

Zoom Teleconference Meeting of the Town Board, Town of Yorktown held on Tuesday, October 6, 2020 held in Yorktown Heights, New York 10598.

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

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

TOWN BOARD MEETING

Supervisor Matthew Slater called the meeting to order.

EXECUTIVE SESSION

Upon motion made by Councilman Diana, seconded by Councilwoman Roker, the Town Board moved into Executive Session to conduct interviews, discuss individual personnel issues, litigation, and legal negotiations. Upon motion made by Councilman Lachterman, seconded by Councilman Patel, the Town Board moved out of Executive Session and proceeded with the meeting.

PLEDGE OF ALLEGIANCE

Supervisor Slater led the Pledge of Allegiance.

MOMENT OF SILENCE

Supervisor Slater asked all to join him in a moment of silence to remember our soldiers protecting our freedoms overseas, those battling the COVID-19, the lives lost due to the pandemic, and all of our first responders who continue to perform incredible work on behalf of our community.

REPORT FROM TOWN SUPERVISOR MATTHEW SLATER

Supervisor Slater reported 32 active COVID-19 cases today, an increase of 5 from yesterday. Westchester County has 608 active cases, an increase of 83 from yesterday. Supervisor Slater after spending time today speaking with the Commissioner of Health for Westchester County, Dr. Sherlita Amler, he wanted to re-emphasize the three basic steps: wear a mask, social distance, and wash your hands. He said if we continue to focus on those three steps, we can flatten the curve like we did last spring. Supervisor Slater reported that our schools are being impacted; all high schools started remote learning this week. He assured that he has been in close contact with the high school principals of both Lakeland and Yorktown school districts, as well as their school boards. He congratulated the faculty, staff, and administration for the great work they are doing.

Supervisor Slater said Dr. Amler wanted him to pass along some information to parents: this is not a time for sleepovers, large parties, or large gatherings. If you are waiting for the results of a COVID test (whether for your child or yourself), please do not go out and start socializing. You must wait for a negative result. Supervisor Slater announced an upcoming implementation of a few new policies that were discussed with the Parks & Recreation Superintendent, Jim Martorano, as well as members of the Parks & Recreation Commission that will be rolled out later this week to help insure the safety of our children when using Town facilities.

Supervisor Slater said Dr. Amler also emphasized the importance of getting a flu vaccine. He said we will be working with the Westchester County Health Department to partner with our food pantries to provide the flu vaccine to our most needy residents, as well as a possible partnership with our Senior Nutrition Center.

Supervisor Slater said Governor Cuomo added New Mexico to the travel advisory list. He said there are 20 hotspots (based on zip codes) – it is not just New York City, this includes Orange and Rockland Counties, as well. The link for COVID testing sites may be found on the Town's website, www.yorktownny.org, under the COVID Community Impact Dashboard, in partnership with the Department of Health. It provides the names of the medical facilities in and around Yorktown that provide COVID testing.

Supervisor Slater said the Highway Superintendent Dave Paganelli deserves recognition for the tremendous work he and his department do. Supervisor Slater said the Town learned this week that the state is withholding 20% of the Town's CHIPS money (Consolidated Local Street and Highway Improvement Program), which goes towards paving. Despite this, Superintendent Paganelli continues to do a tremendous job and is confident that they will be able to continue with some of the important paving projects on our local roads.

Supervisor Slater said he has heard from a number of people in Albany that grants are on hold, as well. The Town has a number of state and municipal grants it has been working on that the Town was hoping to see come to fruition that would help improve some of our facilities and parks – all of these things are now officially on hold because of the financial impact of COVID and the financial state of New York.

Supervisor Slater reported that the renovation of the Section 8 office is nearly complete. The construction at Junior Lake has resumed. The Senior Nutrition Center has started serving the Town of Cortlandt this week. The Water Department has started their fall hydrant flushing – emails and postings on the website and social media have going out regarding which street this affects. The generator for French Hill has been ordered. Supervisor Slater also said residents will probably be receiving another notice in the mail as a reminder that on May 5 a water sample was collected at the Yorktown Central Garage from a specific pipe that feeds three specific Town buildings – no residential areas; only Town facilities – that pipe had one particular DBP which tested higher than what is acceptable. Supervisor Slater said they believed this happened because of COVID – staff was not in and the water in the line became stagnant. The line was retested on August 7 and the levels came back perfectly normal. He said the testing requirements are on a rolling average, so even though the Town did not have any acids above acceptable marks, the Town has to be renoticed. The violation is expected to continue each quarter until the May 5, 2020 water sample is no longer included in the calculation – it could be up to a year.

Supervisor Slater reported that the fluoride project is moving forward. The two contractors for the project who are working at the facility off Crompond Road will remain there until the project is completed about March 2021.

Supervisor Slater reported the first phase of the pump station rehabilitation project is nearly completed. The Health Department issued a violation in February and that was settled today at a Health Department hearing and the \$4,000 fine was assessed to GHD (the consultant), not the Town of Yorktown.

