases in the Town of Yorktown; total cases since we began testing is now about 588 and we've had 5 new cases since yesterday. The metrics for reopening have improved. New hospitalizations are now below the regulated rate - the required rate - and we are still waiting for improvements on the death rate, as well as finalization on the contact-tracing program.

From our library we have some exciting news. They continue to do great work. Beginning next week, the John C. Hart Memorial Library cardholders will be able to go through the library catalog and place a hold on an item and the library will call the patron with a pickup time. If they cannot get online, they can call or email the library, and our librarians will do it for them. The library would also like to ask the public to return any items they currently have to the drop boxes. So starting next week you can get in touch with the John C. Hart Library librarians and place an item on hold, and this is called the "Porch Pickup Program." This is starting next week.

I want to provide another update from our Refuse and Recycling Department. As a reminder, we've had several changes to the bulk trash pickup. I know that folks had received their flyer earlier this year in February giving dates for your section but it's really important for everyone to follow the updates online and on the Town website. We had a Nixle message sent out - I want to thank the police chief, Robert Noble, for sending out the Nixle message on this. So as a reminder, Section 5 is now set to begin on May 26, Section 6 will begin on June 8, Section 7 will begin on June 22. There are no set dates for Sections 1, 2, or 3 and we're asking that those sections do not

place their trash on the curbside until their section is scheduled and posted. I think it's really important for our folks at home to understand why we've had to change this schedule so many times. They've completed the first round of bulk trash collections in all 7 sections and condos and apartments. R&R staff have picked up 850 tons of bulk trash plus 7 tons of bulk metal, and it's important that we quantify that because, as a reminder, we are working at a 50% cap on staff. So we have a reduced staff, and as you can see, a very increased volume of bulk trash and bulk metal and we really want to thank our R&R staff for the incredible work they are doing and we that the public continue to be patient and understanding. We're doing our best to get through all of the sections as quickly as we can.

A couple of updates from our Parks & Rec Department. As we announced last week, tennis is resuming at lower Downing and Blackberry Courts. There are restrictions on tennis play; it's only singles. We also see at the middle court, the nets not up at the middle court because we have to ensure social distancing, and if you are at our tennis courts and you see people waiting, please respect everybody there. It's an hour play time; so if there are others waiting so everyone gets a chance to jump on the courts and exercise (please keep to the hour).

We also announced that the Town's full and half day camps will not be happening this summer of 2020. It was a very difficult decision but one made in conjunction with our Parks & Rec director, as well as the Town Board. I did speak with our school superintendents as a reminder, as our camps utilize our schools to provide the camp service. Our schools are going to be installing a number of safeguards over the summer in anticipation of the fall semester and because of the construction they have to undergo, we simply don't have the space to safely house our students and ensure the proper safeguards are in place to keep them healthy and safe, which is our number one priority.

We also announced on Friday that Junior Lake Pool will not be open this year. We started a construction on the pool deck that's a safety issue that had to be addressed. We were doing it in anticipation for this coming summer; unfortunately, due to the COVID crisis, the construction had to be stopped and it's not going to be ready in time for us to open and so Junior Lake Pool will be closed for the 2020 summer season.

Beaches for Memorial Day Weekend are being opened across the state. That also includes Westchester County and here in Yorktown. The beaches along Mohegan Lake, my understanding is, are going to be open. There are some limitations and I want to make sure people understand this. Patrons must be limited to 50 percent beach capacity and group contact sports like volleyball are strictly forbidden. Concession stands, picnic areas, and playgrounds will be closed and beachgoers will have to wear masks if social distancing cannot be maintained. Again, that's 6 feet of social distancing which is consistent with Governor Cuomo's Executive Order and is being enforced for our beaches, as well.

Lastly, on the Parks & Rec side, some good news. We're still trying to get Sparkle Lake open for its original date of June 22 and so we're moving forward with that. Again, if you're going to be at Sparkle Lake, social distancing is key, social responsibility is key. If you're not going to be able to maintain the 6 feet, please wear a mask; you might get a funny tan line but it's still important for the health and safety for you, your family, and other people in the vicinity.

The track at Veterans Field – I know I received quite a few phone calls on this. I really want to thank our Highway Superintendent Dave Paganelli for his help and guidance on this. I want to thank Jim Martorano, our Parks & Rec Director, and Chief Robert Noble, our police chief. I have spoken with all of them and many others. We're going to begin preparation to reopen the track. The goal is to have the track ready for this weekend and our Parks & Rec Department is going to be working hard to make this a reality. We're going to be installing some safeguards, we're going to be installing some signage; it's important to understand that the field will remain closed, the playground will remain closed, but for those looking to walk the track the Town is working diligently to put safeguards in place to allow that to happen starting this weekend. It is very important and I'm going to be very plain about this – if folks can't respect each other and can't respect the parameters being put forth by the State, by the County, by the Town, we reserve the right (and we will have no problem doing it) and will close the track if people are not maintaining a safe distance, respecting each other, and respecting the track. We'll have more information on that later this week as we get closer to the weekend.

Website update: I had a great conversation earlier this week and last week with our web designers. We are moving forward with our website update. It is moving forward and the template has been approved. We received a first markup and we're moving to a full-billed schedule and we are still looking to launch the new Town of Yorktown website early this summer, assuming all goes to plan.

A couple of points more: The pool permits – we're getting a increased number of pool permits down in our Building Department. They are being processed. As a reminder, here in the Hudson Region we are not in Phase 1, which means no construction allowed and so even if your pool permit is properly processed, which they are being done by the Building Department, you can't begin construction until we enter Phase 1 in the reopening process. Any questions, please contact our Building Department and they will gladly assist you. Also, our Reboot Yorktown permitting process has continued, which should streamline the process for outdoor dining and for retail in all of our commercial zones (C-1, C-2, C-3, C-4). We've received actually quite a few applications for outdoor dining, which we're very excited about. Places like Nadine's, places like Furci's have already put in their applications; they're being processed. I know Councilman Lachterman was helping some of our small businesses today put in their applications. Again, that's being done through the Building Department; we've trimmed the process down from approximately 8 weeks to about 1 week and we eliminated the fee for outdoor dining permit. It is the same if you want to have a sidewalk sale for our local retailers. We've trimmed that down from an 8-week process through the Planning Board to about a 1-week process and have eliminated the fee. This is to help our businesses, help their customers, and help their employees.

Finally, Memorial Day is right around the corner and I really want to thank all our veterans and those who made the ultimate sacrifice in defense of our freedoms. It's going to be a very different Memorial Day here in Yorktown. I'm going to let Councilman Tom Diana speak about the ceremonies that he is helping spearhead and plan, but as a reminder, there will be no Memorial Day Parade this year. We will have a special treat for everyone watching at the end of our Town Board meeting, courtesy of the American Legion who has put together a fantastic video tribute for our entire community to enjoy.

And with that being said, that concludes my report to the Town. I'm going to go to Councilman Tom Diana – Councilman, do you have a report that you want to share?

REPORTS FROM TOWN COUNCIL

Councilman Diana: Thank you, Supervisor. I just want to talk about Memorial Day a little bit. We're going to do Memorial Day "Lite," for lack of a better terminology for it. The Shrub Oak Memorial Day Service will be at the usual location in front of the Honor Roll in between the John C. Hart Memorial Library and the Lakeland Administration Building. It will be 11:00 a.m. The Town Board, the Lake Mohegan Fire Department, and the Honor Roll Committee I have been in contact with – we're going to do just a brief ceremony, a small prayer from the Sons of the American Legion chaplain, and we're going to have our judge, Sal Lagonia, play Taps. The way I understand it, the Lake Mohegan Fire Department (with a few people) are just going to have a very small ceremony there, also. We're then going to move to the Patriot Park where we're going to do a similar ceremony. The only thing I can ask, folks, is to please remember social distancing, please remember your masks, and if you'd like, gloves. It's very important; the governor has come out with a ten-person limit on close gatherings. But if we keep our social distance and so forth, I think we'll be just fine. There will be no parade, as the Supervisor had said between Patriot Park and the V.F.W. I've also been in contact with the people at the V.F.W. who are going to do a little ceremony, also at Patriot Park, but it's going to be, like I say, Memorial Day "Lite." But there is absolutely no way I was not going to have some type of ceremony for those who have given so much to this country and for our freedoms.

And, other than that, everybody please stay safe, throw your masks and gloves away in the proper receptacles, and I guess I'll pass on time to the next Councilman.

Supervisor Slater: Councilman Lachterman, report to the Town?

Councilman Lachterman: Thank you, Matt. Actually, we'll finish up with Memorial Day. I did want to remind everyone that Memorial Day is probably the weirdest of the "half-staff" flag days, so on Memorial Day the flag is supposed to fly at half-mast from sunrise to noon and then at noon, you are supposed to briskly raise the flag back to the top in honor of our nation's battle heroes.

And that is supposed to stay until dusk when the flag would come down unless, of course, it's lit and then if you wanted to go back to back to the half-mast for the COVID victims, I think it would be appropriate afterwards. It is kind of an important thing to raise that flag for all who have fallen defending it.

I also just wanted to reach out and thank our Police Department. You know there are a lot of issues with everyone staying at home. One of the things we've been made aware of are increased drug and alcohol abuse – factors coming into this because people aren't going to work and are looking for things to do. I know that a couple of weeks ago we had a Narcan save. One of our police officers had that taken care of. And also, and even more important, Dallas our canine officer, was called down to Westchester County PD for a car sniff where there were suspected drugs and found over 40,000 bags of a substance believed to be heroin locked in a compartment in a car – in a secret compartment in the trunk. A tremendous, tremendous amount of drugs taken off our streets that could be killing our kids, so thank you, Dallas – she is proving her weight in gold.

Other than that, everyone, please be careful, be safe and looking forward to a smart reopening of our state and our county and hoping we are coming through the other side of this. I want to thank everyone in Yorktown for all you've done to try to make this happen the right way. I will add if anyone needs a mask – if there are any seniors out there or any of our residents – please contact the Supervisor's office or you can email me directly, as someone did, or call me. We really want to get you masks to help you stay safe and follow the recommendations of the governor. We are fortunate that our county partners have given us some masks that they had gotten donated by Hanes and we are getting those out, I believe, Supervisor, almost 4,000 given away last week.

Supervisor Slater: We gave away 4,000 between our drive here at Town Hall and the drive at the Jefferson Valley Mall last week alone. I want to thank County Executive Latimer for coming up, we had Senator Harekham join us. It was a real team effort from the Town's perspective. We had a number of our elected officials, a number of our department heads and workers all join us to distribute. It was a great success. We do have some left. We were only given a few thousand by the county so it's not like we have an overabundance of masks sitting down in the basement or anything, but we do have some we can continue to give out. So if you reach out to my office, the Town Clerk's office – I know Diana has been taking requests as well – we'll be happy to get them out to folks as fast as we can.

Councilman Lachterman: It was also nice to see retired legislator John Testa come out of retirement to help us give out masks at the Jefferson Valley Mall.

Supervisor Slater: Councilwoman Roker, how are we doing tonight?

Councilwoman Roker: We're doing well. As Ed spoke about COVID, I just wanted to remind everybody that this is the month of May, which is mental health awareness month. Obviously, I looked down (at agenda) and we're going to have a presentation on this soon. I also just wanted to remind people that more than ever, the Town, the County, the State needs you to fill out the census report so that we will get the money from the federal government that we are entitled to. We will have some good news about a house that's in the Community Housing Program that will be going on sale within the next couple of months. I probably will have some more information by the first week in June but it looks pretty good that there will be a house for sale. That's all for me.

Supervisor Slater: Thank you, Councilwoman. Councilman Patel?

Councilman Patel: I want to thank troops all over the world who make a remarkable sacrifice today and every day protecting us from harm and ensuring freedom and democracy for all. We should let them know how much their sacrifice means to us. Every serviceman and servicewoman in uniform deserves to hear how grateful we are for all they do – we need to let them know. Last year the day before Memorial Day, my wife, myself, and my daughter and my son who were visiting, visited the grave of Clayton Carpenter, who went to Lakeland High School, to honor him. It was an unbelievable experience to go there and honor him. We also visit his mom who lives on Rochambeau Drive. We go every year, twice a year to honor him. We thank each and every man and woman who serves to keep our freedom alive. We will be missing you in the parade, but we will keep you all in our hearts and minds. Thank you for keeping freedom alive.

Supervisor Slater: Thank you, Councilman. And when you go see Collette (Carpenter), please let me know – I'd love to stop by and say hi. Clay was an incredible athlete; I competed against him in high school and his sign for the Clayton Carpenter Memorial Highway is right outside the window here so we remember him in our thoughts and prayers, especially this Memorial Day.

Report from our Highway Superintendent Dave Paganelli and for those wondering, that's a picture of Dave.

REPORT FROM HIGHWAY SUPERINTENDENT

Supervisor Paganelli: So in Highway, we are doing our work. We've been doing a tremendous amount of drainage work; collapsed drainage – you've seen us out on Quinlan, Upland – we be moving now over to Mark Road for a few hundred feet of collapsed pipe, and then from there we'll be going to Barberry, addressing the drainage issue on Birch, and that's the drainage and catch basins part of it. Trees we've been averaging at 2 trees a day – dead trees that are a danger to our residents. Also we have been following very closely with the Highway Superintendents Association – traditionally, we have been receiving \$378,000 CHIPS money for paving, as well as \$84,000 from PaveNY, which this is the last year, totally \$462,000. That being said, those letters traditionally go out the end of April; they have not gone out. The governor is holding off making comments and adjustments to his budget and we're hopeful that the CHIPS money gets cut because this year's a good year for Yorktown. We're at \$1,540,000 that we have budgeted for paving so we should be able to get 10 or 11 roads done. We're looking forward to that and will have an update as soon as we hear from them.

Those residents up in Mohegan Lake, we will be putting letters into your mailboxes from the Supervisor and myself discussing the closure of Mohegan Avenue and the appropriate detours. A shout out to our police department Traffic Safety Officer Rob Rohr for spending a tremendous amount of time figuring the safest detours up and over the mountain there. There certainly will be some input from the residents there but there will be detours in place for probably, I would say, 8 to 12 weeks while the retaining wall is being built.

I would be remiss if I didn't thank all of those in the service who gave the ultimate sacrifice by laying down their lives so we can enjoy the freedoms that we have. And that would be it for me – thank you.

Supervisor Slater: Highway Superintendent, thank you. I forgot to mention this: I got this from our comptroller, Pat Caporale, the 2019 AIM funding from the State of New York was clawed back – that's about \$180,000 that was clawed back. Unfortunately, the financial impact that we've been worried about regarding our funding due to the coronavirus is becoming very, very real. As a reminder, we are anticipating a \$2-3 million shortfall in sales tax revenue as well as projecting an \$8 million total revenue shortfall for the Town. We're doing our best to mitigate those impacts, I can tell you that much, but we're going to have to wait and see how it all shakes out.

Councilman Diana: Supervisor, just for the people out there, would you let them know what the AIM is – that particular funding – so that they understand?

Supervisor Slater: AIM funding is specifically for towns and municipalities that is allocated by the State of New York; it's approved in the State budget and traditionally you get approximately \$180,000 from the State of New York in this funding. The 2019 amount of \$180,000 was clawed back by the State of New York. We realized that when we got our Q-1 sales tax receipts from the state and so I was informed of that today by our State Comptroller. This is the rough ride we are heading on until we get to the other side of it, unfortunately.

Councilman Lachterman: Just so we don't end on such a sour note, so to speak, something I forgot was to say congratulations to our New York State Assemblyman Kevin Byrne and his wife on the birth of their child yesterday.

Supervisor Slater: Congratulations to Kevin Byrne and his wife, Bree – I'm very happy for them. I've known Kevin since high school – we've known each other a very long time. My next door neighbor wound up marrying his next door neighbor – six degrees of separation!

We have with us John McMullen, our poet laureate. John, how are you? It's always good to see you.

POET LAUREATE

Mr. McMullen: Thank you, Supervisor. I put out something on the coronavirus and one of the poems is called "Zoom."

"I use Zoom all the time. Just this week I attended three sessions and will attend three more. These meetings are of various writers groups and lunches with old friends. Many colleges have gone to Zoom to complete semesters virtually. My wife, Barbara, teaches at two of them. If there's a winner in this terrible crisis, it is Zoom. Or maybe the real winner is us if we want to interact, teach, and work. Zoom may be the tool of choice, and a great choice, but if there were no Zoom, we would simply find another."

Thank you.

The Town Board thanked Mr. McMullen.

Supervisor Slater: He's right. Zoom has taken over society, right now, that's for sure.

PRESENTATION

SHARON MCCARTHY, NAMI WESTCHESTER AND MENTAL HEALTH AWARENESS MONTH

Now we have with us, as Councilwoman Roker mentioned earlier May is mental health awareness month, so we're thrilled to have with us Sharon McCarthy, NAMI of Westchester. Sharon, how are you?

Ms. McCarthy: Okay. How are you?

Supervisor Slater: Good. Thanks so much for joining us. Why don't you tell us about NAMI and I know that we had some things planned for some ribbons earlier this year – we talked about the orange ribbons, but obviously that's taken a different direction – but why don't you give us a quick update on NAMI?

Ms. McCarthy: NAMI is a non-profit agency that helps families and those living with a mental illness. We have support groups, education programs, we have a help line that operates from 9:00 to 5:00 Monday through Friday – (914)592-5458 – and we're still operating but we're doing everything remote and we still have our helpline open. We're doing work groups remotely, working on starting our education classes remotely, online with Zoom. Our support groups have been very popular; they keep getting full and I keep having to add more. So obviously, there's a big need out there; I'm sure people are feeling isolated – whether it's a family member or a person living with a mental illness needing some kind of connection.

