



Town of Yorktown

Office of the Town Clerk

**FINAL TOWN BOARD MEETING
VIDEO CONFERENCE AGENDA
SEPTEMBER 1, 2020
363 Underhill Avenue, Yorktown, NY 10598**

6:30 PM EXECUTIVE SESSION

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

LITIGATION & NEGOTIATION

Town Attorney

7:30 PM VIDEO CONFERENCE TELEVISED TOWN BOARD MEETING

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. INTRODUCTIONS
4. REPORT FROM TOWN SUPERVISOR MATTHEW SLATER
5. REPORTS FROM TOWN COUNCIL
6. REPORTS FROM HIGHWAY SUPERINTENDENT
7. PERSONNEL
Resolved, that the Retirement of Kim Angliss Gage is accepted with thanks for her many years of dedicated service to the Town effective August 31, 2020.
8. PRESENTATION
Kim Angliss Gage, 30 years of service to the Town
Robert Noble, Chief of Police and Annette Kahrs - "Hope Not Handcuffs"
Cpl. Troy Perez, New York Army National Guard
9. POET LAUREATE
John McMullen
10. COURTESY OF THE FLOOR

11. STORMWATER PERMIT APPLICATION

Stormwater Permit Application for 1538 Jacob Road to construct a new single-family residence, driveway, and utility connections.

12. RESOLUTIONS

Escrow Deposit Release for Driveway Permit #DR1234 for work done at 1631 Central Street, Yorktown Heights, NY

RESOLVED, that upon the recommendation of the Highway Superintendent, the Comptroller is authorized to release the Escrow Deposit for Driveway Permit #DR1234 in the amount of \$500.00 to Louis F. Mastro, 1631 Central Street, Yorktown Heights, NY 10598.

Authorize the Supervisor to execute a Collective Bargaining Agreement with CSEA for the period January 1, 2020 through December 31, 2024

WHEREAS, the Town of Yorktown and the CSEA, Local 1000, AFSCME, AFL-CIO, Town of Yorktown Unit, Westchester Local 860 (“Union”) are parties to a collective bargaining agreement that expired on December 31, 2019; and

WHEREAS, the negotiating committee for the Town and the Union have agreed, in principle, upon the terms of a Memorandum of Agreement for the period of January 1, 2020 through December 31, 2024; and

WHEREAS, that Memorandum of Agreement is subject to ratification by the Town Board and the Union’s membership; and

WHEREAS, the Union has advised the Town that its membership has voted and has approved the Memorandum of Agreement; and

WHEREAS, the negotiating committee for the Town recommended unanimously that the Memorandum of Agreement be ratified by the Town Board;

NOW, THEREFORE, BE IT RESOLVED, that the Memorandum of Agreement between the Town and the Union is hereby ratified and approved and the Town Board approves the funding for such Memorandum of Agreement; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to execute a collective bargaining agreement for the period from January 1, 2020 through December 31, 2024 that is consistent with the terms of the Memorandum of Agreement.

Authorize the Supervisor to execute a Collective Bargaining Agreement with PBA for the period January 1, 2020 through December 31, 2024

WHEREAS, the Town of Yorktown and the Town of Yorktown Police Benevolent Association, Inc. (“PBA”) are parties to a collective bargaining agreement that expired on December 31, 2019; and

WHEREAS, the negotiating committees for the Town and the PBA have agreed upon the terms of a proposed agreement, which sets forth the terms of a successor agreement for the period from January 1, 2020 through December 31, 2024 (“Proposed Agreement”); and

WHEREAS, that Proposed Agreement provides that it is subject to ratification by the Town Board and the PBA’s membership; and

WHEREAS, the PBA has advised the Town that its membership has voted and has approved the Proposed Agreement; and

WHEREAS, the members of the negotiating committee for the Town have recommended unanimously that the Proposed Agreement be ratified by the Town Board;

NOW, THEREFORE, BE IT RESOLVED, that the Proposed Agreement between the Town and the PBA is hereby ratified and approved and the Town Board approves the funding for such Proposed Agreement; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to execute a collective bargaining agreement for the period from January 1, 2020 through December 31, 2024 that is consistent with the terms of the Proposed Agreement.