Supervisor Slater reminded everyone there is smoke testing beginning in the Town – approximately 700 addresses. This is to see if there are any illegal connections to our system. He said there is a map on the Town's website.

Supervisor Slater announced Relay for Life's "Paint the Town Purple" on October 9th. He also announced Alliance for Safe Kids #walkthetalk – walks to support the organization whose locations will be posted online. He reported that first annual Halloween Crawl in conjunction with the Yorktown Lions. He asked for residents to submit their pictures of their homes' Halloween decorations online and join the Halloween Crawl so people can drive by to view them. Supervisor Slater announced on October 8th at 7:30 is the first workgroup meeting of the Yorktown Coalition on Community Safety and Engagement. This will be a virtual meeting and information is posted on the Town's website.

REPORTS FROM TOWN COUNCIL

Councilman Diana said he and the Supervisor had a meeting for those concerned about the buses parking on the road down by the bus garage on Front Street. There were about 15 to 18 buses that were parking there; the reason is that the new company who took over was clearing out old vehicles that could not be put on the road due to DOT regulations and had their new buses parked on the street. They are now down to about 4 buses and they will be removed as soon as they finish clearing out their old vehicles, which should be very shortly. Councilman Diana announced that this Friday from 4:30 p.m. to 6:00 p.m. there will be a "Cops and Ice Cream Cones" held at Granite Knolls, sponsored by Mr. Softee. Some of Yorktown's police officers will be there, as well as some of the K-9 dogs and some of the police motorcycles. He reminded everyone to social distance and wear masks.

Councilman Diana read a resolution regarding “Blue Lights On.” He said the idea came from a councilman in Fishkill who started a “Blue Lights On” for Hudson Valley and thought it was a laudable cause since all of our first responders have done such an awesome job during the pandemic and this is one small way we can support them. He said this is totally voluntary and the idea to set a blue light by your front door or porch on October 13th in support of our first responders and police department.

BLUE LIGHTS ON DAY – OCTOBER 13, 2020

RESOLUTION #314

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

WHEREAS, the current year 2020 has been marked by tense social divisions, exacerbated by a world pandemic, and

WHEREAS, this year has presented unique challenges, and

WHEREAS, the burden of facing these challenges has fallen disproportionately upon our first responder community, and

WHEREAS, these challenges have heavily impacted our local police departments and first responders throughout our great country, and

WHEREAS, our current political atmosphere finds it convenient to unjustifiably malign our men and women in blue, and

WHEREAS, all who respect the truth know full well that our local police departments and first responder ranks are filled with highly dedicated men and women willing and able to defend our freedoms, our liberties, and our way of life, and

WHEREAS, as public and community leaders, it is our duty to call out the wrong and stand by the good, and

WHEREAS, the code 10-13, which is the universal code for “officer in need of assistance,”

BE IT HEREBY RESOLVED, that by this proclamation, we hereby declare October 13, 2020, which is also 10-13, to honor our Local Police Departments and First Responders Day. This is in recognition, thereof, we ask that all those who wish to support our first responders and give thanks to our local police and first responders to set a blue light on their property.

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

Councilwoman Roker said that when Councilman Diana brought the preceding resolution to her attention, she thought it was a great idea; however, what she had to say needed to be said. She said anyone who knows her knows she will always support the men and women of our Yorktown Police Department – she knows them and, in fact, has sworn in many of them. Councilwoman Roker said that, unfortunately, there are far too many people in our community who seek to divide us. They say you cannot possibly support Blue Lives Matter while supporting Black Lives Matter – she said yes, you can. She stated that she supports Black Lives Matter because her life matters. She said a couple of weeks ago (and she shared this with the Board) because she spoke up, someone felt the need to almost harm her. She said her daughter Courtney’s life matters; her son Gregory’s life matters. She referred to the talk she had many years ago with her son that many Black parents have with their sons – she now feels Black parents with daughters may have to have the same talk; this saddens her since this is the United States and we are in the year 2020. She adamantly stated that she does not support defunding the police; if she had her wish, they would get more funding because every dime we give them goes to good use.

Councilwoman Roker stated that not only does she support Blue Lives Matter; she wholeheartedly supports it. She recounted that her father who was a police officer – his life mattered to her. Her cousin and her uncle who are officers in Massachusetts – their lives matter to her. Every man and woman in the Yorktown Police Department – their lives matter to her; not only because she sits on the Town Board, but because she knows them. She said over the summer she was proud to see young

people march in the Town of Yorktown and they actually said Black Lives Matter; she wished more had attended. Councilwoman Roker said they were not promoting any radical agenda – what they had to say boils down to a few simple words – treat everyone equally. They questioned the wisdom of the school districts in Yorktown for their lack of diversity and they spoke about some people who were not treated fairly in Town. Councilwoman Roker said Yorktown for Justice similarly challenged her and others about the amount of history that we provide in the Town of Yorktown and she explained to them that in order to do what they wanted her to do, the Town would need more funding. She said she and a former Town records clerk decided to volunteer and work to allow much more historic information to be provided to the community. She said she was disappointed when Yorktown for Justice was not provided a seat on the Community Taskforce. Councilwoman Roker said these are people from different walks of life but who have one thing in common: they are all Yorktown residents. She said she believes their agenda is simple: treat everyone equally. Councilwoman Roker said that while other members of the Board may disagree with her, it is okay because they have at times always agreed to disagree.