We do events throughout the year when and if we're able to do that in the future, which I hope we do. We have a big education event we always do in October, which I'm hoping we'll be able to do. Then we try to sponsor a few other events. Our big thing is our walk, which, unfortunately, was to be May 16, but we had to change that over to a virtual walk. NAMI, itself, decided to designate May 30 as the day of the virtual walk, a day of hope, and our affiliate is joining about 30 other affiliates that day. They'll be going to [NAMIwalks.org/Westchester](https://www.namiwalks.org/Westchester) on May 30 at 10:00 and you'll see our virtual walk. That is our biggest fundraiser and awareness event. If we were doing it at Rye Park, we usually get about 400-500 people in attendance, so it's a real big event.

The big thing is for people to understand is that we are here and that we're still open - (914)592-5458. We have a website: [NAMIWestchester.org](https://www.namiwestchester.org). Certainly call us and we will help get the resources or help get you into a support group – whatever you need and we're still here to help. That's us.

Supervisor Slater: Sharon, that's fantastic. I really appreciate the information. We're going to get this up on our website, for sure. Obviously with everyone being inundated, are you seeing an increase in demand for your services?

Ms. McCarthy: I think what we're seeing is more and more people dealing with anxiety over this than we've ever seen before. So there are more and more people wanting to talk to a mental health professional. Actually, as you probably know, the state did set up a telephone line for free mental health professionals so that's been great. I've been able to refer people to them who, in addition, might go to a support group but at the moment I often tell them maybe you should also be talking to a mental health professional and this doesn't go any further. But anxiety seems to be a very big issue. A lot of my clients are saying it's the anxiety of not knowing what's going to happen and when will we get back to life the way it used to be. So I think that's the scary part at this point for people – it's just wanting to get back to the life they had. Isolation is bad but it's the anxiety and then once we do, and they're back to now we can all go back out but is it safe to go back out and how are we going to make it safe? I think the anxiety is going to get worse. I think that's a big issue and people should realize if they're feeling that, it's real and they should seek out help.

Supervisor Slater: I was just going to ask if you would quantify for us when someone reaches that point when they should be reaching out?

Ms. McCarthy: I think when they feel that it's starting to take over their life, that every moment they're thinking about it, and it's taking over everything they're doing, maybe making them unable to reach out to people, that they should really think about reaching out to somebody. When you start not being able to do the things you normally can do, you need to reach out because now it's taking over your life.

Supervisor Slater: For the folks who may be at the phase beforehand, do you have any advice for them? Are there ways that you would recommend for them to help cope with the situation in a healthy way?

Ms. McCarthy: Well, I think the healthiest way is that we all need to understand that this is out of our control, at this point. Try to make the best of it; I encourage my own staff to talk to me. If and when we go back to the office, I want to hear if you're feeling any anxiety and let's talk about it, let's deal with it, let's get some solutions that will work for you. I would encourage people to do that. I know in a lot of the webinars and calls that I've been sitting on with other agencies, they're all following the same route: when it's time to go back, we all need to look at everybody as an individual and how we can help them get through it. If they feel, at that point, that they're not ready to go back to work, maybe we need to let them work remotely a little bit longer, or if they want to come back a couple of days a week – whatever works. I think communication is the important thing. Communicate with people, let people know what you're feeling. Most of the time when you let people know what you're feeling, they're going to turn around and say "I've been feeling that way, too." And then you don't feel so alone. That's why the support groups are great.

Councilwoman Roker: You know, Sharon, I'm so happy that you're talking about this. Years ago, I think people were a little shy in telling someone that they were having anxiety or whatever and now I think with organizations such as yours, they're more apt to come forward and make that phone call and talk to someone and we appreciate what you do.

Ms. McCarthy: Thank you very much. A big part of what we do is educate the community because the more people who know about this – the warning signs, how to prevent it – the more we're going to get people to call and step up and call a doctor, call a therapist and get help and not to feel like it's something to be ashamed of, because it's not.

Supervisor Slater: Sharon, what do you say for seniors? I can tell you a personal experience I had last week – I delivered a mask to a senior and just because she had someone with her she became so emotional because she's been alone for so long through this whole thing. What can we do more for our seniors during this challenging time?

Ms. McCarthy: We've encouraged family members to make sure they're reaching out to people, especially seniors, but also anybody with mental illness, because for some people with mental illness isolation can be something they start to like when they shouldn't. So really pushing that – whether it's a phone call, or if you can get them to Zoom that's great. I've invited seniors into our support groups; I've actually had a couple of calls the past couple of weeks from seniors who I've referred to our support groups and it's a Zoom so they get to see people's faces, which is kind of nice. I think they want to see faces. Anything you can do – even if it is to just knock on the door,

“how are you doing?”, “can we get you something?” Even neighbors can just knock on the door and say “I’m going to the grocery store – can I pick you up something?” and check in and make sure they’re feeling all right so they don’t feel so isolated, especially if their families are far away. It’s really important for people watching out for them and making sure they’re doing okay.

Supervisor Slater: Are there things you are seeing that we can be doing on a local level? Because, obviously, the COVID crisis is bring to light the mental health and the importance of mental health. So are there things we can be doing on a local level here in our four walls of Yorktown to provide those (supports)?

Ms. McCarthy: I think what you’ve been doing in terms of having me speak and also putting it up on your website and letting people know this resource is out there. If they call us, we have a conversation and find out what they need, and then I can put them in touch with resources on the county level, state level, whatever. A lot of people don’t understand that we are a very rich county in terms of the programs and services that are available, so I love when people call and I can say “Look, I’m going to put you into a support group but I want you to call this number today because they’re going to help you get what you need.” So I think by just making sure our number is out there and people know you have somebody to call if you’re having an issue.

Supervisor Slater: Can you give us your number one more time just to make sure we have it?

Ms. McCarthy: (914)592-5458.

Supervisor Slater: Is that the same as the helpline number? What’s the helpline number?

Ms. McCarthy: Yes, that’s the helpline number.

Supervisor Slater: That is the helpline number – great. Excellent. Well, Sharon, I really do appreciate your time. Any members of the Board have any questions they’d like to ask Sharon while we have her here?

Councilman Diana: You know, Sharon, with all this home schooling going on a lot of the kids are not interacting with their little friends they play with and this is going down to your first, and second, and kindergarten kids and I think there’s a lot of tension there. Is there any way you can maybe give us and the folks out there an idea of how we can ease this – I guess I’ll call it “pain” – on the kids?

Ms. McCarthy: It’s a difficult time in terms of kids and, you know, once again I feel families need to watch and if their kid is not dealing with this in a very good way, becoming depressed, they should definitely reach out and let them talk to somebody. You know there are people who will talk to them on the phone. But I also think that if you can find ways for them to connect whether it’s, once again through Zoom, with their friends – just so they know their friends are still out there. Let them talk on the phone, even. I just think that the connection with their friends is important. Letting them call grandma, going by grandma’s house and let them wave to her through the window if that’s what you have to do; I think it’s important for them to know that those people are still out there. One of my staff member’s friends had a baby and whose child was friends with her child, so what they did is that they went to their house, stood outside the window and said “Hi – we’re here. We hope you’re doing well!” It was really uplifting and they texted her later and said that it was great that she did this because both of the boys needed to see each other. I also think Facetime that you can do on your phone is a great thing for kids.

Supervisor Slater: My four-year-old does Circle Time through Zoom; Monday, Wednesday, Friday. So he gets to see all of his friends on Zoom on Monday, Wednesday, and Friday for like 45 minutes and it’s been tremendously helpful, to be honest. So I understand exactly what you’re saying.

Ms. McCarthy: Yes, even for adults. I miss seeing my adult kids so we’ve done Zoom. Mother’s Day was Zoom brunch – that’s how I saw all of them for Mother’s Day. It’s the ability to see each other that is so important for everybody to be doing. As much as we get “Zoomed out” at some point in the day, I do think it’s giving us an advantage in order to help people get through this.

Supervisor Slater: I totally agree.

Councilman Lachterman: Maxine, my goddaughter who's six, and my wife are always Snapchatting. That's a little more fun for her than Zoom. And she does Facebook message (my wife is chiming in, as well). Sharon, we're going to miss you guys at the walk this year, unfortunately, but please tell Marie that Carol and Ed from Elements said hello.

Ms. McCarthy: I definitely will but we're looking forward to this virtual walk. It's nothing we've ever done before and Marie is doing one heck of a job putting it together. I can't wait to see it.

Councilman Lachterman: That's great and even seeing the impact on the walkers and families over the last few years has been tremendous.

Ms. McCarthy: It has been, yes.

Councilman Patel: I have a question. Families who don't have a neighborhood friend and the grandparents maybe live far away, Facetime is really no substitute – it's a good thing to do but not everybody has it. One end has it and the other end doesn't. We should be concentrating on the honesty and hard work, responsibility, fairness, generosity, and respect for others. Listen to the truth inside yourself, even when it is hard. No one does big things by themselves – together we can go farther. This is a very difficult time for us so we try to do the best we can and help each other. This is the only way we are going to be stronger than we are today.

Ms. McCarthy: Exactly – now more than ever people need to reach out to each other.

Councilman Patel: You know in today's world, it is easy to make a buck but it's a lot tougher to make a difference. This is a time when we can all get together and make a difference.

Councilwoman Roker: I totally agree with you.

Supervisor Slater: Absolutely. Sharon, thank you again so much for your time, we really do appreciate it. It's always great seeing you and we'll be joining the virtual walk May 30 and, again, we'll be putting up all the information for residents to connect with NAMI on our Town website.

Ms. McCarthy: Okay and that's 10:00 on May 30, [NAMIwalks.org/Westchester](https://www.namiwalks.org/Westchester).

Supervisor Slater: Sounds good – looking forward to it. Sharon, thanks.

Ms. McCarthy: Thank you.

Councilwoman Roker: Thank you, Sharon.

Ms. McCarthy: You're welcome.

Supervisor Slater: Okay, we're going to move forward with our agenda. Moving on to some decisions from our public hearings. This is a Declaration of Lead Agency, Negative Declaration and General Maintenance Permit for the restoration of a portion of the wetland and repair to the Teatown Lake Dam on the property located at 1600 Spring Valley Road. Any questions from the Board?

Superintendent Paganelli: Supervisor, I have a question.

Supervisor Slater: Yes, Highway Superintendent:

Superintendent Paganelli: Under number 1(a) dredging of the wetland buffer area in conjunction with number 5 “applicant plans to remove the dredged material” and above that, number 4, 600 cubic yards of dredged material – I believe I brought this up in the past – do we have any clarity as to if this material is going to be dried or is it going to be dragging mud down Spring Valley Road, Teatown Road, and Grants Lane, or Spring Valley out to Route 134? I had spoken to Michael Quinn about this and expressed my concerns and he told me that we would be on top of that so I would like to again express my concerns that we don't want to destroy our roads because an average tri-axle takes twenty yards – that's thirty tri-axes which is a tremendous amount of weight that could create a serious mess. That's my only concern.

Councilman Patel: Dave, can I comment on this one? When you do the dredging like this, most of the water is removed.

Superintendent Paganelli: I did see that. With respect to the next item on the agenda, the Old Logging where they actually said that under number 4, “As noted in the submitted documents, the Contractor plans to use suction harvesting to remove sediment from the pond and place into filter bags, which will then be stockpiled adjacent to the wetlands (waterbody)” and then they will dry out and the dried material will be removed. Is that what’s being on this location? Or is it being hauled out as sludge?

Supervisor Slater: Mr. Quinn, can you answer the question, please?

Mr. Quinn: Yes, Supervisor. One of the conditions of the permit is that we’re going to meet with them at the kickoff of the project and go over how they’re going to manage the truck traffic. But the plan is to remove the sediment from the property; that is something that Teatown is still looking into. It’s very costly. I think an estimated 600 yards have to be removed. It will be very costly if they have to truck it offsite so they prepared the plans that way, but they’re still researching different options. If they, ultimately, do have to truck it away, we’ll go over the details on how that’s going to be done so there’s no inconvenience to the neighbors and certainly no damage to the Town roads. Dave Paganelli, I would love to have you involved in that discussion when they get ready to start.

Superintendent Paganelli: Michael, are they looking for a BUD – Beneficial Use Determination – where they can leave it onsite?

Mr. Quinn: They did talk to the DEC about that possibility but they were struggling to find a location, so I really don’t know how they left off on it. And they didn’t have any costs, they just knew it was going to be a big cost to truck it away.

Councilman Patel: They have to make sure what kind of contamination is in the soil before they decide on how they’re going to transport it.

Mr. Quinn: Right, and that’s another condition, Vishnu, that they’ll do that testing and then they’ll also furnish copies of those results so we’ll just keep it in our files so we’ll know they did the testing and disposed of legally.

Superintendent Paganelli: Okay, sounds good. Thank you, Michael.

Supervisor Slater: Any other questions from the Board? As a reminder, as a general permit, it is valid for five years. If there are no more questions from the Board, then I will entertain a motion.

Councilman Lachterman: So moved.

Councilman Patel: Second.

Supervisor Slater: All in favor?

Town Board Members: Aye.

DECLARATION OF LEAD AGENCY, NEGATIVE DECLARATION AND GENERAL MAINTENANCE PERMIT FOR THE RESTORATION OF A PORTION OF THE WETLAND AND REPAIR TO THE TEATOWN LAKE DAM ON THE PROPERTY LOCATED AT 1600 SPRING VALLEY ROAD
RESOLUTION #162

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

WHEREAS:

1. The Teatown Lake Reservation submitted applications to the Town for several upcoming projects:
 - a. dredging of a wetland buffer area located in the vicinity of the visitor center (includes removal of one 18-inch DBH tree),

- b. repair and general maintenance of the Teatown Lake Dam,
 - c. remove invasive species from a Town-designated wetland with the use of herbicides. All removals to be performed with a brush hog/trac vehicles to minimize impact to environmentally sensitive areas.
 - d. general maintenance activities in and around the waterways and waterbodies on the property site.
2. The Applicant submitted plans for the subject property, entitled: Dam Restoration by Insite Engineering, P.C., 8 pages, dated 2/28/20 and Plan entitled: Wetland Restoration by Restiano Design and SWPPP Report by Willingham Engineering dated 01/20, 128 pages.
 3. The work will require issuance of a Wetland, MS4 Stormwater Management & Tree Removal permit. As part of this application, Teatown Lake Reservation is requesting a Town General Permit for ongoing maintenance of the streams, ponds and drainage culverts throughout the Teatown Lake Reservation property.
 4. The Approval Authority for this application is the Town Board as the proposed dredging work involves a land disturbance in excess of 200 cubic yards (estimated removal of dredged material from a wetland/watercourse approximately 600 cubic yards).
 5. A Public Hearing was opened on 5/12/20. The Applicant reviewed technical details of the project being proposed. All work to be done in accordance with NYSDEC regulations that govern this work. As noted in the submitted documents, Applicant plans to remove the dredged material from the site.
 6. The Town Board reviewed communications received from the Engineering Department, Planning Board, Tree Conservation Advisory Commission and Conservation Board. A response letter from NYCDEP dated 5/12/20 was also received. Applicant agreed a correction to the short EAF Question 9 was warranted as noted in the Planning Board communication dated 5/11/20. No members of the public spoke on this application.
 7. The Public Hearing regarding this application was closed on 5/12/20.

NOW THEREFORE BE IT RESOLVED:

1. The Town Board declares itself Lead Agency for this Unlisted Item, as defined in 6NYCRR Part 617.2(u), for the coordinated review of said Actions under SEQRA.
2. That the Town of Yorktown shall adopt in its determination of significance under 6NYCRR Part 617.7, this *NEGATIVE DECLARATION*, indicating that information provided in the Environmental Assessment Form has sufficiently demonstrated that the proposed action will not result in significant adverse environmental impacts, and that an Environmental Impact Statement need not be prepared.
3. The Action is approved by the Town Board subject to compliance with the Town Code and adherence to the plan documents submitted in support of the application.
4. As a General Permit, this Action will be valid for a duration of up to five (5) years subject to all permit conditions being followed. Applicant shall apply for yearly permit renewal and the Town Engineer will verify that all permit conditions have been met and all documentation has been submitted and accepted.
5. A maximum of four (4) permit renewals shall be granted, for a total permit duration of five (5) years. The Town Engineer will report back to the Town Board should a permit renewal not be granted for cause.
6. The following conditions are included as part of the Action: All items listed in the Conservation Board memo & NYCDEP letter referenced above shall be addressed in writing. All open comments listed in the Town Engineer's memo dated 2/21/20 and copied below hereto shall be addressed to the satisfaction of the Town Engineer prior to issuance of any permits.
 - A. In accordance with NYSDEC regulations the project documents shall state that a bi-weekly inspection will be performed to verify compliance in regards to erosion and sediment control. Inspections shall also be done following any storm events that are 1-inch rainfall or greater. Copies of inspection reports shall be prepared by a licensed professional and/or the certified soil erosion inspector and sent to the Engineering Department for our records.
 - B. Applicant will be required to furnish a copy of the waste manifest for any soil material that is trucked off-site.

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

Supervisor Slater: Any opposed? None opposed. Motion passed. Moving on. Second, this is from a public hearing for a Declaration of Lead Agency, Negative Declaration and Wetland/SWPPP Permits to dredge a pond on property located at 1390 Old Logging Road. Questions from the Board? Comments from the Board?

Councilman Patel: I think it was very well presented by the professional doing the project so I have no comment.

Councilwoman Roker: I agree, Vishnu.

Councilman Lachterman: The Planning Board had some minor areas they asked them to address with where the pumps would be placed to give it a better buffer from the watercourse, and I know that they were going to make those adjustments. So, they were in favor of that and so am I in moving this forward.

Supervisor Slater: I'll entertain a motion.

Councilman Lachterman: So moved.

Councilman Patel: Second.

Supervisor Slater: All in favor?

Town Board Members: Aye.

Supervisor Slater: Any opposed? Motion carries.

