



# Town of Yorktown

*Office of the Town Clerk*

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**FINAL TOWN BOARD VIDEO  
CONFERENCE MEETING AGENDA  
OCTOBER 6, 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):

INTERVIEWS

Food Security Task Force

PERSONNEL

Human Resources

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. PRESENTATION  
Con Edison Update  
Alliance for Safe Kids
8. POET LAUREATE  
John McMullen

9. COURTESY OF THE FLOOR

10. PERSONNEL

**Appoint Allison Egan to Librarian II at the John C. Hart Memorial Library**

Be It Resolved, that Allison Egan is hereby promoted to the civil service title, Librarian II, job class code 0223-01, from eligible list number 77-417, effective October 12, 2020; to be paid at the rate set forth in Yorktown CSEA salary schedule A1, group 14, Step 1, which is \$72,610 annually, with benefits, such as sick days, personal days, and floating holidays to follow the CSEA agreement;

Be It Further Resolved, at this appointment is subject to a probationary period of not less than 12 weeks, commencing on the first day of appointment on October 12, 2020.

11. PUBLIC HEARINGS

**Public Hearing to consider a proposed Local Law amending Chapter 240 of the Code of the Town of Yorktown by adding a new Article III entitled “Low-Pressure Sewer Systems.”**

Supervisor Slater will convene a public hearing to consider a proposed Local Law amending Chapter 240 of the Code of the Town of Yorktown entitled “SEWERS AND SEPTIC SYSTEMS” by adding a new Article III entitled “Low-Pressure Sewer Systems.”

**Public Hearing to consider the application filed by Danny Porco, NY Fuel Distributors, LLC for a Special Use Permit for a Gas Station located at 3700 Barger Street**

Supervisor Slater will reconvene a public hearing to consider the application filed by Danny Porco, NY Fuel Distributors, LLC for a Special Use Permit for a gas station located at 3700 Barger Street, Yorktown, NY, also known as Section 16.07, Parcel 1, Lot 43. The request is to demolish the existing Getty Automotive Service Station and replace it with a new gas station and convenience store with a 2,200 square foot canopy and associated appurtenances.

12. RESOLUTIONS

**Authorize Supervisor to execute an agreement with Westchester County Refuse Disposal District No. 1 for the County to accept and process the Town’s solid waste and recyclables at the County’s Material Recovery Facility**

RESOLVED, the Supervisor is authorized to execute an agreement with Westchester County Refuse Disposal District No. 1 for the County to accept and process the Town’s solid waste and recyclables at the County’s Material Recovery Facility, for the period retroactive to October 22, 2019 through October 21, 2024.

**Authorize Town Clerk to advertise Bid for Preventative Maintenance & On-Call Services of Emergency Generators**

NOTICE IS HEREBY GIVEN that sealed proposals will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, at the Town Hall,

363 Underhill Avenue, Yorktown Heights, New York, until 11:00 A.M., on Wednesday, November 4, 2020 for the Preventative Maintenance & On-Call Services of Emergency Generators, Bid #20-1.

**Authorize Town Clerk to advertise public hearing to consider a proposed Local Law amending Chapter 300, entitled “ZONING,” of the Town Code, by adding a new Article XXI, entitled “Planned Design District Overlay Zones**

NOTICE IS HEREBY GIVEN that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York on October 20, 2020 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, NY at 7:30 pm o'clock or as soon thereafter can be heard to consider a proposed Local Law amending Chapter 300, entitled “ZONING,” of the Town Code, by adding a new Article XXI, entitled “Planned Design District Overlay Zones.”

**Authorize Town Clerk to advertise public hearing to consider a proposed Local Law amending Chapter 300 of the Town Code, “Entitled” ZONING by modifying Section 300-75(A) regarding self-storage warehouse operations**

NOTICE IS HEREBY GIVEN that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York on October 20, 2020 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, NY at 7:30 pm o'clock or as soon thereafter can be heard to consider a proposed Local Law amending Chapter 300 of the Town Code, “Entitled” ZONING by modifying Section 300-75(A) regarding self-storage warehouse operations.