Authorize Supervisor to sign an agreement with Laberge Group for Grant Development Services in an amount not to exceed \$10,500

RESOLVED, that the Town Supervisor is authorized to sign an agreement with Laberge Group for grant development services in connection with the NYS DOS Environmental Protection Fund (EPF) Local Waterfront Revitalization Program (LWRP) and the NYS DEC Municipal Waste Reduction and Recycling Program (MWRR), in an amount not to exceed \$10,500.

Advertise to Bid for Various Chemicals for the Water Pollution Control Plant Bid #20-2

Resolved, that the Town Clerk is hereby authorized to advertise a bid for Various Chemicals for the Water Pollution Control Plant, Bid #20-2.

Award Bid for BridgeNY Projects, Hill Blvd Bridge Replacement & Veterans Road Culvert Replacement

WHEREAS,

1. The Town was awarded two (2) grants by the New York State Department of Transportation under the BridgeNY program.
2. A grant up to \$820,000 for the Veterans Road Culvert Replacement over Hallocks Mill Brook, which is 100 percent reimbursable by NYSDOT.
3. A grant up to \$2,600,000 for the Hill Boulevard Bridge Replacement over the

Tributary to Barger Brook, which is 95 percent reimbursable by NYSDOT. This grant breaks down as follow: NYSDOT: \$2,470,000 & Town of Yorktown: \$130,000

4. As part of this project, the Town retained the services of WSP USA for engineering services, right-of-way acquisition and construction inspection of the two projects. During the design phase of work, the Town elected to combine both of the projects into one (1) set of bid documents.
5. The NYSDOT and Town Board authorized advertising of bids in November 2019. An invitation to bid was duly advertised and said bids were received and opened by the Town Clerk on June 18, 2020.
6. A total of nine (9) bids were received, summarized in the following table:

Company	Total Bid Price	Ranking
TRANSIT CONSTRUCTION CORP.	\$2,995,000.00	1
MONTESANO BROTHERS	\$3,444,754.40	2
MICHELS CONSTRUCTION	\$3,599,500.00	3
MCNAMEE CONSTRUCTION	\$3,625,000.00	4
GIANFIA CORP.	\$3,692,113.55	5
BRENNAN CONSTRUCTION	\$4,200,905.00	6
ELQ INDUSTRIES	\$4,281,746.50	7
R. PUGNI & SONS	\$4,629,857.00	8
JR CRUZ	\$5,582,759.52	9

7. After review of the submitted bids with WSP, the Town Engineer recommends award to the low bidder, Transit Construction Corp.
The breakdown of Transit Construction total bid price per project is as follows:

- Hill Blvd: \$2,176,166.35
- Veterans Road: \$818,833.65
- Total Bid Brice: \$2,995,000

8. The NYSDOT grant will cover most, but not all of the project costs. The Town is responsible for all costs of the Project that exceed the amount of funding awarded to the Town. The Department is therefore requesting the Comptroller make the following budget transfers:

- \$45,687.35 from General Fund Balance to Capital Project HD.8130 Hill Blvd
- \$218,184.65 from General Fund Balance to Capital Project HE.8020 Veterans Rd

NOW, THEREFORE BE IT RESOLVED,

1. The bid for the BridgeNY Projects, Bridge Replacement Hill Blvd over the Tributary to Barger Brook (PIN 8761.66) & Veterans Road Culvert Replacement over Hallocks Mill Brook (PIN 8761.71), is hereby awarded to Transit Construction Corp, Yonkers, NY at the unit prices and estimated quantities included on the bid proposal pages, in the not-to-exceed amount of \$2,995,000.
2. The bid award is subject to signing and execution of the Contract Agreement that was included in the Bid Specifications and subject to the final review and approval of the Town Attorney.
3. The Comptroller is authorized to make the following budget transfers:
 - \$45,687.35 from General Fund Balance to Capital Project HD.8130 Hill Blvd
 - \$218,184.65 from General Fund Balance to Capital Project HE.8020 Veterans Rd
4. The contract is to commence when the Town issues a Notice to Proceed on or about September 15, 2020 and the contract completion date shall be 240 calendar days from the Notice of Award date.