DECLARATION OF LEAD AGENCY, NEGATIVE DECLARATION AND WETLAND/SWPPP PERMITS TO DREDGE A POND ON PROPERTY LOCATED AT 1390 OLD LOGGING ROAD
RESOLUTION #163

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

WHEREAS:

1. The Engineering Department received an application, short Environmental Assessment Form and engineering plans for the subject property, entitled: Pond Dredging Wetland Application, prepared by Tracy Chalifoux, Registered Landscape Architect, 3 sheets, dated 1/03/20.
2. The work will require issuance of a Wetland & MS4 Stormwater Management permit.
3. The Approval Authority for this application is the Town Board as the work will be performed on a waterbody and proposed dredging work involves a land disturbance greater than 200 cubic yards of excavation/fill.
4. A Public Hearing was opened on 5/12/20. The Applicant reviewed technical details of the project being proposed. As noted in the submitted documents, the Contractor plans to use suction harvesting to remove sediment from the pond and place into filter bags, which will then be stockpiled adjacent to the waterbody. Water from the filter bags will drain back into the pond for several months. After the soil is sufficiently dried, it will be removed from the site.
5. All work will be done in accordance with NYSDEC regulations that govern this work.
6. The Town Board reviewed communications received from the Engineering Department, Planning Board, Tree Conservation Advisory Commission and Conservation Board. A response letter from NYCDEP dated 5/12/20 was also received. Applicant agreed to relocate the soil stockpile location and make a correction to the short EAF Question 9 as noted in the Planning Board communication dated 5/11/20. No members of the public spoke on this application.
7. The Public Hearing regarding this application was closed on 5/12/20.

NOW THEREFORE BE IT RESOLVED, THAT:

1. The Town Board declares itself Lead Agency for this Unlisted Item, as defined in 6NYCRR Part 617.2(u), for the coordinated review of said Actions under SEQRA.

2. The Town of Yorktown shall adopt in its determination of significance under 6NYCRR Part 617.7, this *NEGATIVE DECLARATION*, indicating that information provided in the Environmental Assessment Form has sufficiently demonstrated that the proposed action will not result in significant adverse environmental impacts, and that an Environmental Impact Statement need not be prepared.
3. The Action is approved by the Town Board subject to compliance with the Town Code and adherence to the plan documents submitted in support of the application.
4. The following conditions are included as part of the Action: All items listed in the Conservation Board memo & NYCDEP letter referenced above shall be addressed in writing. All open comments listed in the Town Engineer's memo dated 2/20/20 and copied below hereto shall be addressed to the satisfaction of the Town Engineer prior to issuance of any permits.
 - A. For the proposed dredging work, the Applicant must confirm if any permits will be needed from the Army Corps of Engineers, NYSDEC or NYCDEP. If any additional regulatory permits are required, must be listed on the Environmental Assessment Form, Question #2.
 - B. The Pond Dredging Site Plan must show the location of suction pumping, hoses, generator, etc.; should be located within the Limit of Disturbance and protected with a silt fence.
 - C. The project sequence of work indicates that the water level in the pond will remain full while the work proceeds. A turbidity curtain is proposed to keep any dirty water from flowing out of the pond. Submit details on the proposed turbidity curtain.
 - D. Old Logging Road is a narrow unpaved roadway. Need to provide a truck management plan to show how sediment will be loaded into trucks and safely navigate through the site.
 - E. Additional soil erosion and sediment control measures are needed for the movement of sediment off-site. Suggest a drainage swale be incorporated between the filter bag and pond to keep disturbed soils from flowing into the pond.
 - F. In accordance with NYSDEC regulations the project documents shall state that a bi-weekly inspection will be performed to verify compliance in regards to erosion and sediment control. Inspections shall also be done following any storm events that are 1-inch rainfall or greater. Copies of inspection reports shall be prepared by a licensed professional and/or the certified soil erosion inspector and sent to the Engineering Department for our records.
 - G. Applicant will be required to furnish a copy of the waste manifest for any soil material that is trucked off-site.
 - H. No tree removals are proposed or allowed as part of this application.

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

PUBLIC HEARING TO CONSIDER STORMWATER POLLUTION PREVENTION PLAN/TREE PERMIT APPLICATION RECEIVED FROM WESTCHESTER MODULAR HOMES CORP. – CONSTRUCTION OF SINGLE-FAMILY HOME ON MADISON COURT

Supervisor Matt Slater will convene a rescheduled public hearing to consider the Stormwater Pollution Prevention Plan/Tree Permit Application received from Westchester Modular Homes Corp., on behalf of Katie & Damian Carparelli, for property located at Madison Court, Yorktown, New York, also known as Section 37.09, Block 1, Lot 10 on the Tax Map of the Town of Yorktown for the construction of a single-family dwelling.

Supervisor Slater: We will move forward and call to order the public hearing to consider the stormwater pollution prevention plan and tree permit application received from Westchester Modular Homes Corp. for the construction of a single-family home on Madison Court. I ask the Clerk to confirm that the public hearing had been properly noticed – she's showing that now. We will open the public hearing; I think we have a few people who would like to speak. Diana, who do we have to speak on it first? Well, actually, before we do that can we – do we have the applicants with us?

Town Clerk Quast: Yes.

Supervisor Slater: If we can have the applicants just provide a brief overview of the project for

the public?

Anthony Pisarri (Westchester Modular): It's an application for a single-family house on Madison Court and we had to come before the Board for a stormwater permit, a SWPPP basically.

Supervisor Slater: Is there any other member associated with the application who wants to speak?

Councilman Patel: How many trees are being removed? I don't see the number here. How many trees will be taken down?

Supervisor Slater: Mr. Quinn, can you answer how many trees will be removed from the project?

Mr. Quinn: Yes. So this application had come before the Board I believe in early February and the number of trees to be removed – there's 11 trees that have to be removed for the new house construction and one of the questions that had come up in a prior discussion before the Board – I think it also came up before in a Planning Board memo and a Conservation Board memo – was this was the first application of 2020 and so they were subject to the new tree code, so this applicant is proposing to pay a fee to the Tree Bank in lieu of doing the full tree mitigation just because they don't have room – it's a wooded lot – and they have to remove these 11 trees to accommodate the new house.

Councilman Patel: There are three modular homes there. This is the house that is parallel to the street. Another one is on Route 202 and 35. I think some of the trees are already cut down.

Mr. Quinn: I believe those trees were taken out for this project. Technically, they should have waited to get all the permits in place but I think they did start the tree removal.

Mr. Pisarri: Yes, the trees were removed, I believe.

Superintendent Paganelli: No, the trees were removed – I'm on that road every other day.

Councilwoman Roker: Did someone explain to them they should have had a tree permit?

Mr. Quinn: I have not informed them, Alice. I know that we've been inspecting another house that Vishnu just mentioned so we've been in and out of there ourselves. So we did notice that they did start removing trees. One of our conditions of any permit that we would prepare based on the Board's direction would be you have to get your building permits before you could start the work that way you don't have to look at sites that have been cleared until they're ready to actually start the work. But just going back to the tree discussion, so the applicant is proposing – we worked with them to calculate the fees required to the Tree Bank – so the fee would be \$1700 per tree for 11 trees.

Superintendent Paganelli: Do we know for certain there are 11 trees? Has anyone gone out there and counted them?

Mr. Quinn: Well, it's only trees, Dave, that are 8 inches in diameter; bigger than 8 inches in diameter – that's what our code defines as a tree.

Superintendent Paganelli: Okay. I'll go out tomorrow and measure them up.

Councilwoman Roker: But they're already down, Dave.

Superintendent Paganelli: Yes, but if we're going to get reimbursed rather than mitigation, as a type of mitigation (I applaud the Town Board's finally moving forward on this with our 55 acres of open space that we can't maintain – this is a great thing as opposed to putting trees in useless places) – I want to make sure that if we're getting a financial "x" amount per tree, we're 100% sure that we've checked and seen how many trees there are times "x" amount.

Councilwoman Roker: I appreciate your doing that, David. Thank you for agreeing to do that.

Councilman Diana: Possibly we should send the Building Department out there, Dave. This way they have jurisdiction over that, don't they?

Superintendent Paganelli: That's fine. Nonetheless, as an elected Highway Superintendent, I'll go out and count trees. It's affecting my roads, all the traffic in and out, you know construction traffic, what have you. With that being said, I think we need to be vigilant. Certainly, any one is welcome to go out and count the trees.

Councilwoman Roker: I certainly appreciate your offering, David.

Councilman Patel: I want to say something to the Board. The trees that are already cut down – was the fee received after they were cut down or before?

Councilwoman Roker: Well the concern is, Vishnu, they should never have been cut down prior to getting (the permit).

Supervisor Slater: Correct, they were cut down without the necessary permit approved.

Councilman Patel: Maybe a storm came at night, or something.

Councilwoman Roker: No.

Superintendent Paganelli: No. These were cut.

Councilman Patel: Because of the corona issue – was it done during that time period? How was it done; do you know?

Mr. Quinn: The trees were cut down earlier this year. They were cut down, I think, in anticipation of getting approval and permits, but again, they should have waited. It's a condition that before you have a building permit, you cannot start any type of work on the site.

Councilman Patel: Is this the way we're going to move?

Supervisor Slater: Is there a penalty for the fact that the trees were taken down without the necessary permitting?

Mr. Quinn: Well, typically, someone who takes down trees without authorization, we would use the same tree code to figure out how many trees they would have to put back or pay a fee in lieu of – there's no penalty or fees aren't changed as a result of doing it before you had approval.

Councilman Lachterman: Matt, I think there was some confusion because it looks like the paperwork was put in on March 15 and because the law had changed and this was the first one. They did pay their MS-1 Stormwater Management Permit; there is a part on here for tree permit that didn't get checked, so it may have been just an oversight from that and we should have caught that through. I did have a question, though, to just verify how this works. There's a certain amount of trees you're allowed to cut down regardless, correct?

Councilwoman Roker: Correct.

Councilman Lachterman: If there are 11 trees being cut down, is that 11 over the limit? Do they pay for everyone or is it what you pay over the limit, if you have to go over the limit? So, I think we want to be clear about guidelines.

Councilwoman Roker: Well, doesn't the one have to do with the size of the tree?

Mr. Quinn: Yes, a tree is defined as more than 8 inches in diameter at chest height. Now if you can remove a certain amount of trees as a right without getting a permit, then you don't have to get a permit. Once you exceed that number, you don't get the first couple free, you have to get a permit. In this case there's 11 trees, you have to get a permit for 11 trees – you don't get the first group...they still count.

Councilwoman Roker: Correct.

Councilman Patel: I have a question for the Town Engineer. This is a new construction and

there are so many things, not just cutting down trees. The entire permitting to build the house is a very complicated process so cutting down 11 trees is not a good thing to start with here.

Councilwoman Roker: Well, I think Michael was fair when he said they shouldn't have done anything until they got a building permit.

Councilman Lachterman: Well, part of this law when it was explained to us when we spoke about it, was that it would not be prohibited to a single-family dwelling.

Councilwoman Roker: Depending on the number.

Councilman Lachterman: Well, no...

Superintendent Paganelli: A question: is it prohibitive to a single-family dwelling that exists or is it a new project? You're talking about two separate things.

Councilman Lachterman: No, Dave, I'm not. We were talking about specifically when we had the hearings, we spoke specifically about someone who wants to develop a lot and being able to take down the trees to do so.

Superintendent Paganelli: So if that's indeed the case, why are we charging them at all? Why do we have a rule if we're just making exceptions?

Councilwoman Roker: Even if he was a person with a house already built, you can't take down 11 trees without a permit.

Supervisor Slater: Right. My question is what are the penalties for taking down trees without a permit?

Councilman Patel: Can I say something? If you let it happen once, then it's going to happen all the time. We have to have some kind of law and make it enforced. We don't need to make a new law; enforce what we already have.

Councilwoman Roker: No, I agree with you. Michael, the last time we had a person take down a tree, you did give them a penalty and I think it was you doubled the price of the tree.

Mr. Quinn: In that case, Alice, it was a tree removal that occurred in a wetland buffer. So they were cited for not getting a wetland permit. You know, if you're removing more than 3 trees from a wetland buffer, you have to get a wetland permit.

Councilwoman Roker: They took down 20 trees.

Mr. Quinn: Yes, I think it was in the 20s. So, that's where that came from. In our fee, there is no cost to get a tree removal permit so if someone removes trees, there's nothing to double since there's no fee for getting a tree permit. If somebody exceeded that number, we would ask them to get the permit because that's required but there would not be a penalty or a fee associated with that.

Councilman Diana: Is this a sewer or a septic lot? Is it scheduled to have a sewer hookup or is there septic?

Mr. Pisarri: It's a sewer hookup.

Mr. Quinn: They'll be connected to Town sewer.

Councilman Diana: I knew that there was a provision in there for the septic area to be clear of trees and that wouldn't be in conjunction with any other tree permits that would have to be done.

Mr. Quinn: That's correct. If you have to remove trees to build a septic field, that's exempt from our code and we would not count those. If a tree is dead, diseased, or dying, that would also not count in the number calculation.

Supervisor Slater: Any other questions from the Board? Otherwise, we open up for public comment. Diana, who do we have for public comment?

Town Clerk Quast: Susan Siegel.

Ms. Siegel: Good evening, Board. I have some prepared comments dealing with the Stormwater Law but I'd like to comment on this issue of the violation of having cut down the trees beforehand. I have the luxury of opening up my computer to the actual language of the tree law. For one thing it says if the only mitigation is to pay a fee into the Tree Fund, the law says it's \$300 for every tree. If you take the applicant's word that it was 11 trees, that comes to \$3,300 not \$1700. That's stipulated in the law, very specifically \$300 per tree. That's the first issue. The second issue is the issue of what happens if he has violated the tree law by cutting down the trees beforehand. It seems that, while I applaud Dave's comment that he'll go out and check the situation, if the trees are already down, unless there are stumps left, you don't know how many trees were actually cut down – you're taking the word of applicants that it was 11 trees and I don't know if the Engineering Department had actually done a site visit and verified that because the trees should be marked as to which ones are going to be cut. There are provisions in the code for restoration if work is done without a permit. So I suggest that the Town Engineer's office work with the Town Attorney and look at the enforcement provisions of the tree law to see what can be done because clearly, as has been stated and no one's denying it, that the tree law has been violated because he cut down more than 10 trees without a permit. Period. So those are two issues I'd like to bring to your attention.

My other comments; I don't have any specific comments about this application but I am asking the Board to adjourn the hearing until the Board adopts amendments to Chapter 248 – the Stormwater Erosion and Control Law. The amendments have been pending since July 2019. They're technical, they're not controversial, and until the amendments are adopted, the Town Board can't tell whether the applicant has actually met the requirements of the tree law, which is also part of this hearing. By the way, we call it the tree law but the full title of the law is actually the Preservation of Yorktown's Trees and Woodlands and the stormwater amendments deal with the woodlands portion of the law. The Town Board has been made aware of the need to enact these amendments for quite some time but the matter was never considered urgent and so nothing was done about them, but now the Town Board is reviewing several applications for stormwater permits – there are two on the agenda for tonight and there are others that are pending. So, it's time for the Board to address this issue.

Without getting too technical, let me just explain why the amendments are needed and the amendments are needed now before the stormwater permit is actually approved. Let me distinguish between removing trees and disturbing a portion of a woodland. The two are not the same thing. A woodland can actually be disturbed without removing trees and that's why the Tree and Woodland Preservation Law has different provisions for tree removal and different provisions for disturbing woodlands. Last year, when the Board was considering adopting the new tree law, one of its important goals was to avoid the need for applicants to get duplicate permits – like needing a tree permit and a stormwater permit. So in order to avoid duplication and streamline the permitting process, the tree law said that if a property owner was planning to disturb between 5,000 and 10,000 square feet of woodland, he wouldn't have to get a separate tree permit if he also needed a stormwater permit, which is the case here. At the time, there was a clear understanding that the stormwater law would be amended to include the provisions relating to disturbing 5,000 to 10,000 square feet of woodlands so that the two laws were consistent; that they work together. However, in the current stormwater law there are no provisions for woodlands of any size. That's what these amendments needed. So when the Town Board held the initial hearings on the tree law in July, it also held a hearing on the amendments for the stormwater law. There was no opposition to the amendments to the law. Both hearings were adjourned in July. When the Town Board reconvened the hearing for the tree law in December of 2019 and eventually passed the law, it forgot the reconvene the hearing on the amendments to the stormwater law so the existing stormwater law is inconsistent with the tree law. There are no provisions in the current stormwater law for woodlands between 5,000 to 10,000 square feet – that's the problem we're facing tonight. We also don't know if there's a protected woodland that's being disturbed in this application because the tree permit application was never updated to indicate the extent of any disturbance to a woodland; that's a separate administrative problem that needs to be dealt with. So that's why I'm asking the Board tonight that the amendments to Chapter 248 be addressed first and once that's done, then they can quickly go ahead and approve the stormwater permit for this applicant.

I know this may sound technical but it really is simple. All it means is that the two laws have to work together and for that to happen, you have to amend the stormwater law so that it protects the woodlands as required under the tree law. I think the Board has gotten emails from Linda Miller explaining this and certainly if there are questions, Linda can answer them. I don't know if John is tied into this meeting but he was very well aware of this issue when the tree law was being worked on, so he can address those problems. I think the amendments were referred out last July when the Board was first considering this so this can be done rather quickly so there's no delay to the applicant. Let me add – I have the same comments for the next public hearing; again, a stormwater and tree permit. I don't want to repeat those hearings, so if it works for the Board and the Town Clerk's official records, you can duplicate my comments for the next hearing – the exact same thing as I said for this one.

Are there any questions? I can go into more detail. The Board has received emails about this so they should be aware of the problem. And again, it was always “back burner, back burner.” The COVID issue has certainly thrown your schedule off, I understand that, but now we're dealing with two applications tonight and I think it's time to address this issue. Thank you. Are there any questions that I can answer?

Supervisor Slater: Thank you, Susan. I don't see any questions from the Board. We'll go over to the next. We have someone else who wants to speak, Diana?