**Authorize Comptroller to release Escrow Deposit for Driveway Permit #DR1228 in the amount of \$500.00 for work done at 1842 Baldwin Road**

Resolved, that upon the recommendation of the Highway Superintendent Dave Paganelli, the Comptroller is authorized to release the Escrow deposit for Driveway Permit #DR1228 in the amount of \$500.00 for work done at 1842 Baldwin Road to Kieran & Brennan Frawley, 1842 Baldwin Road, Yorktown Heights, New York 10598.

**Authorize Comptroller to release Escrow Deposit for Street Opening Permit #018-012 in the amount of \$2,000.00 for work done at 3211 Lakeshore Drive**

Resolved, that upon the recommendation of the Highway Superintendent Dave Paganelli, the Comptroller is authorized to release the Escrow deposit for Street Opening Permit #018-012 in the amount of \$2,000.00 for work done at 3211 Lakeshore Drive to Leonard and Sons Construction, Inc., 6 Carolyn Drive, Cortlandt Manor, NY 10567.

**Authorizes Supervisor to sign an agreement with CorrTech Inc. to conduct inspection service of the French Hill and Mohegan Water Storage Tanks for a cost of \$5,850.00**

WHEREAS, it is the intention of the Distribution Superintendent to have the French Hill water storage tank (3.0 mg) and the Mohegan water storage tank (1.0 mg) inspected; and

WHEREAS, a proposal was received from CorrTech Inc. to conduct remote operated vehicle (ROV) inspection service of the two tanks and provide a condition assessment report for each for a total project cost of \$5,850.00; and

WHEREAS, the Water District has monies in line SW.8320.0416 to cover such project; and

THEREFORE, BE IT RESOLVED, the Town Board authorizes the Supervisor to sign an agreement with CorrTech Inc. to conduct inspection service of the French Hill and Mohegan water storage tanks for a cost of \$5,850.00.

**Authorize Supervisor to enter into a License Agreement with 3151 Stoney Street, LLC for the use of Licensor’s property near Granite Knolls Park for two ADA Parking Spaces and use of Access Road**

RESOLVED, the Supervisor is authorized to enter into a license agreement with 3151 Stoney Street LLC (“Licensor”) for the Town to utilize Licensor’s property near the Town’s Granite Knolls Park for two (2) ADA parking spaces and use of automobile access road located on the Licensor’s property for travel to and from said ADA parking spaces.

**Authorize Comptroller to process the following Budget Transfer for the Parks Department**

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

Transfer \$20,000 from the Parks Department Temp. Help Line (A7110.110) to the Parks Department Equipment line (A7110.201) for the purchase of a Kubota LX2610HSDC.

**Authorize Comptroller to process the following Budget Transfer for the Highway Department**

The Comptroller is hereby authorized to process the following budget transfer:

From:		
A1990.499.1	General Fund – Capital Contingency	\$16,850.00
To:		
HC5110.200	Road Improvement Capital Project	
	Mohegan Avenue Retaining Wall	\$16,850.00

For the purchase of stormbasin units retrofitted into existing catch basins.

**Authorize Comptroller to process the following Budget Transfer for the Highway Department**

The Comptroller is hereby authorized to process the following budget transfers:

From:  
D5142.403 Highway – Materials & Supplies \$13,500.00

To:  
D5110.105 Highway – Overtime \$13,500.00

For overtime due to paving.