Authorize Comptroller to release Bond #E-022-10 in the amount of \$300.00 for work done on 1346 Hayes Drive

WHEREAS,

1. Gjekote Curanovic as applicant, posted \$300 which was deposited to the T33 account on August 20, 2010.
2. Gjekote Curanovic has requested his money be released as the site is now complete.
3. The Town Engineer has informed this Board that a representative of his department has inspected the property and determined that the work has been satisfactorily completed, and that the above referenced monies may be released.

NOW, THEREFORE BE IT RESOLVED, the above referenced \$300 bond be and is hereby released to Mr. Gjekote Curanovic, 1346 Hayes Drive, Yorktown Heights, NY 10598.

Authorize Comptroller to release Bond #BSWPPP-048-19 in the amount of \$500.00 for work done at 1455 Hiawatha Road

WHEREAS,

1. JDG Builders, Inc./ John Gilmore, as applicant, posted \$500 which was deposited to the T33 account on April 9, 2018.
2. John Gilmore has requested his money be released as the site is now complete.
3. The Town Engineer has informed this Board that a representative of his department has inspected the property and determined that the work has been satisfactorily completed, and that the above referenced monies may be released.

NOW, THEREFORE BE IT RESOLVED, the above referenced \$500 bond be and is hereby released to JDG Builders, Inc., / John Gilmore, 40 Shallow Stream Road., Carmel, NY 10512-4314.

Authorize Comptroller to release Bond #BSWPPP-007-18 & #BSWPPP-022-17 in the Amount of \$500.00 for work done at 1145 & 1155 Baldwin Road

WHEREAS,

1. Robert & Heather Lenseth as applicants, posted check #106 in the amount of \$250 which was deposited to the T33 account on June 14, 2017 to serve as the Erosion Control Bond for permit #BSWPPP-022-17 and;
2. Robert & Heather Lenseth as applicants, posted check #146 in the amount of \$250 which was deposited into the T33 account on March 19, 2018 to serve as the Performance Bond for permit #BSWPPP-007-18 and;
3. Robert & Heather Lenseth have requested their money be released as the site is now complete.
4. The Town Engineer has informed this Board that a representative of his department has inspected the property and determined that the work has been satisfactorily completed, and that the above-referenced monies may be released.

NOW, THEREFORE BE IT RESOLVED, the above referenced bonds totaling \$500 be and is hereby released to Mr. & Mrs. Robert Lenseth, 1145 Baldwin Road, Yorktown Heights, NY 10598.

Authorize Comptroller to release Bond #BSWPPP-048-19 in the Amount of \$250.00 for work done at 1946 Glen Rock Street

WHEREAS,

1. Dominic & Michele Monaco as applicants, posted \$250 which was deposited to the T33 account on September 5, 2019.
2. Dominic & Michele have requested their money be released as the site is now complete.
3. The Town Engineer has informed this Board that a representative of his department has inspected the property and determined that the work has been satisfactorily completed, and that the above referenced monies may be released.

NOW, THEREFORE BE IT RESOLVED, the above referenced \$250 bond be and is hereby released to Mr. & Mrs. Dominic Monaco, 1946 Glen Rock Street, Yorktown Heights, NY 10598.

Authorize Comptroller to refund an overpayment to Water Bill Account No. 200546-0 in the amount of \$201.47

RESOLVED, the Comptroller is authorized to issue a refund in the amount of \$201.47 representing an overpayment to Water Bill Account No. 200546-0.

13. ADJOURN

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

Dated: September 1, 2020

Instructions for the Public to participate in Town Board Meetings Remotely:

The Town Board of the Town of Yorktown will not be meeting in person. In accordance with the Governor's Executive Order 202.1, until further notice, meetings will be held via video conferencing. The Town of Yorktown will televise a video conference Town Board meeting for 7:30 pm on Tuesday, September 1, 2020. The Town Board will open the meeting and then vote to go into an Executive Session beginning at 6:30 p.m.

Please make sure to register in advance if you would like to speak at Courtesy of the Floor for this meeting at dquast@yorktownny.org or call me at (914) 962-8152.

You will need to provide your name, phone number and email address when registering so we can send a confirmation to you containing instructions on how to join the meeting. You can also email comments in advance of the meeting to dquast@yorktownny.org. You will have an opportunity to see and hear the meeting live on Channel 20 (Cable) or Channel 33 (Fios). If you have a computer, tablet, or smartphone, you will be able to see and hear the meeting while it is occurring on the Town's website at yorktownny.org.