Town Clerk Quast: No, I have no one else.

Supervisor Slater: I have a question based off Mrs. Siegel's comments. John Tegeder, you're on the call – can you provide some insight into the technicalities that were raised?

Mr. Tegeder: I guess you're talking about the Chapter 248 – that discussion?

Supervisor Slater: Yes.

Mr. Tegeder: Let me ask Mike Quinn first – what's the amount of disturbance on the project?

Mr. Quinn: More than 5,000 and so what I was saying earlier was that there's 11 trees – it's \$100 a tree.

Mrs. Siegel: No, it's \$300 a tree.

Mr. Quinn: I'm actually looking up the code on my phone right here. So it's \$100 per tree times 11 and \$300 for every 5,000 square feet of woodland disturbed. So it was more than 5,000 so that was \$300 times 2 and that's the \$1,700.

Mr. Tegeder: I understand that. Is it more than 10,000?

Mr. Pisarri: No. It's 5,300 square feet.

Mr. Tegeder: Here's what I think about what Susan said. First of all, all of the history and discussion of Chapter 248 I think is true. I think that all of the things that were offered to be put in that law were fairly benign and I think it's really a matter of consistency. I don't think it's a matter in this application or any function necessarily. I think it makes the two laws balance together but if you read what's in Chapter 270, the Tree Law, and I'll ask Adam if he wants to review this at a later time, it does say that for applications that need a stormwater management permit between 5,000 and 10,000 square feet, you do not need a tree permit but that you will require mitigation for those trees and you can utilize the mitigation measures that are contained in this law – the tree law. I think that functions on its own. I don't think having or delaying this to adopt a law will eliminate that requirement nor do I think that the addition of those amendments in that law will make it any stronger that we have to do this under the tree law. The second part of this is that those 11 trees that have to be taken down trip the threshold for the tree law, itself. I think you're getting a tree permit, regardless. I don't think you need to stop this and do this law; I think the tree law functions on its own. I think if what was in here was only a stormwater permit without a tree permit that you would still have to follow this paragraph in which you would consider mitigation for the tree loss that you would find in the tree law for mitigation measures.

Councilwoman Roker: John, that makes a lot of sense.

Mrs. Siegel: Can I add?

Councilwoman Roker: Susan, let me just speak? I understand what you want us to do, but I agree with John. I think it is best to do it for consistency for both of the chapters to exist in the code but if one does not trip that 10,000 square foot disturbance so that Chapter 248 has nothing to do with the application.

Supervisor Slater: Right. Any other comments?

Mrs. Siegel: What Michael said, which was an interesting piece of information, that this application did disturb more than 5,000 square feet of woodland disturbance. That's critical because that's the exact reason why the stormwater law...

Councilwoman Roker: I didn't know he said of woodlands. I didn't realize he said that.

Mrs. Siegel: Yes. You see woodlands disturbance is separate and distinct from tree removal because you could be disturbing a woodland without cutting down any trees. So here he needed a tree permit because he was cutting down 11 trees – automatically, he needed a tree permit. But also it has to recognize that he's mitigating for the tree removal. Now also, if he's disturbing more than 5,000 square feet of woodland, under the definitions of the law (and I won't go into that because that's clear in the law), if that gets triggered, then he has to do mitigation for disturbing the woodland.

Supervisor Slater: John, can you talk to this?

Mr. Tegeder: Yes. I think all of that makes a certain amount of sense and I don't disagree with it but by adding in the alterations to Chapter 248, you're not getting any greater effect than we have now under Chapter 270.

Mrs. Siegel: No, because you don't need a permit because if you're disturbing a woodland of 5,000 to 10,000 square feet, you don't need a tree permit and you don't have to do any mitigation except if you're getting a stormwater permit. And in this case, he's getting a stormwater permit. That's why the stormwater law...

Mr. Tegeder: I think that's like going around in circles, really. So they're disturbing 5,000, he's getting a stormwater permit. If he's disturbing 5,000 or more of woodland, he has to do mitigation. All of that is contained in Section J of 270-5. It's there and they should do it.

Mr. Quinn: Supervisor?

Supervisor Slater: Yes, Mr. Quinn.

Mr. Quinn: So, I mean, I agree with John Tegeder. And also, John and I have been talking and we've had a few months to work with this new tree code; I think there are a few things in there we need to take a look at. So if we're going to fix the discrepancies between the tree code and Chapter 248, which is the stormwater code, I think we should also take a look at how this tree code is being applied and where we see some difficulties. I think this requires a longer, harder look and I think this application should move forward. I mean, as John said, it's not going to change this application. There is mitigation; they're proposing to pay \$1,700 as mitigation for removing 11 trees.

Mrs. Siegel: But what if it's \$300 per tree?

Mr. Quinn: It's not.

Mrs. Siegel: I'm looking at the code. Just a second, let me find that section of the code that specifically says \$300 per – let me just find the mitigation section –

Mr. Rodriguez: That's not correct.

Councilman Lachterman: Mr. Rodriguez, do you have a copy?

Mrs. Siegel: I apologize. I made a mistake – it's \$100 per protected tree. I apologize. It's \$100 for every protected tree and 5,000 square feet of protected woodland. But right now the application for a tree permit doesn't say how many square feet of woodland are being disturbed.

Councilwoman Roker: Michael, did you say woodland disturbance or did you just say disturbance?

Mr. Quinn: Well, there 11 trees and 9,300 (to the engineer's calculation) square feet of woodland disturbance to build the new house. So those calculations were done and that's how the \$1,700 was arrived at.

Mrs. Siegel: Okay, again I apologize for my mistake and I'm glad to know your department, Michael, did calculate the disturbance to the woodlands because in all discussions that I've been hearing both at the Town Board and also at the Planning Board there's never been any indication of the amount of disturbance to a woodland and that was one of the critical additions to the tree law that was passed in December and I know the people on the Town Board were very supportive of the need to protect the woodland. Alice, you spoke very strongly about that.

Councilwoman Roker: I didn't realize that. I'm sorry, Susan, that's my fault.

Mrs. Siegel: And let me just say, as if this wasn't complicated enough, the same issue about this consistency between the tree law and the stormwater applies to the wetlands law so when you do one, you should really do both but I didn't want to get involved in wetlands tonight because the hearing didn't involve that but I didn't want to ignore that – woodlands in wetland buffers.

Supervisor Slater: Any questions or comments from the Board?

Councilman Patel: Let me ask you something, Mike. Anybody who comes for development for any project – they should come with all the paperwork, not just piecemeal information and ask for approval because nobody should blame the Town Board, Building Department, Planning Department, or any department because you are the only one delaying your project – don't blame anyone else. They're supposed to know these things.

Supervisor Slater: Thank you, Councilman. Any other questions or comments from the Board?

Councilwoman Roker: I think we should adjourn this, Matt.

Supervisor Slater: I agree. Yes, I think we should adjourn this public hearing. I'll entertain a motion to adjourn.

Upon motion made by Councilwoman Roker, seconded by Councilman Patel, the public hearing was adjourned.

Supervisor Slater: All in favor?

Town Board: Aye.

Supervisor Slater: Any opposed? No opposed. The public hearing is adjourned. We will now convene a public hearing to consider a stormwater pollution prevention plan/tree permit application received from PanBar Realty to reconstruct a single-family home at 3617 Buckhorn.

PUBLIC HEARING TO CONSIDER STORMWATER POLLUTION PREVENTION PLAN/WETLAND/TREE PERMIT APPLICATION RECEIVED FROM PANBAR REALTY – RECONSTRUCT OF A SINGLE FAMILY HOME AT 3617 BUCKHORN

Supervisor Matt Slater will convene a rescheduled public hearing to consider the Stormwater Pollution Prevention Plan/Wetland/Tree Permit Application received from Panbar Realty, as Contract Vendee, for property located at 3617 Buckhorn Street, Yorktown, New York, also known as Section 16.10, Block 4, Lot 20 on the Tax Map of the Town of Yorktown for the reconstruction of a damaged single-family house.

Supervisor Slater: Diana, do we have PanBar Realty joining us tonight?

Town Clerk Quast: Yes, he should be on in a second.

Supervisor Slater: Okay and can you confirm that the public hearing was properly noticed? (Town Clerk Quast held up the public notice.) Thank you.

Lou Penny How are you doing?

Supervisor Slater: We're good. Thank you for joining us. Can you give us a brief description of the project for the public, please?

Mr. Penny: Yes. It's a half acre lot, with a stream that runs through the back of it. There was a house on the property that burned down. I purchased the property under the impression I was going to be able to put a new house back in its place and then after signing contracts, I found out that I wasn't able to do that – I have to go through all of this stuff. So I've gone through all of this now with you guys and I think you're my last piece to this puzzle – I hope – because the property owner I'm buying from is running out of patience and I have a contract with them that I need to finalize.

Supervisor Slater: Understood.

Mr. Quinn: Supervisor, if I could just give a little background here. This is, like he mentioned, there was a house on this parcel a few years ago. I believe, after a fire, the house was demolished two years ago. So they're proposing to build a house very similar in size – 1700 square feet. So because there's a stream that runs in the back of the property, they're required to get a wetland permit – it's a New York State DEC regulated watercourse so they're also required to get a DEC wetland permit. That's what makes this a Town Board action. So in order to move the project forward they need approval for the wetlands, stormwater management, and tree removal. I have been working with these guys behind the scenes on the technical reviews and all of our comments have been addressed in the last plan set so we were satisfied with the documents, as prepared. I know they have been working with the DEC and I believe a few weeks ago they did obtain a wetland permit from the DEC, in addition to permits they'll need from the Town. That's kind of a snapshot in time as to where we are right now. Basically, the entire lot is in the wetland buffer – that's just the nature of the location of where they want to build. This is also within a hundred year floodplain so they'll also have to get a floodplain permit from the Building Department in addition to the Building permits.

Supervisor Slater: John Tegeder, any insight you want to provide?

Mr. Tegeder: Well, some of the items we had talked about...Lou, I know I had asked this question – the foundation to the original house has been demolished and gone, correct?

Mr. Penny: Correct. I don't know why the bank did that but the bank owns the property. They did get notification from the Building Department years ago that said that they had to remove the house completely from the property so I think they misunderstood the fact that they were allowed to leave the foundation and took everything.

Mr. Tegeder: I appreciate that. One of the things the Board had talked about was if you look at the plan, you'll find there's not much backyard there before you get to the wetland and stream so they wanted you to possibly consider moving the building closer to the front yard to produce a better backyard for outdoor living. This will eliminate and make less the future impact to the wetland and possibly the stream. The plan shows 4 trees to be removed but there are some documents that state there are 6 trees; it's my information that it's 4 live trees, 2 deceased trees will be removed. That should just, in terms of housekeeping, be made consistent. There is a reference in the MS4 application to a 24-inch dbh – I don't think that's correct but that should be verified. We are asking for a zoning chart on the plan; we ask for explanation of the wood chips whether they're temporary or permanent. Also, we had a discussion about the existing asphalt driveway – it appears as though some of that is still existing and to be removed. If so, that would expand the limit of disturbance and that should be clarified. And also, just in terms of limit of disturbance that I have seen, it appears to be very tight and is probably a little unrealistic and should be expanded.

Mr. Penny: Yes, the driveway was going to be recapped. Whatever was there – whatever was loose was going to be removed. Whatever is good, we were going to just cap over. So I wasn't going to be ripping up the old driveway. It's in fairly good shape and it's a good base.

Mr. Tegeder: Yes, okay. Still, I think it bears a little attention. Not too much; it's a detail.

Mr. Penny: Okay – I'll take care of it.

Mr. Tegeder: In terms of the wetland and tree permits, since everything's in the buffer I don't think there's a tree permit here, so any of the trees that will be taken down will be mitigated for as part of the wetland permit. I think Mike has that in hand.

Mr. Quinn: There's more than 3 trees in a wetland buffer so that does trigger a tree removal permit.

Mr. Tegeder: Actually, I don't think so. I think it remains as a wetland permit but you do mitigation, as we talked about in the last application, you look to the tree law for some mitigation measures. I can read it to you, if you want.

Councilman Lachterman: Gentlemen, I'm also looking at their original permit and it says 6 trees are to be removed but 3 are dead. Does that make a difference in that? More than 3 or is it because of the wetland you can't even take down a dead tree?

Mr. Tegeder: No, you can take down a dead tree. So let me just read to you "in a protected woodland...in a wetland to wetland buffer therefore requires a permit under that law. Mitigation for woodland disturbance is required; however, mitigation measures as detailed in 270-10 may be used as mitigation with required mitigation under Chapter 178." That's in "permits not required." Wetland law the threshold is 3 trees or more. I know you're in a wetland situation just by virtue of the disturbance itself but you also have the 3 trees, so in terms of the mitigation for trees and the tree permit, I think that's covered under the wetland permit. I thought we had that discussion, Mike, but maybe I'm missing that.

Mr. Quinn: William Battista had talked to you guys about it; I don't recall if I was involved.

Mr. Tegeder: In either case, it doesn't change what the mitigation will be.

Supervisor Slater: Diana, do we have anyone for public comment? I acknowledge that we had Susan Siegel earlier; will we be able to just replicate her comments?

Mrs. Siegel: I have some additional comments.

Councilwoman Roker: Before Susan goes, can I speak? Has the applicant received the comments from the Conservation Board?

Supervisor Slater: Lou, did you get the comments from the Conservation Board?

Mr. Penny: No, I don't think so.

Councilwoman Roker: Okay because they've got concerns. I'm sorry you didn't get them and I'm actually trying to pull them up on my other computer, as we speak. But they had a number of concerns about this application.

Councilman Diana: I think the Tree Conservation Advisory Commission said "based on the review of the documents provided and viewing of the project's site from the street, we conclude that the tree removal permit is not required."

Councilwoman Roker: Well, the Conservation Board had more than just trees.

Supervisor Slater: There's the Conservation Board's memo – I have it right here. Do you want me to read it for you? So their points are as follows:

- The entire development is in the wetland buffer. Mitigation is required and should be

detailed on the plans.

- The area of disturbance is not clearly marked on the plans.
- Detailed plans for treatment of water from the house drain should be indicated. As shown, the house drain is emptying directly into the wetland, which is not acceptable.
- The removal of trees of significant size warrants mitigation under the tree ordinance. No mitigation is shown.
- The stream at the back edge of the property should be protected. Planting native shrubs and perennials as the buffer along the riparian corridor would be beneficial.

Those are their points from their memo dated May 18th.

Mr. Penny: I'm pretty sure most of that stuff was addressed in the latest plan that Mike had with his memo.

Councilwoman Roker: Did you give them a copy? (Mr. Quinn)

Mr. Quinn: The plans that I reviewed are the ones that were referred out to every department. So that are the plans that they based their plans on, on their comments.

Supervisor Slater: But Mike, these comments were already addressed?

Mr. Quinn: No. These comments are based on the latest plan set.

Supervisor Slater: Okay, so they would have to address the Conservation Board's comments. That's our point, right?

Mr. Quinn: Yes.

Mr. Rodriguez: Those are recommendations.

Supervisor Slater: I understand they're recommendations. The point being, they haven't addressed them in what's on file.

Mr. Penny: I thought the leaders were removed. I thought Mike had asked us to do something with the leader drains a while ago. I'm not sure if that was actually addressed because we never really got back to another meeting to get a final on that.

Mr. Quinn: Well, I can review that comment with the Board secretary but the comment stands. I agree, you did pull it back so I'm not exactly sure why that comment might conflict with what the plans showed.

Councilwoman Roker: Well, I think that's why the applicant should be before the Conservation Board, as well. That's why we referred it out to them.

Supervisor Slater: The other point in the Conservation memo that's conflicting with the tree memo is whether a tree removal permit is required. Any thoughts on that from Mike Quinn?

Mr. Tegeder: Actually when I took a closer reading of the Conservation Board, they actually don't mention a tree permit. They just say that the trees being removed will require tree mitigation.

Supervisor Slater: Right. Under the tree ordinance. What you were saying before, correct? That you're just going to basically take the measures listed under the tree law for the mitigation purposes?

Mr. Tegeder: Yes. I don't know what their true meaning was, but as written I don't think it's inconsistent with the Tree committee.

Supervisor Slater: Okay. For public comment, we have Susan Siegel.

Mrs. Siegel: Thank you. The issue, again, as I mentioned in the previous hearing, is the distinction between removing trees and disturbing woodlands. Let me read the very short definition of woodland disturbance in the tree law because this is critical: "Any activity which alters the existing structure of a protected woodland. Alterations include the following: cutting or removal of any canopy trees, understory shrubs, herbaceous woodland ground cover, and the removal of humus and duff." Remember, Alice, all the discussions of humus and duff last year?

Councilwoman Roker: I do, I do.

Mrs. Siegel: That's why there can be woodland disturbance without removing any trees or a certain number of trees. Now going back to the streamlining of the permit and whether a tree permit is or is not required: I think John said that based on the wetlands law, the number of trees removed automatically requires a tree permit. But there's also the issue of mitigation for the disturbance to a protected woodland when that woodland is in the wetland or a wetland buffer and that's section 270-5(k). I'd like to ask Michael since I'm not familiar with this property at all, was there any disturbance to the woodland in the buffer zone? Again, not counting just removal of trees, but all of the other factors that disturb a woodland. And this is where the basic tree permit application needs to be modified so that the applicant has to identify to what extent he is disturbing the woodland. I think the Conservation Board memo raises lots of points and, clearly, this application needs more review. This is another hearing that needs to be adjourned pending more review but also the adoption of the amendment to the wetlands law and stormwater law to make it consistent with the tree law. They all go together. Thank you.

Mr. Penny: Can I bring up a point? The property is grass; it's a lawn. It's cut every week. And it's not a woodland. It's a grass lawn with 3 trees on it that are being taken down.

Mr. Quinn: It's not a woodland.

Mr. Penny: And there's a sewer/water line into the property because there was a house there. This is not a normal situation of a new house being built. A new house goes into the woods, cuts down trees to build a whole house. This was a house; there was one there.