**Award Bid for Six Wheel Street Sweeper and authorize Comptroller to process the following Budget Transfer for the Highway Department**

Whereas, the Highway Department received one bid on Friday, September 25, 2020 for a 2017-2019 Six Wheel Broom Street Sweeper with Squeegee Style Conveyor and High Dump Hopper, and

Whereas, Environmental Equipment Company of Long Island, Inc., 1670 New Highway, Farmingdale, New York, 11735 was the sole bidder, and

Whereas, the Total Bid Price was \$141,317.00 for a 2018 Elgin Broom Badger, Isuzu Chassis with 7,800 Miles, and 960 Hours on it, now

Therefore, Be It Resolved, that the Bid for the 2017-2019 Six Wheel Broom Street Sweeper is hereby awarded to Environmental Equipment Company of Long Island, Inc., 1670 New Highway, Farmingdale, New York, 11735, in the amount of \$141,317.00, as the sole bidder, and

Be it Further Resolved, that the Comptroller is authorized to process the following Budget Transfer for the Highway Department:

From: Highway Fund Balance \$141,000.00  
To: Highway Equipment (D5110.201) \$141,000.00

**Authorize Extension of Stone, Gravel, Concrete Materials Bid for the Highway Department**

Whereas, invitation to bid for the Stone, Gravel, Concrete Materials Bid for the Town of Yorktown was duly advertised, and

Whereas, said bids were received and opened on December 9, 2019,

Now Therefore Be It Resolved, that upon the recommendation of the Highway Superintendent Dave Paganelli, the bid for the Stone, Gravel, Concrete Materials Bid for the Town of Yorktown be and is hereby extended for one year, per the terms of the bid, now

Be It Further Resolved, the dates of the extension will be January 1, 2021 to December 31, 2021.

**Authorize Extension of bid for Dewatered Sludge Removal & Disposal, Bid #18-2, to SpectraServ Inc.**

WHEREAS,

1. The Town has an agreement in place for Dewatered Sludge Removal & Disposal for the Water Pollution Control Plant that is expiring on 10/18/20.
2. The bid has a final two (2) year contract extension available.
3. The Contractor – SpectraServ, Inc., has agreed to continue providing service to the town for the remaining two (2) year extension which will expire on 10/18/22.

NOW, THEREFORE BE IT RESOLVED, that The Town Board authorizes the bid for Dewatered Sludge Removal & Disposal, Bid #18-2, be extended to SpectraServ Inc., the low bidder, at a cost of \$160.00 per ton. The contract term for this project shall be for a final duration of two (2) years, commencing on or about 10/18/20.

**Authorize Supervisor to Sign a Letter of Authorization For the Hearthstone Subdivision, 3138 Hearthstone Street**

WHEREAS:

1. The Hearthstone Subdivision, 3138 Hearthstone Street received final approval from the Yorktown Planning Board on 7/16/18, Resolution #18-10.
2. This project will require extension of the Town sewer consisting of one (1) new sewer manhole and approximately 200 linear feet of gravity sewer main along an access driveway that runs north of Homestead Road. The new infrastructure will be installed at developer expense with inspection oversight provided by the Town. The majority of work will occur within a Town utility easement that runs along the access driveway. As part of the work proposed, the utility easement would need to be extended; to be done at developer expense and subject to the Town Attorney review and approval.
3. Once constructed, the new water and sewer infrastructure would be dedicated to the Town and the Town will be responsible for long term operation and maintenance.
4. In order to submit the Town water and sewer extensions for approval by the Westchester County Health Department, the New York State Department of Environmental Conservation and/or the New York City Department of Environmental Protection, a Letter of Authorization from the Town is required.

NOW, THEREFORE BE IT RESOLVED, the Town Board authorizes the Town Supervisor to sign a Letter of Authorization for the Hearthstone Subdivision, 3138 Hearthstone Street that will authorize the Applicant's Project Engineer to submit engineering plans and associated application documents for Town water and sewer extensions to the appropriate regulatory authorities.

13. ADJOURN

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

Dated: October 6, 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. 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, October 6, 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 or during the Public Hearings for this meeting at [dquast@yorktownny.org](mailto: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](mailto: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](http://yorktownny.org).