Supervisor Slater: Thank you, Lou.

Mrs. Siegel: I'm just raising the question of whether it is a woodland. I don't know not knowing the property – I'm just asking the question. It needs to be addressed.

Mr. Quinn: Based on the definition, Supervisor, it is not a woodland.

Mrs. Siegel: Okay, thank you.

Supervisor Slater: Very good. Any other public comment? Diana, any other public comment?

Town Clerk Quast: None that I have.

Supervisor Slater: Any other comments from the Board?

Councilman Lachterman: I think we should close the public hearing. I'd like to make a motion to close the public hearing.

Councilman Diana: So moved.

Supervisor Slater: All right. Second. All in favor of closing the public hearing, say aye.

Town Board: Aye.

Supervisor Slater: Any opposed? Any abstained? Okay, the public hearing is closed. We will continue with our agenda. Lou, thank you for joining us.

Mr. Penny: Thank you. Have a nice night.

Supervisor Slater: Okay we're going to move over to Courtesy of the Floor. Town Clerk Diana Quast, do we have anyone for Courtesy of the Floor?

Town Clerk Quast: Susan, do you want to speak at Courtesy of the Floor? (No answer.) Okay, I have Marc (Lieberman) who is coming on now.

COURTESY OF THE FLOOR

Mr. Lieberman: Good evening, everyone. It's Marc Lieberman, 22 year resident of Yorktown. I hope all of you and your loved ones are well. Science tells us that COVID hits people with weaker immune systems harder than those people with strong immune systems and it's been hard to visit the dentist now and people may be reluctant to get proper dental care for some time, especially seniors. Poor oral health has been shown to cause our immune system to give more attention to dental problems allowing other illnesses the opportunity to manifest elsewhere. For instance, 60% of adults, age 65 and older, have periodontists. This age group is already a COVID-19 risk group. Therefore, perhaps Mr. Quinn could provide the status of returning fluoride to the Yorktown water supply, especially now considering the virus. Thank you.

Supervisor Slater: Thank you, Mr. Lieberman. Anybody else for Courtesy of the Floor?

Town Clerk Quast: I don't have anybody else.

Supervisor Slater: Okay. We'll motion to close Courtesy of the Floor.

Councilman Lachterman: Motion to close Courtesy of the Floor.

Councilman Diana: So moved.

Supervisor Slater: All in favor?

Town Board: Aye.

Supervisor Slater: Any opposed? All right. Mr. Quinn, do you want to provide an update on fluoride?

Mr. Quinn: Sure. The contractors have notified the Town that they're not going to proceed with the work during this New York on Pause due to work labor – I guess their work force; they don't have a full force. We're currently working on the paperwork behind the scenes. We have to get an MWBE program approved by the State – I was actually working with them today on that matter. We expect to have in the next week the final approval from them. Essentially, we're gearing up to start field construction as soon as the New York on Pause gets lifted. Now one other thing I wanted to mention is that the grant has an expiration date currently of May 31, 2020 so we have contacted the State. We actually had an extension in the past because there's a long cycle in the bid process so we kind of have a verbal from the State Department of Health folks that we're working with. They're still working with the documentation, if you will, and we basically must get that documentation so actually I was just reaching out to them this week to get the latest update. Again, in the next two weeks I expect to have all of our MWBE approved and we'll get this one year extension to continue the project.

Supervisor Slater: You said we "kind of" have a verbal – does that mean we have a verbal?

Mr. Quinn: We have a verbal. The Health Department folks have authorized it. They said they had to go back to the State. I think the reason is, I believe, they have to bring it beyond into the next fiscal year and I guess that required a few maneuvers that they're working on. So we're understanding that this will be done; it just hasn't been done yet.

Superintendent Slater: Now just as a reminder to the public, this was approved at the end of last year – correct, Mr. Quinn?

Mr. Quinn: That is correct.

Supervisor Slater: Very good. Any other comments from the Board regarding Courtesy of the

Floor? Otherwise we'll switch over to our work session agenda.

Councilman Diana: Mike, just keep us posted on this almost weekly so we can make concerted efforts on how we're going to pay for this, if indeed the grant does not come through, or we're not going to pay for this and not move on. I mean, quite frankly, if the grant does go south.

Supervisor Slater: It's a reimbursable grant, correct Mr. Quinn?

Mr. Quinn: Yes, this is 100% paid for so the Town has to expend the money and then we would get reimbursed. We can file reimbursement requests every 30 days, so that's our plan, but I will certainly give the Town Board a weekly update on these final approvals.

Councilwoman Roker: You know, Michael, my concern is that the cost of the State shortfall that we will not get reimbursed.

Mr. Quinn: I don't disagree.

Councilman Diana: I do think we've probably got to get something in writing from them that they're going to extend it at least a year.

Councilwoman Roker: I agree. We've got to get some kind of guarantee from them, Michael.

Supervisor Slater: That was approximately just under a million dollars, correct Mr. Quinn?

Mr. Quinn: Yes. Our grant was \$901,000 and I certainly agree with the Board. You know, technically, by the letter of the agreement that the Town has signed with the State, any expenses incurred after May 31, 2020 potentially would not be reimbursable without an extension. We have every indication that it will be extended. I think there's a little bit of a concern that the State, if they're having financial budget shortfalls that they may not reimburse as quickly. I can tell you, in the past, once we submit a reimbursement request we've received that reimbursement within thirty days. Right now, we've been billing them quarterly. The cost that we have incurred - we really haven't been billed by the contractors yet because they've only been working on the paperwork - but we have the consultant, Arcadis, that's been working on the project so the bills that we get and we paid them, we filed for reimbursements. We have been reimbursed in a very timely manner, to date, but we're certainly concerned that that may change in the future.

Councilwoman Roker: Is it possible to get anyone we owe money to now to submit their bills and for you to get them paid and then submit them to Albany prior to May 30th?

Mr. Quinn: Yes, that's a great point, Alice, we will definitely do that. But as far as getting reimbursement, when we file for reimbursement we work with the finance department, Pat Caporale and her staff, because we have to include paid receipts. One of the conditions of our grant is to pay the money, we have to show that their checks have cashed or the electronic deposit has gone through in order to file for reimbursement.

Councilwoman Roker: I'm sure if you work with Pat, she can help with this. My concern is that if they stick to the letter of the law, which is May 30, 2020, and we come in say, June 4, they say no.

Supervisor Slater: We need the extension, that's the bottom line. We also have, I think last year's previous board approved, I think it was roughly \$150,000, Mike, on top of that. What happens to that if this reimbursement goes away?

Mr. Quinn: I'm sorry?

Supervisor Slater: What happens to the project, the \$150,000 retrofitting project, if the reimbursement grant goes away? We no longer need the retrofit done, correct?

Mr. Quinn: Yes.

Supervisor Slater: Have we already paid for the retrofit?

Mr. Quinn: The \$150,000? No, we have not expended that money.

Supervisor Slater: Okay. Well then, you're going to keep us posted on this.

Mr. Quinn: Yes, I will.

WORK SESSION
REBOOT YORKTOWN

Supervisor Slater: Very good. Moving on to our work session agenda. We have members of the Reboot Yorktown Taskforce joining us. Happy to have Bob Giordano of the YSBA, I see we've got Liz and Jeff Thompson – how are you guys doing? Sergio Esposito, President of the Yorktown Chamber; Liz (Bracken Thompson) and Geoff (Thompson) and Val (Hovasapian) are part of the Thompson & Bender team the Town brought on at the end of last year. We're thrilled to have everyone with us tonight, thank you for joining us. I've got Dean – how are you doing, buddy? – Dean Bender from Thompson & Bender is with us. So, do you guys have a presentation you want to give to the Town? Who wants to kick it off?

Ms. Thompson: I think Sergio's going to do the kick off – right, Sergio?

Mr. Esposito: Sure. So, basically, as part of the Reboot Yorktown Taskforce and among other initiatives that we've been trying to take, what we're thinking is that this is a, for lack of a better term, a great opportunity to take advantage of trying to draw people to come to Yorktown, as far as businesses go, as far as possibly new development, possibly filling the empty spaces we already have. As part of that initiative, Thompson & Bender came up with a presentation. Again, I think it's really what's going on out there and what's buzzing around is that people in the city, the five boroughs and that area are looking to get out and they're looking to come up north. So what we want to do is get ahead of the curve and want to position Yorktown in such a way that it's the most appealing to people because if they're going to be out there looking, then we want to be the ones they're looking at, so to speak. I think you really have to jump on it now, time is of the essence, I don't think we can actually wait on this. So we're hoping that, after a healthy discussion, that you guys can move this forward because I think what Thompson & Bender are trying to do is actually appeal to the areas – they've identified the areas we should be targeting and marketing to and I think they've done a great job. With that being said, I think I'm going to turn it over to Bob. Bob, you have something to say.

Mr. Giordano: Yes, I'll just chime in. Basically, effectively communicating to a targeted audience is what we're looking at. There've many attempts over the past number of years that I've been involved with – I know that many of you have in previous administrations – elected officials, organizations – been trying to make Yorktown a more business-friendly town and I have been calling for us to be a destination for quite a few years but without a communication strategy, which I think the Thompson & Bender's plan is great, we need a strategically focused communication plan and strategy and I trust that's what you're going to see here and hopefully approve.

Ms. Thompson: Thank you, Bob, for setting the table for our presentation and Val Hovasapian, our vice president at Thompson & Bender, is going to be sharing the deck with you and she'll share on her screen right now and we'll walk you through this very short presentation that outlines our plan.

(Presentation is displayed.)

So this is about rebooting Yorktown and our message is “we're open for business” and this is the outline of our communications plan we want to present to you. Our goal is clearly to position Yorktown as a place that is open for business and have streamlined the processes to help businesses be effective and relocate to Yorktown. Our target audience is business owners and executives who live in Westchester and are looking for satellite offices from their workplaces in New York City – all five boroughs. We're also targeting real estate developers here in Westchester and those that are regional and we're also targeting commercial real estate brokers who represent those real estate developers that are looking for a desirable site. Our geo-target is New York City and, as I mentioned, the five boroughs as well as Westchester County, and I'll just reference here for a minute, there was an article in the Wall Street Journal recently that pointed out that businesses that are based in New York City are looking for satellite offices in Westchester and Long Island, specifically. That's because they realize that so many of their employees are based in Westchester

County. The workers don't want to take mass transit to the densely populated areas of New York State, get into an elevator with so many people going up 25 stories, and have the ability to not have the commute into Manhattan. So we want to, as Sergio and Bob said, take advantage of this opportunity and, just as an FYI, this has been confirmed to us by one of the largest commercial real estate owners in Westchester County – Tim Jones who is the president of the Robert Martin Company. He just told me on Friday that he's seen an influx of inquiries about looking for satellite offices. So we know the time is right. The timing of the campaign we're going to present to you is mid-June when we're hoping the governor will give us the green light to open, we want to be teed up, as Sergio and Bob said, and ready to hit the ground running, and then we would run the campaign for three consecutive months until mid-September. So with that overview, Valerie is going to share with you now the communications strategy that we've outlined.

First our message is to communicate that Yorktown has streamlined the municipal approval process to make it easier for businesses to get approvals when they relocate here. Things like offering shovel-ready sites with zoning in place and development locations that pre-approved zoning in key locations throughout the Town, and the fact that you're waiving fees through the end of 2020. And I have to say, and it was so impressive to see the Reboot Yorktown press conference be held last week when the Town talked about how they were waiving the permit fee for outdoor businesses to conduct outdoor sidewalk and restaurants, that was so important and the media really picked up on that. The communication strategy we think would start with Matt Slater featuring him on all communication and advertising vehicles. The idea is for Matt to communicate that Yorktown is open for business by saying "you can contact me directly and I promise I will respond to every inquiry." As far as we know, there's no other supervisor or mayor in Westchester who's ever done that. We think it would be really effective and powerful. Our media strategy will employ digital advertising, social media advertising, and direct mail. Val is going to show you an example of what I was referring to before as a very successful press conference that was held last week in front of the jewelry store in the Triangle Shopping Mall where we had News Channel 4 there (NBC), News 12 and a whole bunch of media and New York City media and got picked up a lot. Val, do you want to share that?

Ms. Hovasapian: Share the actual clip? No, it's just an image of it. I didn't want to get into a technical problem.

Ms. Thompson: The next is an example, not of what the actual message would be, but something that would spotlight Matt in a video message – the message being "make your business move to Yorktown now." We feature his telephone number, we create a landing page with a very special mural that would drive people who click through on these ads directly to the landing page where we share all the inquiries with Matt and the whole Town Board. These are some examples of the digital ads and how they might look on social pages and social media and you'd see we talk about the advantages that Yorktown offers to a business – it's a smart move, it's accessible, it's affordable, and most of all, it's safe; that we have pre-approved and shovel-ready sites, and then the call to action to make your business move to Yorktown. An example of how it might look on a mobile phone (a message from Supervisor Slater was displayed). We're also, as you know, doing a newsletter that Matt is sharing throughout the Town and we feature the whole advertising campaign in that newsletter on a consistent basis with all of the Town residents and also a landing page, which I mentioned before, that you see on the right that would be talking about how to share your inquiries and how Matt might get your information and then respond to you with referrals. Just to give you a marketing mix of how we would handle the Yorktown Reboot elements: first, the landing page we showed you; a direct mail campaign to the commercial real estate brokers (and we have a list of all of those commercial real estate broker in the metro-NY area); digital layouts that we would serve through your mobile phone; e-blasts to all of our Town residents and targeting business owners; paid social media on Instagram and Facebook, and then, of course, public relations. That would be our marketing mix we would continue for three months and here's an outline of the campaign budget and details. We have in there a video with a one-time cost for the video production, the website, the paid social media – and that's all the different platforms I mentioned (Facebook, Instagram, and LinkedIn, of course) with custom-targeted ads, 12 weeks of pushing out that message, a three-month digital advertising campaign that we would do with mobile geo-fencing where we're targeting key geographic areas, and directly to the 2800 New York City, Westchester, and Fairfield commercial real estate brokers, and then of course our digital newsletter.

So we've come up with what we feel is a really cost effective budget of roughly \$40,000 and that's

our presentation to you. We're looking forward to next steps and Board approval. We're happy to answer any questions you might have now.

Mr. Thompson: I think it's worth observing the Town already is so far ahead of any other municipality in this market, in terms of what it's doing as proactive, positive ads and I guarantee you, you will not be left alone there. There're going to be others who are going to try to jump on this bandwagon because they're seeing it's very effective. We're getting New York City media on a regular basis – that's not typical. I'm really proud actually of what the Town's doing – I've been a resident a very long time – but I think it's great.

Supervisor Slater: Real quick – for the other municipalities, I think Yonkers and New Rochelle, they do marketing campaigns like this, right?

Ms. Thompson: Yes. So Yonkers started when Mayor Mike Spano was elected 8 years ago. He realized Yonkers needed some economic stimulation so he invested money into a marketing campaign. It's been part of his administration every single year. We love seeing the Yonkers Generation campaign, which runs roughly \$400,000 a year on advertising all targeted to businesses to relocate. And Dean Bender (if you can bear with us for a moment) – how has it paid off in development in the city of Yonkers?

Mr. Bender: Over the last 5 years, they've had somewhere in the neighborhood of \$3 to \$4 billion in investment and around 10,000 new units of housing in the city, itself. So it's been a huge success in the city of Yonkers.

Ms. Thompson: And the mayor attributes most of the reason of this success to the marketing campaign but also to the spirit of the city itself and being open to business and helping to, you know, accelerate and streamline processes to help businesses relocate there.

Supervisor Slater: Has the mayor been in any of the marketing schemes for the Yonkers programming?

Ms. Thompson: Yes, he was very much so. We did major launches of the campaign, had a lot of coverage, had real estate tours where we invited real estate brokers to come and visit the city of Yonkers, ongoing advertising, direct mail campaigns to make them aware of what Yonkers has to offer.

Supervisor Slater: I'm just trying to get to the point – was the mayor himself in the marketing campaigns?

Ms. Thompson: He was in the initial stages but then due to election laws, whenever he ran for office we had to take him out.

Supervisor Slater: That's what I'm trying to figure out is what limitations, legally, are there.

Ms. Thompson: It's okay for him to be in it but when he was actively running for office, we had to eliminate him from the advertising pieces. Otherwise, he always played a role in that. I know the city of New Rochelle – “Ideally New Rochelle” they call it – has also initiated a campaign they started about 2 years ago, again targeting major commercial real estate developers. But I think right now there's a whole different mood out there. It's like after 9-11 when a lot of companies in New York City were looking to create back offices in Westchester County and they looked north; we see [sic] it again in a much bigger way due to the pandemic [sic].

Mr. Thompson: The real estate market, by the way, is suddenly booming – going from boom to bust. Real estate brokers are really busy now so that's another very positive thing.

Ms. Thompson: People from Brooklyn are just wanting out and they're looking north and driving around Yorktown every weekend just looking for houses that they can move to – second homes out of the city.

Councilwoman Roker: I remember seeing an article in the Times, I believe it was over the weekend where it talked about the number of people moving out of the city, out of Brooklyn, going north.

Ms. Thompson: It was in the New York Times.

Mr. Thompson: The headline was something about “get out of Dodge.”

Ms. Thompson: It was in the real estate section of the New York Times, all focused on that.

Mr. Thompson: May it should be “get into Yorktown.”

Mr. Esposito: I know that may be some of you might have sticker shock but, to be honest, we really have to start looking at this differently, even with some of the public hearings. People have been really stagnant and waiting on their properties and haven't really been able to develop anything. We really have to start looking at, at least for the time being, in a different way, in a different light and we should really capitalize on the fact that people want to move up here now – more than ever – and so I know the budget's down and everybody's hurting a little in the pocket because of the pandemic but we really have to set that aside and really try to allocate the funds to do this in order to get us a step ahead, even two steps ahead, of everybody else because there is a massive influx of people flying up here trying to get out of the city – more than 9-11. When you really consider it, consider that it's a different time and we really got to look at it a little differently and, honestly, the timing is now and it's a good opportunity to do this.

Supervisor Slater: Comments from the Board? Questions from the Board while you have members of the Yorktown Taskforce here?

Councilman Lachterman: We do need to get on the boat here and make sure we're positioned properly as people start looking and make sure that they know that ... someone said “get out of Dodge and get into Yorktown” ... you're absolutely right. We need to let those businesses know that Yorktown is a place ...

Mr. Esposito: I kind of like that motto: “get out of Dodge and get into Yorktown.” And not to interrupt, Ed, but it's not that people are starting to look – they have been looking. They're looking now and they were looking last week. We're late.

Councilman Lachterman: That number has exponentially grown and, yes, we are late but we have been getting out into the main river course here doing what we need to so, yeah, I do tend to agree we need to put our best foot forward. You know, the dividends that \$40,000 could pay back to our Town is tremendous.

Mr. Giordano: I'll just chime in. Chances of being successful in becoming known as a business-friendly town or a destination are directly related to this plan. Period.

Supervisor Slater: I think we just also have to check with Legal – I'm just flattered about the focus and embarrassed about the awful pictures you guys chose but I do think we have to be careful, and this goes back to a conversation that Alice and I had with Sergio with the government access channel that we talked about.

Mr. Esposito: We wanted to do that “open for business” kind of TV show and there was a concern about...

Supervisor Slater: We really got to dig in here and give us the legal foundation; we just – it's a great opportunity, it's a great program – we just don't need to make any mistakes on it for the Town.

Mr. Esposito: Just to plug the TV show again – that might be a great segue from this to that because that's a pretty simple and pretty inexpensive thing to put in place. It really wasn't that much money to do something like that and really start to showcase all the businesses and properties. And it wasn't just about businesses, right, it was to showcase all the assets was the primary focus and I think that's what this is, as well. Yes, we're open for business but we're talking about the assets; we're trying to draw people up here. You bring one decent-sized company up here and you let them fill one of the empty buildings with office space because that's what they're looking for – they're looking for office space.

Supervisor Slater: You know, there's so much this Town – you mentioned the Spirit of Yonkers – I challenge the Spirit of Yonkers to the Spirit of Yorktown. So I don't necessarily know – Adam, if you could just dive into this with Jeff and Liz and Dean and their team just to make sure we understand legally – I just want to make sure we're tight on legal boundaries.

Councilwoman Roker: Matt, I'm concerned about you being the "face" of Yorktown. I don't think that that would be appropriate, unfortunately, but I think the plan is – you know I'm totally, totally on board.

Mr. Esposito: So not to have this derailed and, again, I'm going to be pushy, timing is really of the essence, okay? The logistics – who's going to be the face of Yorktown and whether it's going to be one person or we devise a plan to present it in a different way – those details can be worked out.

Councilwoman Roker: Yes, I agree.

Mr. Esposito: We really want to get the funding for it tonight, to be honest, so this way we can start to develop a plan as soon as possible because the timing is now. Let me tell you something – a whole bunch of people are going to start following suit. We came up with the whole, you know, outdoor restaurant dining and it is absolutely everywhere now. I'm not saying we were first to the table but we were pretty close to being first to the table, if not first, and now it's all over the place. It's across the state – every state is doing it – they're talking about it in Wisconsin all of a sudden. I'm not saying they got it from us but the timing is now and if we wait, everybody's going to come and chime in; we want to be ahead of the curve on it.

Councilman Diana: I'm happy to say I think it's a great idea, especially with the Chamber and the YSBA bucking up for this whole thing – tongue in cheek; I'm just making a joke.

Councilman Lachterman: Can I put something out there just based on what Alice said about the face of the campaign? It is going to be fairly important – just out of curiosity, is this a six-month outlay that we're looking at?

Mr. & Mrs. Thompson: Three.

Councilman Lachterman: That keeps us within this year, which from the point of view of the election season is something I know Adam has to look into it; but I would like if it's possible if you would email the Board some of the pieces of Mike Spano and what he did and how that worked? I'd just like to see it because if you don't have a leadership aspect as the face of a program, there can be issues. It might be able to be the whole Board there with it but I do think there needs to be a leader.

Councilwoman Roker: I know Michael (Spano) and I don't recall him – I can talk to him – but I don't recall him being the face of the Yonkers government. I know your (the Thompsons) ads well (when I met you I told you I knew them well) but I don't recall Michael's face there.

Ms. Thompson: It was very much in the beginning where he punctuated every single ad we did, promising he was there for Yonkers. You know, there's that old line - I think it was Harry Truman or someone who said "the buck stops here." I think what would resonate with the people is that they don't have to go through a detailed, complicated process – that "hey, I'm (Supervisor Slater) here, I answer every inquiry I get – I promise you, you'll get an answer from me." They don't want to get lost in a government bureaucracy. They want to get there, they want to get there fast, they want to make a move and not have to go through a lot of red tape. That was the thinking and I think it would really stand out and be different.

Mr. Thompson: The problem with Yorktown and most of Northern Westchester, if not the whole county, is it has a reputation of being very slow approval processes, very expensive, very dragged out and basically the attitude it that "we really don't want you here, but if you insist we'll process your application." This is a complete one-eighty on that. I think to launch it we need somebody that's speaking for the Town saying "hey, we're open for business." And I mean it.

Ms. Thompson: And to Jeff's point, when Mike Spano was elected, Yonkers was very filled with red tape, it was a very difficult process to get through that city. As you know, it's the largest city

in Westchester and he wanted people to know he was changing the rules and was open for business and that's what did resonate, right Dean?

Mr. Bender: Yes and you know what the other thing is? There are a lot of governors in states throughout the United States that have become spokesmen for their economic development projects. So I think that's pretty commonplace – you see ads all the time from governors like Massachusetts, Rhode Island, down south, in Texas and they use the governor as spokesperson.

Ms. Thompson: So that was the thinking behind our advertising technique – just to launch it.

Mr. Esposito: I don't want us to all get into the weeds on this. I think at this point we have the vision, we have a plan in place – open for business, that Yorktown's here, we're streamlining the approval processes. You know you could even include and, you know, allude to not just businesses but even if you want to live here.

Councilwoman Roker: Absolutely.

Mr. Esposito: Not to get into the weeds about who's the spokesperson, maybe you can do something that (you guys can all discuss that privately) maybe you could do something like you get interviewed and everybody from the Town Board has a 5 second blurb and says – I don't know, I mean I like the idea of having a single person but if that's not a likelihood, maybe for the first round it is, whatever. The idea right now and the most important thing is to get this through so we can start discussing this because, as you can see, it's not going to be this cut and dry "okay, here's our plan" - boom, boom, boom - there's some things we're going to need to iron out; some details we need to iron out.

Supervisor Slater: Can you talk about the metrics?

Ms. Thompson: Yes, and that's super important. Thank you for bringing it up, Matt. What we would be doing is we would be reporting on a bi-monthly basis on the metrics. We're able to measure how many people are seeing the ads, who the people are who are seeing the ads, how many people are clicking through to your landing page, and we will actually have the numbers to see how effective this is and share that with you.

Councilman Diana: Now the question I have on this is have we discussed this with Pat (Caporale) and with our shortfall this year?

Supervisor Slater: I had a conversation with Pat. You know, to your point Tom, with the shortfall this year obviously there's some concerns. You know there's the argument "you've got to spend money to make money" a little bit, I guess. I'm having to struggle a little bit knowing the shortfall that we're in but at the same time we said we have to grow our way out of it. We have to grow our way out of the financial mess that we're in and the only way we're going to do that is by attracting businesses and people and trying to grow the local economy.

Councilwoman Roker: I agree.

Mr. Esposito: This campaign is going to be upstream and downstream – more downstream, right? It's not a campaign in Yorktown to tell people in Yorktown to come to Yorktown. That's not what this is. This is to get people to come in here. It's kind of like – the analogy I like to use...

Councilwoman Roker: Sergio, I think we're all agreeing with you. I don't think you need to tell us anymore. I think we've all agreed. I think if I'm following Ed – Liz, if you (Thompson & Bender) could send us information and let the Board discuss it. I think we're all in agreement here.

Councilman Diana: We absolutely need to do something to get the Board rolling here and send us our stuff and let's discuss it.

Ms. Thompson: Will do.

Councilwoman Roker: Thank you.

Supervisor Slater: Thank you, all. We appreciate your time. Any more questions from the Board

– no?

Mr. Thompson: I was just going to say, Matt, the attention that the Nestle Waters announcement got – that was all over Connecticut, all over New Jersey, in New York City – people are looking. You know what it was – Yorktown gets Nestle. It was a big deal.

Supervisor Slater: It is a big deal – I was on the phone with them today. We were getting an update on the project and trying to figure out if we can do a ribbon cutting – when we all can gather.

Councilman Diana: I said it before and I’ll say it again – we want to make Yorktown a destination that people drive to, not that people drive through. That’s been one of my mottos from the time I was elected. That’s the problem – they’re either going to White Plains or Danbury or elsewhere to do their shopping, Fishkill or wherever. They’re not stopping here.

Councilwoman Roker: I totally agree with you, Tommy.

Councilman Diana: That’s the vision we have to get here. If we get the people here to fill these stores, then maybe we can get people to drive here and that’s what important – that will boost our economy.

Ms. Thompson: Thanks, everyone.

Mr. Esposito: Explain what the process is. So now what’s going to happen is you guys are going to get information and then it’s going to come up at another meeting? How do we move forward here?

Supervisor Slater: I think Councilwoman Roker and the Board – we just want to have a little more time to digest the numbers and then we can come back together and make a decision.

Mr. Esposito: I will not say “time is of the essence” again. You guys have a good night.

Supervisor Slater: Thank you.

Mr. Giordano: I will say there’s a sense of urgency to this matter, though.

Councilwoman Roker: You know I agree. We don’t want to be left behind.

Ms. Thompson: And I will say that it will probably take, just from a production perspective, we can turn this around quickly, but it will probably take two to three weeks and just keep that in mind from the day you say go, it will probably be two to three weeks before we can launch it. So just bear that in mind.

Councilman Lachterman: We can’t vote until the next meeting, right, Matt?

Supervisor Slater: This is a worksession so we wouldn’t do an approval until next meeting anyway.

Ms. Thompson: Thank you very much.

Councilman Diana: Thank you both. Have a good night.

NYSEG LED LIGHT REPLACEMENT PROGRAM

Supervisor Slater: We’ve got NYSEG LED Light Replacement Program, our Highway Superintendent Dave Paganelli who’s been patiently staring.

Superintendent Paganelli: We’ve been working on this since you took office. Let me give you the quick history on it. NYSEG has been mandated by the PSC to replace about 25% of their traditional lights with LEDs. In the interest of them achieving that, they have offered us a scenario of where, you know, talk about spending money in order to make money, I’ll give you \$200,000 if you spend \$19,000. So the fact of the matter is right now the way it works is that we have to pay for the unexpired use of the lights that are there, NYSEG will come in and replace 284 of our town lights with LEDs. It will be the greatest achievement in quite some time to be able to be

energy efficient, be able to be green and you know, I never thought I'd say that. But with that being said, this is a great opportunity for us. Initially, I actually misinterpreted the savings because the savings were \$25,051 but that was only for 8 months. That being said, the actual savings are \$34,000 a year. So the first year we'll be in the black for \$14,000, including our expenditure, and the second year will be a \$34,000 savings in perpetuity, so it's a great thing.

Supervisor Slater: A win-win. I can tell you that our Climate Smart Communities Task Force can utilize it to score some points as we inch closer to our certification at our taskforce meeting tomorrow. I'm all for it. I spoke with Pat Caporale again today about it. Dave, we're not going to have to do anything for 4 to 6 months – no expenditures for 4 to 6 months?

Superintendent Paganelli: Correct.

Supervisor Slater: There's no issues from the finance side. Pat has no concerns.

Councilwoman Roker: I thought that we had done this so long ago. I'm for it.

Superintendent Paganelli: We had discussed it and we were waiting to see now with the financial difficulties that we're encountering just to make sure but this puts us in the queue. Startup is in 4 to 6 months and payment is not required until the start and it can also be spread out over 2 bills, if need be. I spend quite some time with them on the phone today discussing that and I think this is something we really should move forward on. It's something we should all be very proud of.

Councilman Diana: What was the cost going to be on this again that you mentioned?

Superintendent Paganelli: So the cost is for the unused life expectancy of the bulbs – the 284 heads that they are replacing – which comes out to \$19,826.29.

Supervisor Slater: And then we're going to save \$34,000 a year.

Superintendent Paganelli: Yes. And we're going to be using far less electricity, which is a great thing also.

Councilman Patel: Not only that, David. The LED does not run out as fast as the other guy. The only thing I'm not sure of is what is the LED impact on the refraction of snow and fog? Does anybody have any idea of how it will look because the fog lights are different from regular lights. You don't know the wavelength of the light that will come out of that and that's something I need to know.

Superintendent Paganelli: Correct. I can get that information. I had gone over to a location they had recommended to me across the river in Nyack to look at two different lights: a 3,000K and a 4,000k. The 3,000k being a little more yellow and the 4,000k being sort of a white-blue light. We thought that maybe the 3,000k would be more appropriate since some of these lights are located in residential neighborhoods. That being said, I did look at them, I looked at them when the weather was inclement. The concern with LEDs is they don't generate heat. So, for instance, and I've experienced on my trucks, you have LED lights but if it's snowing and they're getting covered, they're not melting off. But since the light is facing down, it wouldn't be an issue.

Councilwoman Roker: I have LED lights in my house.

Supervisor Slater: No issues here.

Councilwoman Roker: I think it's smart.

Supervisor Slater: I think's smart. I think it's a good move for the Town and I think we should come back next week approve the resolution and be done with it.

Councilmans Patel, Lachterman, and Diana: Agreed.

Superintendent Paganelli: Great, thank you.

Supervisor Slater: All right, Superintendent. Thank you and have a great night.

Superintendent Paganelli: I'm on for the next one.

Supervisor Slater: Right. Next item on the agenda: Relocation of the American flagpole at Veterans Memorial Field. We have Highway Superintendent Paganelli, we have John Tegeder, I'd like our Town Clerk, Diana Quast, join the conversation and we have our Parks & Rec Director Jim Martorano with us.

RELOCATION OF AMERICAN FLAG AT VETERANS MEMORIAL FIELD

Supervisor Slater: This is a project that preceded me in time, but I'm happy that we're bringing it to the forefront, especially for the holiday weekend – Memorial Day. John or Jim or Diana, do you want to speak on the project?

Superintendent Paganelli: Why don't we have John and Diana speak to the origins of the project and then I'll just speak to the technicals – myself and Jim.

Superintendent Martorano: Great.

Town Clerk Quast: Okay. Well a request was made. Currently the flag at Veterans Memorial Field sits on a hill and is rather dangerous for people to walk up there, especially if there's damp grass, so a request was made to put it on a level area. I worked with John Tegeder to come up with a plan for that area and this is just simply implementing the plan. John, do you want to speak on the rest?

Mr. Tegeder: I can if you like. Can I share my screen? I have the plan if you want to look at it.

Supervisor Slater: Yes, please.

Mr. Tegeder: Can you see that? (Displaying plan.) So this is Veterans Road, this is Maple Hill going this way, and this is the American Legion parking lot, this is the American Legion honor area where the bricks and their own flagpole is. This here is what is existing which is the Al Landsberg sculpture, the *Tree of Life*, I think it's called and this stuff here is what is proposed as new Diana and I had worked on a number of months ago, probably more than six months ago now. This area here my cursor is at originally was proposed to relocate the *Tree of Life* but I think now, given the times we're in, the idea is to place the relocated flag at this position and leave the *Tree of Life* here. All of this hardscape that you see is in the future, so we're going to get the flagpole relocated immediately, which I think will be a low cost and Dave and Jim can speak to that a little more in depth. That is the basic plan and, of course, this can evolve over time as we get more ideas and, of course, more money. Now I'll leave it to the other two guys to chime in.

Supervisor Slater: Jim and Dave?

Superintendent Martorano: Dave, do you want to talk about the technicals here?

Superintendent Paganelli: Okay. Basically, we have to remove the pole where it is – it's on a hinged assembly and the hope is we can drop it down, slide it off the assembly, take the assembly out, reuse it assuming it hasn't totally denigrated in the concrete, put the assembly in the ground in a tube going down 42 inches below the frost line and, you know, it shouldn't be a major issue but then again, as they say when you're building a house, it's better to build new than to renovate, so we're hoping that we're not going to have any problems with it. Until we take it out, we don't know. Like with the menorah, if we had a brand new piece of equipment and we were using that, it was a relatively simple thing. John Tegeder and I worked together on Patriot Park and that was seven flagpoles but they were all new. So, I don't see it as a big deal. I'm guardedly optimistic that it can get done relatively quickly.

Superintendent Martorano: Besides the parts and labor, the only thing that's going to be a slight trouble is getting the electric out there to illuminate the flag.

Superintendent Paganelli: Correct and that we got a quoted price from the Town electrician, who is certainly doing right by us. We trench it out, he supplies an LED light fixture to brightly illuminate the flag and he hooks it up and we take power off one of the poles there, since the LED draws minimum amperage; it shouldn't be an issue.

Councilwoman Roker: I like it; it's called Veterans Memorial Field – I like it.

Superintendent Paganelli: I think we were looking at around \$700 to \$900, all in for the light, the rest is all nickle and dime stuff.

Supervisor Slater: And Alice, to your point, this is Veterans Memorial Field and this is the flagpole the Legion does their flag raising so there's a safety concern because you do have members of our Legion, as Diana said, on a sloped hill, so when it is wet out it poses an unsafe condition for them. This is going to be right across the street from the Legion, right across the street from the VFW and I think it's going to be a great addition to the field – I grew up playing soccer on that field – I think it's fantastic.

Councilman Patel: So there will be two flags: one at the American Legion and one next to that glass structure. Are there two flagpoles or only one?

Supervisor Slater: There will be one flagpole. So you'll have one flagpole at Veterans Field and across the street ...

Superintendent Paganelli: No – I think Councilman Patel's question was "Would there be a flagpole at the American Legion as well as the one in the park?"

Supervisor Slater: Yes, as well as the VFW.

Superintendent Martorano: The flagpole in question is by the gazebo, currently.

Councilman Patel: Let me ask you where in the agenda is this to discuss because I can't find it here – number 10, right?

Supervisor Slater: No. Number 11, third bullet.

Superintendent Martorano: We're on the work session agenda.

Supervisor Slater: Relocation of American flag at Veterans Memorial Field.

Superintendent Martorano: On page 5.

Town Clerk Quast: Matt, I have Alex Mander on the phone. You're going to have to go through the speaker on mine and let him speak to it.

Supervisor Slater: Alex Mander is the Commander for the VFW. Alex, how are you doing?

Commander Mander: Yes, how are you doing tonight, Supervisor?

Supervisor Slater: We're doing good, thanks for calling in – we appreciate it.

Commander Mander: Me and my membership would – that would be great to move the flag to the other side of Veterans. It would help us tremendously and the American Legion. We all talked about it and we think it would be a great opportunity to move it.

Supervisor Slater: Fantastic – that's great to hear.

Commander Mander: With your guys' blessing, we'll sign off on it and that would be great.

Supervisor Slater: Perfect.

Councilwoman Roker: We like it.

Councilman Lachterman: I have question. If we take down the pole and we find out the hardware is no good, how long would it take to get that specific hardware?

Superintendent Paganelli: We're not sure that that specific hardware is still available.

Superintendent Martorano: That's correct.

Councilwoman Roker: What would you do?

Superintendent Paganelli: We'd have to get creative.

Mr. Tegeder: You could probably get different hardware. "Probably" is the operative word there. So it wouldn't have the hinge, I haven't seen that – I'm not saying it's not out there. A lot of companies that produce this stuff, I don't know their stock is, I don't know if they're working now, so that's all up in the air.

Commander Mandera: I know a flag company in Elmsford and he has everything to do with a flagpole.

Superintendent Paganelli: Yes - he had done my flagpoles for me.

Commander Mandera: He has everything and that's not a problem. Whatever you need, I can get you.

Superintendent Paganelli: I figure once we take, if we're able to use the hinge, drop the flag, pull it off, and then start breaking up the concrete that it's set in, we'll be able to see how much deterioration is below the hinge. The hinge itself seems to be in relatively good shape. The worst case scenario, I figure, we have my welder (who is a miracle worker) have him weld on whatever has been rusted away.

Councilman Lachterman: Sounds good. I know Jim Martorano has talked about how good he is with his work and I've heard him extolled all over town.

Superintendent Paganelli: Thank you. I'll take credit for him. Let's give him a shout out because he doesn't get shouted out a lot. Dave Nikisher is probably the finest welder in Yorktown and with that being said, we're lucky to have him on our team.

COVID-19 WORKPLACE SAFETY UPGRADES

Supervisor Slater: Thank you. We're going to move over to Margaret Gspurning; we're going to talk about some of the workplace safety upgrades that we're getting done here at Town Hall. Do we have John Landi, our Building Inspector, by any chance? I think we have Margaret, though.

Councilman Lachterman: She's muted but she's looking like she's there.

Supervisor Slater: Margaret, Rich Falcone from the Building Department – they've been going around Town Hall. They've already installed plexiglass in the Engineering Department and the Building Department; they were up in the Finance Department today. We're going piece by piece, to start providing some safeguards for employees and we're hoping to get an update for the public so they know what to expect. Margaret, are you there? Margaret is here, actually. Margaret is actually in the Town Boardroom with me so I'm going to turn this (computer screen) – she couldn't get it to work. It was funny, I heard someone galloping up the stairs and it was Margaret.

Ms. Gspurning: That was me. Good evening, folks. Sorry for my not knowing the technology. As Supervisor Slater had stated, we started to retrofit Town Hall. We will be retrofitting all public service buildings: Parks & Rec, Library, PD, Town Hall, the Albert A. Capellini Community & Cultural Center – specifically Section 8 and Nutrition. It's not just only retrofitting them, but it's with plexiglass for when we have the residents coming back in but also for employees who can't socially distance the six feet. So what's going to be happening, as everyone knows March 13 started employee testing with scan thermometers, we're going to be continuing doing that with any vendors and residents coming into the buildings, as well. It's relatively easy, (hold) it two inches away (she demonstrates scan thermometer); I've got green – 97.4. We've got green, we've got orange – you're able to enter the building. We've got red – we send you back home, immediately call a doctor and go see a doctor. People are going to see signage before coming into the buildings before we will let them in. We'll have "STOP – Mask Required" - so they could have a face mask like this (holds up face mask) or a cloth mask that covers their nose and mouth. You will not be able to enter the building without a mask.

I'm specifically going to talk about Town Hall so I can show you some of the things that are happening. Only the Town Hall front entrance will be allowed for employees and residents to come through. Downstairs rear doors will be locked; they will be used for exits but not be used for entrance. There'll also be posted how to wear a face mask and how not to. Again, they'll be required to do a body check – a temperature scan of their forehead – and this will be happening in all buildings for employees and any residents or vendors coming in. There'll also be signage to practice social distancing around all the buildings and another thanking them for practicing social distancing. Here in Town Hall because you cannot practice social distancing when going up and down the stairs, we'll have one way signs for going downstairs and signs for going upstairs. We will have a greeter at the front door who will be using a walkie-talkie, specifically to communicate with the Engineering Department and our Building Department, reason being is when we let them come in and have them go down the stairs, we can't have a bottleneck of people. So we have to make sure we're in communication constantly as we're sending people down. Here in the lobby, that greeter can see the people from the Tax Office, Town Clerk's Office, and the Assessor's coming in and out. We also have more information we'll be posting around the building about COVID-19; things that they should already know about, but just in case they don't. Each one of the restrooms will have the 7 steps to washing hands to remind people when they're using the public restrooms in our buildings what they need to do.

We'll also have not only the signage on the walls and doors, these are decals (shows them) that are going to be mapped onto the floors. There'll be arrows, social distancing, and where to stand. To give you an example, this is - and I hope you can see this - downstairs our Building Department (shows picture). So if you can see here on the bottom, there's two of the orange circles that are six feet social distancing, there's plexiglass that's up here to protect not only our workers but for the vendors and residents coming into the Building Department. Here is another look (shows picture) so where you can actually see the plexiglass, okay, now you can see the one red sign and you have a blue decal back here – this is all six feet so when somebody leaves one of these two decals, the one on the blue moves up to the one that moved away. When they leave, there'll be two other slots in the hallway and another person knows to come in. They have to be in constant communication with the greeter to make certain that not too many people are coming in so we are able to keep our social distancing. When the greeter is here, they cannot let everybody in at the same time, we've just got to remind people to keep their social distancing when they're outside the building, as well, before we're able to [allow them in the building]. Any questions?

Supervisor Slater: Any questions?

Councilman Diana: Great job, Margaret. With the Engineering and Building Departments downstairs, is that where the greeter will get a handicapped person that has to enter to go to the Building Department or Engineering Department.

Ms. Gspurning: We would call down for them to come up so that they can meet them actually (they can stay in their car) and they can meet them in their car.

Councilwoman Roker: That's perfect.

Councilman Diana: Or possibly, if they were wheelchair-bound and they had to get into the Building Department, maybe they could enter through the rear door.

Ms. Gspurning: Whatever is best for the individual, absolutely.

Councilman Patel: You know we have a bottled water dispenser – how about its safety in terms of keeping it clean and all that.

Ms. Gspurning: That continues everyday as it is now. That will continue even more later on. We're still waiting for sanitizers; we are continually going through all of the offices continually during the day. That will not stop.

Councilman Patel: What will happen when we have a regular Town Board meeting in the Town Hall? Do we need to make some preparations now or when it happens?

Ms. Gspurning: You have twelve chairs in the Town Boardroom now that are socially distanced. You cannot have more than twelve people in this boardroom when you have a meeting. Every time there's a meeting in here, and I'll use as an example after we had the employees' antibody testing, the workers came in and sanitized all the tables and all the chairs that are in here. Every time there's a meeting in this boardroom, everything will need to be sanitized.

Councilman Patel: And how about the refreshments in the boardroom and all that? That will be all not allowed to do that, right?

Supervisor Slater: I'm sorry, Councilman, say that again.

Councilman Patel: When there is a Town Board meeting in the main room, coffee and refreshments and the food like that are not going to be served – is that right?

Supervisor Slater: No cookies, none of that stuff. All that has to be removed because we have to eliminate congregating. Concession stands and none of that will be out.

Councilman Lachterman: Well, then I'm not coming to any more board meetings any more if I can't...

Supervisor Slater: I was going to say, I knew we were going to lose a few board members over it.

Councilman Diana: That's my dinner!

Councilman Patel: Can I say something else now? Is there any place in the Town, like the YCC, where somebody can watch if they want to come nearby the Town Hall, they can watch the meeting from there? Some people don't have television, you know. If they want to come and we have very limited space in the Town Boardroom, how can they watch?

Supervisor Slater: I think we'd have to figure that out. At this point in time, all Town buildings remain closed to the public so we would have to figure out if we were going to provide a secondary site for them to watch the Town Board meeting. We would also have to see if there's even a television available in the sixth grade school – I'm wracking my brain, as I talk.

Town Clerk Quast: There is in the Nutrition Center.

Supervisor Slater: In the Nutrition Center there is one?

Town Clerk Quast: Yes, on the wall.

Supervisor Slater: But at the same time, the Nutrition Center we have to take particular precautions with because it's with our most vulnerable population – our seniors.

Councilwoman Roker: Absolutely.

Councilman Patel: May I say something? We have to worry about the theater also, you know. If and when we are ready to open, [there may be] a different way of running the shows, and entrance and exit and all that.

Supervisor Slater: Their capacity is going to be capped, you know, assuming they're allowed by the State to have camp, they're going to have to reduce the numbers is our expectation but we're waiting for the guidance from New York State on that.

Councilman Patel: And how about the basketball, the gymnasium – you know the rental people just come and go with meetings like that. Is there going to be any restriction where you can rent the place and you can allow so many people because there are some meetings, whatever the reason is, there are people who rented the place and how are we going to help the community. How about those nursery schools, you know? Any plans for that?

Supervisor Slater: The nursery schools we're working with to try to get them actually open.

Ms. Gspurning: There's just one, potentially in September.

Supervisor Slater: Bright Beginnings is the only one that right now has expressed interest in opening. Head Start won't open until September. So we're working with Bright Beginnings to get them – you know, to get parameters in place. Daycares, by law, are allowed to operate – the Governor's orders never closed daycare centers but they sorry, I just lost my train of thought – I'm getting yelled at by Tom, here. There you go (camera adjustment). But the daycare centers weren't closed by the Governor's orders so we're working with Bright Beginnings to try to get them open and a lot of this, unfortunately as I said before, we're building as we fly so we're getting the guidance from the Governor's office and we're implementing as things are happening. Obviously a frustrating scenario in some aspects, but it's for the health and wellbeing of our residents – that's the number one priority.

Councilman Lachterman: If I could add to that, Supervisor Slater. Right now we are looking at something that's extremely fluid; every day the guidance changes a little bit. Like you said, we're building as we're flying here. And I think that it's important, Councilman Patel, to realize come January there may be a vaccine and/or a cure and a lot of this stuff goes out the window. It's all very, very fluid.

Councilman Patel: Listen, you know I'm very, very familiar – I've spent too much time with the doctor and medical team so, you know, I'm very, very into this thing – the drugs, the vaccines, and all that – so this we don't need to discuss here and now. We can move forward with whatever we have to say, okay?

Supervisor Slater: Perfect. Thank you, Councilman, I appreciate the feedback. We do have our Building Inspector, John Landi, on. I don't know, Mr. Landi, if you wanted to add anything to the conversation. I know that your staff and Rich Falcone have been doing a great job for us and I just wanted to say thank you.

Mr. Landi: No problem. We're here to assist anyone in the Town to give them guidance or help like we're doing with Town Hall. We won't do the work for them but we'll assist them with guidance so if anybody needs anything, they can call my office.

Supervisor Slater: Thank you very much. Appreciate that.

Councilman Patel: John, I have a question. Is there any way you can have one window downstairs that they can deposit their application forms and things like that without coming into the building?

Supervisor Slater: We still have the dropbox in front of Town Hall and so the dropbox, whether they're paying taxes or submitting plans for the Building Department or Engineering Department, people have been utilizing the dropbox and we encourage them to continue to do so. It gets opened several times a day and then it gets delivered to the necessary departments.

Councilman Patel: I was there the day before yesterday and a guy came with all loose paper and he didn't have anything and I told him let me just go in my car and find an envelope and he was very happy he was able to deposit because he could not go inside the building and nobody opened up so we should have that kind of thing available – maybe some envelopes or somebody could just come out and give it to them until we really get into gear and helping them.

Supervisor Slater: I understand. That's something we can definitely discuss with our department heads. I know the Clerk's office has been exploring some potential devices for us to invest in – I think it was a kiosk of some sort but we're going to have a continuing conversation on that and, like I said, the dropbox remains operational for the time being until we figure out next steps.

Councilman Patel: This is really very, very good – the dropbox that you have. I was really happy to see that one.

RAILROAD PARK UPDATE

Supervisor Slater: Excellent. Margaret, thank you. John, thank you. We're going to move on. We've got a quick update on Railroad Park from our Planning Director, if he's still with us. John Tegeder?

Mr. Tegeder: I'm here.

John, just a quick update on Railroad Park, if you don't mind.

Mr. Tegeder: Okay. Can I share my screen?

Supervisor Slater: You should be able to share your screen, Diana's saying.

Mr. Tegeder: So this is about two weeks ago and so we're a lot further along than this but this is the only picture I have of it (displays picture). As you can see, the chimney is now complete, the roof is complete; it's moving along. They are finishing up the inside right now. The chimney has a whole story to it, but I think it came out quite well. We're starting to get some commentary on it through email, positive comments on it.

A couple of things that are still coming at us – we did, as you know, replace sills around the east side of the building, which is the one on the side of the apartments. I think that we should open up the west side, which is the front door side, make sure that the sills are not rotted there and replace anything that is rotted. Given that the sills were compromised and the grade here has crept higher than the original building was, we should address that and the idea is to, around the perimeter of the building, create kind of a boardwalk situation, which would I think be in keeping with the historical nature of the train station and would protect the sills by allowing water to go through and, you know, move away and not have some concrete and soil keeping moisture against those sills. So I would like to do that; that would be an extra. Understanding where we are here, I'm hesitant to even ask for the money but ...

Supervisor Slater: Is that "maybe" an extra thing?

Mr. Tegeder: No, that's definitely an extra. But let me offer this: what I had thought about is if we can't find the ability to do that, then make it a project for the very near future when we're all back on our feet in a better situation. It could be a capital project and it would take a few weeks. So we could talk about that further.

Supervisor Slater: Happy to do that.

Mr. Tegeder: Okay and I want to share this picture, which is the inside. This is nearing completion. I think that, if you can see the floor it's just sanded and not yet finished but that is in the process of being finished. I think we're supposed to get a couple of new benches on either side but we're mulling over whether that would impinge on the space in there. So that's a decision that's up in the air a little bit. But generally speaking, this will probably be coming to an end within a couple of weeks. We did receive an extension until July 2 in case we need to do this additional work, but without it we'll be finished in a couple of weeks. I think, as I said before, the excavated portion around will probably have to have a temporary solution, such as some gravel that goes around it, so you can move around the building without having a hazard and then we can pull that stuff out and put in this boardwalk I spoke of before.

Councilman Patel: What kind of heating is in the building for the wintertime?

Mr. Tegeder: Electric baseboard.

Councilman Patel: Okay. That's good.

Councilwoman Roker: It looks good, John.

Mr. Tegeder: Thank you. I think it looks good. I'm extremely happy, in particular, since it's kind of been on the tip of my tongue, so to speak, for many years to get this done so I'm very grateful to the Board for staying behind it. I think it's coming out great and I think it's going to be a nice little asset. I think it looks great in the park.

Councilman Patel: It came out really good. Very good work.

Councilman Diana: It's come out beautiful, John. It really has.

Mr. Tegeder: Thank you very much.

Councilman Lachterman: Every time I pass by it, watching what's going on, it looks phenomenal.

Mr. Tegeder: Yes and they're starting to get the paint on there. The trim work is like a deep brown color and it's lighter brown and I think it needed a lighter tone for the siding but that's starting to come. It actually looks pretty good, not saying I agree 100% with the colors, but that's what the historic architects said was there and was most appropriate. I think it will look very, very good with the colors they have selected.

Councilman Lachterman: Did they figure that out from old plans or did they actually scrape down on existing wood?

Mr. Tegeder: They scraped down the existing wood. And, by the way, I also want to point out that when you do restorations, there's always a great effort to save as much of the fabric that is there so it never, or typically, doesn't come out in a pristine condition. It looks good but you still get the sense and flavor of material that is quite old. So be aware of that when you first see it.

Councilwoman Roker: One of the good things is that now that we're going to be doing that promotion for moving people up to Yorktown, I think the fact that these facilities are getting rehabbed is wonderful.

Supervisor Slater: I agree. It's the cultural aspect of our community, the historical aspect of our community and those are big selling points. They really are.

Councilwoman Roker: I think we have the only railroad station in the county that's as it was when it was built. Am I correct, John?

Mr. Tegeder: I think you're exactly right. It's the only building of its type of that design. There were several of them. Millwood was the last one to go in 2012. So not only do we have that, it is, I think, the only restored train station in the county, or on this line at least. I think it really enlivens the park. If we can use, now that it'll be restored, if we can use the patio around it for some outdoor seating and people stopping on the bike trail and having a cool drink or something, I think it will be really wonderful.

Supervisor Slater: Very cool. Absolutely. Do you want to transition into COVID signage...

Councilman Patel: Is there anything else to be added there for security?

Mr. Tegeder: Yes. So the contract includes an alarm system. The alarm system that is specified is kind of your run-of-the-mill alarm system where if you open a door, an alarm goes off. What we're looking to do is to look at the video systems that Jim Martorano has had some experience with and to try to swap it out; there may be a slight additional cost to do that, but I think it's going to be much better and will help actually prevent an incident rather than notify us of an incident, if you know what I mean.

Councilwoman Roker: I agree.

Councilman Lachterman: John, when doing that, I know the Sons of the American Legion expressed an interest in maybe paying for an additional camera to focus on the Pinesbridge Monument so that is also under video surveillance.

Mr. Tegeder: Great. That's a great idea. Much appreciated on that.

Supervisor Slater: Terrific. Do you want to go over to Community Signs?

Mr. Tegeder: Sure.

COVID-19 COMMUNITY SIGNS

Mr. Tegeder: So I can share my screen again?

Supervisor Slater: Yes.

Mr. Tegeder: Okay – so what you see there is an example of banners that we can put on the light poles and it's basically a big "thank you" to everybody - first responders, medical personnel, so on and so forth. Also a message to everyone that we're in it together and we're all suffering and we can come out of it by helping one another. The "Y" is a "Y" that has been used for the Parks logo, but there is a discussion point here that it does replicate, in fact the type of the font is called College or Collegiate or something, so it is a visual reference to schools and so there is discussion about whether or not there'd be too much emphasis and association with Yorktown High School and not Lakeland High School, so that is a discussion. This "Y" if you follow this, and this is another sign, this is a "Y" that could be replaced for that if the discussion moves that way so you have some choices here.

Councilwoman Roker: I like the second "Y," I don't like the first "Y." I like the second "Y."

Mr. Tegeder: You like which one?

Councilwoman Roker: The one that we're looking at now. The second one. The other one I told you belongs on a college t-shirt.

Mr. Tegeder: Right. Okay. These two signs here will be much bigger signs and the idea here is you can see all the thank you's here and this field will be for members of the public and anyone else who wants to come up and sign their name to get a message to the first responders, hospital workers, public service workers, etc. This can be at Town Hall and...

Supervisor Slater: I think we said at Town Hall and the Library would be two places we'd like to put it.

Mr. Tegeder: And the Community Center, too, as a possibility, too.

Councilwoman Roker: And Highway wanted one.

Mr. Tegeder: And Highway can have one of these too, of course.

Supervisor Slater: One of the other things I would like to see, and I don't know if you can design it for us, John, I'd like to get banners up (I talked about this with Dave) for our graduates. The Class of 2020 is getting something very special taken away from them and I think it's very important for our community to recognize them. I know that the individual school districts are doing a heck of a job and their going to be providing some really fantastic events for our students, but I think it would be good also for the Town to recognize not just our high school students, but those who are graduating college or Master's program or beyond. A Class of 2020 banner – we can put one here in the Heights area, then up in Shrub Oak – I think that would be a nice salute from this Town acknowledging our students, as well. I think it's important for us to do.

Councilman Diana: I agree, Matt. And the other part of that is even have the younger kids that have their moving up ceremonies when they're going from middle school to high school or elementary school to middle school. I think it would mean a lot to them also.

Councilwoman Roker: It's fair if we put them in all of our hamlets, not just one or two. I think we have a number of them and I think we should have all of them.

Supervisor Slater: I'm fine with that.

Mr. Tegeder: We are working on that. We should have that sometime this week. I couldn't push it out for tonight.

Superintendent Martorano: And, John, let's touch base on that.

Mr. Tegeder: Sure. I'm assuming we're talking about the banners similar to the ones that we had for the 230th Anniversary which goes over the street.

Supervisor Slater: Yes.

Mr. Tegeder: We have the template for that and we'll get you a design.

Superintendent Martorano: John, I also have the poster board for that, if that comes in handy. That's retrofitted for that space.

Mr. Tegeder: Great.

Councilman Diana: You know, the "Y" that we used on the button for the 230th might be a nice "Y" to use on your road signs.

Councilwoman Roker: Yes, it's the regular "Y."

Mr. Tegeder: Something like this (Mr. Tegeder points to the second "Y" he showed)?

Supervisor Slater: No – Tommy, hold up your pin. There you go. You see that script "Y"?

Mr. Tegeder: Okay.

Councilwoman Roker: Robyn did that. She can do that.

Mr. Tegeder: You would want to use that where?

Supervisor Slater: In place of the "Y" you have there.

Mr. Tegeder: On these signs?

Supervisor Slater and Superintendent Martorano: And on the banners.

Supervisor Slater: Honestly, I think it's more neutral still. Even more so. I just think we have to be a bit sensitive and cognizant of the fact we have a Yorktown School District and we also have a second school district on the north side.

Councilwoman Roker: Okay.

Mr. Tegeder: Okay. So do you want me to start pricing these things out?

Supervisor Slater: Yes. I really want to get them going because ... actually the banners for the students because, you know, they're really starting to ramp up their graduation events, so to say, so I think it's important for us to be in step with that.

Mr. Tegeder: Okay. And Robyn will work on some ...

Councilwoman Roker: Can we work on getting them in the next couple of weeks – within at least the next two weeks?

Mr. Tegeder: Yes, I think so. I think we can. I just want to do a mock-up with this script "Y" that we looked at so everyone is clear on what that looks like. I can just email that stuff around and you can decide.

Supervisor Slater: I agree, John.

Mr. Tegeder: I can get pricing on these sizes and I'll select and let you know the exact sizes.

Supervisor Slater: On the ones on the street lights, where were we planning on putting those because I know that we've got the Sons of the American Legion doing their light fixtures, as well. I just want to make sure we're not overlapping.

Councilwoman Roker: When are the veterans going up?

Councilman Lachterman: They go up on, well hopefully, this coming week they'll go up. There are only 16 of them and they're going to be alternated out to spread them out, so we should be able to fit these in without a problem.

Supervisor Slater: I talked to Paul Martin, who's done a great job spearheading that effort, I think he said he has enough interest to do a June shipment, as well, so we might be seeing more come in June. But I just want to make sure that we're not stepping on ourselves with these.

Superintendent Martorano: Ed, while I have you here, do you have a delivery date on those?

Councilman Lachterman: I think Paul said they might be coming as of tomorrow. He's supposed to let me know and I told him we'll run them over to you.

Superintendent Martorano: Great news. Thank you.

Mr. Tegeder: So these are intended to be light pole banners, so we'll have to coordinate that.

Supervisor Slater: Yes, right. Exactly.

Councilwoman Roker: They look really good.

Supervisor Slater: They look great. Let's get it going.

Superintendent Martorano: John, do you need the sizing for those banners, or you know what it is already?

Mr. Tegeder: I'm pretty sure I know what it is, but I'll run it by you so we compare notes.

Councilwoman Roker: Did we say 4' by 6' or something like that?

Mr. Tegeder: Well, these here are going to be in that neighborhood of 4' by 6' maybe (displayed sign) and these are less than that (displayed sign) – they're the size of the typical banner you see out there.

Councilman Diana: I'll snap a picture of this "Y," John, and send it ...

Supervisor Slater: Robyn has it; she just texted me.

Councilwoman Roker: Robyn did it; she designed it.

Supervisor Slater: I told Robyn to go to bed and she just texted me.

Mr. Tegeder: Yes, she has all that stuff.

Supervisor Slater: All right, great.

Councilwoman Roker: Thank you, John.

LOW PRESSURE SEWER LEGISLATION

Supervisor Slater: Thank you. The last two items on our agenda go to our Town Engineer, Mr. Quinn, if you could just provide us ... and, John Tegeder, obviously you're going to stick around for the Low Pressure Sewer Legislation. I'm not sure if Joe Riina is going to join us or not. This is, again, regarding the Featherbed Development. We heard back – I think tomorrow is when you're meeting with the Health Department, Mike?

Mr. Quinn: That's correct. We've had a little bit of trouble getting all the parties together, but it is scheduled for tomorrow morning. Essentially, the first draft are the elements we would include in the code we're going to review with the Health Department tomorrow morning and, basically, work with Adam on getting the form correct and then we would bring this back to the Town Board at a future meeting when we have a draft code to look at.

Supervisor Slater: Are we utilizing the North Castle law as a model?

Mr. Quinn: Yes, I mean these are the elements that are in that code. Their code, I would say, is pretty brief so we kind of expanded a little bit. The basis for our code and some of the specific

items that the Health Department was looking for are ones that we would include. So, in North Castle they make a reference to approved plans and we were just going to take some elements of what's in these plans or what we would need in terms of ownership responsibility and just kind of explicitly list those in the code. That's the model we were working with.

Supervisor Slater: Okay. And you're going to get feedback tomorrow from the Health Department and you can report back to us next week. Well, obviously, I'd like to know tomorrow what they said but we can loop in the rest of the Board and the public next week and, hopefully, have a path forward.

Mr. Quinn: Correct.

Supervisor Slater: Any questions from the Board?

Councilman Diana: Yes, Mike, I didn't notice on my emails, did you send any drafts out to us?

Supervisor Slater: No, no drafts.

Mr. Quinn: I did, yes.

Supervisor Slater: Really? I didn't see that.

Councilman Diana: I didn't see that come through.

Supervisor Slater: I didn't see that come through.

Mr. Quinn: I sent that out on Friday. "Draft Language to the Town Code" it's entitled with a date on it – 5/15.

Councilman Diana: Let me look again, quick.

Mr. Quinn: I apologize if you have received that. I'll resend it tomorrow morning but my goal is to get that in your package on Friday.

Councilwoman Roker: Can you resend it?

Supervisor Slater: I don't have it; I don't see...if you can just send...Let's have you talk to the Health Department and get feedback from them.

Mr. Quinn: Okay by the end of the day tomorrow I can give a quick update. I'll attach the document.

Supervisor Slater: I found it. It was included in your documentation with the Madison-Buckhorn piece. I'm sorry I overlooked that. All right. Okay – Pump Rehab Update.

PUMP STATION REHABILITATION UPDATE

Mr. Quinn: I wanted to update the Board real quick on the Pump Station Rehab. These are three locations: Walden Woods, Jefferson Park, Jefferson Valley. So the Walden Woods station was completed, the new pumps are running. We started the new pumps up in November 2019, so they've been running about six months now without issue. Jefferson Park and Jefferson Valley – the contractor had asked for some changes. The engineers approved the changes; however, the engineers did not circle back to the Health Department and the Health Department eventually came out to do a final inspection and witness some testing and they were upset that they had not been notified of some of these changes that had occurred so that was the reason the Town received a Notice of Hearing back in January. The Health Department required that all of the changes be submitted for their approval and two weeks ago we got that final approval from the Health Department and now the contractors are scheduled to restart this week on wrapping up the remaining activities for Jefferson Park and Jefferson Valley. So based on a schedule that I also sent in your package, hopefully you have this as well, for Jefferson Park which is the one that's nearly complete, they're estimating another 9 days to wrap up the work there – to get the new pumps running. And then for Jefferson Valley, they're estimating about 19 days, so about 4 work weeks to wrap up the work to get the new pump stations running. Once the new pumps are running,

we're going to give that a couple of weeks, our staff will take over the operation, and I think we wait about 2-3 weeks before we demo the old stations. That work will be done in about a month, so probably into July when we can start demolishing the old pump stations that have been kept running all this time. Once the contractor's done with that final task, we can close out the project. Right now, we're estimating the final closeout to be by the end of the summer. By September 1 we're hoping to close out the project, I will prepare resolutions for the Board to release final payments and we can put this one in the books.

Supervisor Slater: What's the pump station over by Poplar Street? Is that Jefferson Park?

Mr. Quinn: Jefferson Park is off of Juniper – I'm sorry, it's off Campbell Court and, yes, Juniper – Curry Street to Juniper.

Supervisor Slater: I'm wondering if that's the right one, but I have complaints from neighbors off Poplar saying that the pump station is keeping them up at night. Just an FYI. I can get you the address and you can check it out.

Mr. Quinn: Okay, I'll check that.

Supervisor Slater: They've been there for quite some time. Any questions or comments from the Board? All right, Mike, let us know how it goes with the Health Department and we appreciate the updates.

Mr. Quinn: Sure. Thanks. Goodnight, everybody.

Supervisor Slater: Okay – end of the line here: resolutions.

RESOLUTIONS

AUTHORIZE COMPTROLLER TO REIMBURSE TUITION FOR POLICE OFFICER JOHN E. DOHERTY IN THE AMOUNT OF \$3,101.90

RESOLUTION #164

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

RESOLVED, the Town Comptroller is authorized to reimburse Police Officer John E. Doherty for tuition expenses in the amount of \$3,101.90.

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

AUTHORIZE SUPERVISOR TO SIGN AN INTER-MUNICIPAL AGREEMENT WITH THE COUNTY OF WESTCHESTER TO RECEIVE NEW YORK STATE TRANSPORTATION SERVICES FUNDING IN THE AMOUNT OF \$3,322.00

RESOLUTION #165

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

RESOLVED, that the Town Board authorizes the Town Supervisor to sign an Inter-Municipal Agreement with the County of Westchester to receive New York State Transportation Services funding in the amount of \$3,322.00. This is for the period April 1, 2020 through March 31, 2021.

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

AUTHORIZE SECTION 8 HOUSING CHOICE VOUCHER PROGRAM CORONAVIRUS AID RELIEF AND ECONOMIC SECURITY (CARES) ACT, COVID-19 STATUTORY AND REGULATORY WAIVERS FOR PUBLIC HOUSING AGENCIES (PHA)

RESOLUTION #166

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

WHEREAS, the Yorktown Section 8 Housing Choice Voucher (HCV) Program is seeking to obtain Town Board approval of its adoption of Coronavirus Aid Relief and Economic Security (CARES) Act, COVID-19 Statutory and Regulatory Waivers for Public Housing Agencies (PHA), published in notice PIH 2020-05 on April 10, 2020.

The CARES Act provides the Department of Housing and Urban Development (HUD) with broad authority to waive statutes and regulations for the HCV program. These waivers provide administrative relief and allow for alternative approaches to various aspects of public housing authority (PHA) operations to continue to house families, keep families in their homes and conduct critical operations that can be done remotely and safely.

WHEREAS the waivers/alternative requirements are effective for immediate use by the PHA as of the date of the notice, HUD has waived the requirement and allowed the PHA administrative plan to be revised on a temporary basis without Board approval. As an alternative requirement, any informally adopted revisions under this waiver authority must be formally adopted as soon as practicable following June 30, 2020 but no later than July 31, 2020.

BE IT RESOLVED, that the Town Board is hereby authorizing the revisions outlined in the Attachment: Summary of Public Housing and HCV Waivers and Requirements be adopted.

The HCV program is funded by Housing Assistance Payments Account maintained by the Section 8 office and funded by U.S. Department of Housing and Urban Development (“HUD”) and is at no cost to the Town of Yorktown.

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

Supervisor Slater: Do I have a motion? I have a motion. Do I have a second?

Town Clerk Quast: Hold on one second.

Supervisor Slater: The Town Clerk just asked me to hold on.

Town Clerk Quast: There’s also one to authorize the Town Supervisor to sign the request from the Department of Transportation.

Supervisor Slater: That’s the IMA?

Town Clerk Quast: Yes.

Supervisor Slater: Yes, that’s the second one, correct. I read that one. There should be three, correct?

Town Clerk Quast: No, there’s four.

Supervisor Slater: I only have three. Three resolutions on my agenda.

Councilman Diana: The EBO login form.

Supervisor Slater: I don’t have that one on here.

Mr. Tegeder: That’s for the grant for the railroad station.

Supervisor Slater: Great. All right. *Supervisor Slater read the following resolution:*

AUTHORIZE TOWN SUPERVISOR TO SIGN THE REQUEST FOR EBO LOGIN FORM AND ACCEPT THE EBO SYSTEM USER AGREEMENT FOR THE COMPLETION OF WORK ON CONTRACT #LD035992 WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) FOR THE REHABILITATION OF THE YORKTOWN HEIGHTS RAILROAD STATION
RESOLUTION #167

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

WHEREAS, the Town of Yorktown (the “Sponsor”) has Contract # LD035992 with the New York State Department of Transportation (NYSDOT) for the Rehabilitation of the Yorktown Heights Railroad Station; and

WHEREAS, as part of this contract the NYSDOT requires logging of contract and construction progress in the Equitable Business Opportunity (EBO) system; and

WHEREAS, the Responsible Local Official (RLO) functions as the EBO administrator for the Sponsor and the Sponsor must notify the NYSDOT when there is a change in the RLO so access can be changed; and

BE IT NOW RESOLVED, that as of January 1, 2020 Matthew Slater is the Town of Yorktown Supervisor and RLO for the Town of Yorktown, therefore the Town Board authorizes him to sign the Request for EBO Login Form and accept the EBO System User Agreement for the completion of work on this contract.

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

Supervisor Slater: All in favor?

Town Board: Aye.

Supervisor Slater: Any opposed? With that being said I will remind everyone after we adjourn, we will be playing a video – let me just share my screen here – showing the American Legion’s Memorial Day Tribute as a reminder for Memorial Day.

Councilman Lachterman: And for those who want to find it, it is on YouTube. You can look up Yorktown American Legion Post 1009 on YouTube; it should come up on your channel.

(The video is displayed.)

ADJOURN

Supervisor Slater: Motion to adjourn?

Councilman Diana: Motion.

Supervisor Slater: Second.

Councilwoman Roker: Second.

Supervisor Slater: All in favor.

Town Board: Aye.

Supervisor Slater: Opposed. Goodnight, Yorktown. Enjoy this video courtesy of the Yorktown American Legion.

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