Councilwoman Roker ended her comments with a quote from a military general from World War II: “The nation will remain the land of the free only so long as it is the home of the brave.” She said this speaks to our ingenuity and our spirit of inclusion. She said she needed to say this because this community, which she loves, is tragically being divided.

Councilman Diana said the incident that happened to Councilwoman Roker was a ridiculous thing to happen to her for being a council member and speaking her mind. He said she has always been fair and accommodating who speaks her mind as she feels. He apologized to her for what had happened, especially in Yorktown. He said this is unacceptable behavior at any level and it is appalling that this is happening not only here, but in towns across the country.

Supervisor Slater thanked Councilman Diana for his remarks and that all of the Board had reached out to Councilwoman Roker to offer her their support. He said the Board stands by all of the resolutions they have passed condemning bigotry and racism on behalf of the entire community. He said what happened to Councilwoman Roker is not the Yorktown he grew up in, is now raising his children in, or the Town he has worked so hard for. He said there is plenty of good in this Town and that good is what motivates them, as a Board, as well as the Town’s other elected officials.

Councilman Lachterman addressed Councilwoman Roker by saying he found it a shame that people assume a conclusion from words that they hear. He said we all have different perspectives on life, and without communication these perspectives cannot be understood.

Councilman Lachterman wished all those who celebrate the Jewish holiday a healthy and happy new year. He also said the police department has received thank you letter from the rabbis in Town for the stepped up proactive patrols for the high holy days. He announced that on Saturday, October 17th, United for the Troops will be organizing a food drop off in the commuter parking lot next to Town Hall. Chef Rob on Wheels will be cooking and donating a portion of his sales that day back to United for the Troops. Councilman Lachterman said that Paul Martin who usually organizes the Veterans Day Parade in Town is organizing a reverse parade for Veterans Day where the veterans will be sitting outside, socially distancing, while cars parade past them. It will be held on November 8th. The location will probably be on Veterans Road.

Councilman Patel said that Councilwoman Roker’s good name will shine forever. He said sometimes what you think, what you say, and what you do must be in harmony. He said Yorktown has so many good qualities that draw people here. He said respect has to be given, as well as respecting oneself. Regarding COVID, Councilman Patel said our first responders and police department do not ask who you are in order to help. He urged people to wear a mask, wash hands, and maintain a social distance.

Town Clerk Diana Quast announced a few reminders regarding the upcoming election: October 9th is the last day to register to vote for the General and Presidential Election; October 27th is the last day to request an absentee ballot. She reported that five of Yorktown’s polling locations have been changed: Districts 1 and 28, which normally vote at St. Mary’s Episcopal Church, has been changed to Lakeland High School at 1349 East Main Street; Election Districts 8, 18, and 43 have been moved from the Yorktown Assisted Living, formerly the Seabury, to the Walter Panas High School, 300 Croton Avenue, Cortlandt Manor. Yorktown has only one early voting location: the Albert A. Capellini Community and Cultural Center Gym and that begins on October 24th and will run through

November 1st. If residents have any questions, they should contact the Town Clerk's office at (914)962-8152.

Councilman Patel said that everyone seems to have received their election information cards in the mail and asked Town Clerk Quast if there is some way this can be continuously publicized in case people have not gotten the information. Town Clerk Quast said her office only received this information today and will be published in the newspaper, as well as announced on the public government channel.

REPORT FROM HIGHWAY SUPERINTENDENT

Superintendent Paganelli said a couple of weeks ago, Con Edison reached out to him regarding danger trees and today received a list of which trees they took down. They have taken down 22 trees in the last 6 days, which is great. He said if anyone lives in the Con Ed service area and has a dead or diseased tree that is in danger of falling on their power line, they should reach out to the Supervisor's office or the Highway Department.

Superintendent Paganelli reported that they did begin paving and repeated the Supervisor's report that they did lose 20% of their state aid this year, but are making do and continuing as planned. He reported that his department is doing a comparison study of milling roads, which he supports, or continue to overlay roads. He said the hope is that the money they save on risers for catch basins and manholes, and do an 1.5 inch mill and fill as opposed to a 2 inch overlay, will result in a 25% reduction in asphalt, which then will motivate them to do it correctly by mill and fill. He asked residents to be careful of the areas where repaving is taking place.

CON EDISON UPDATE

Supervisor Slater said Con Edison is present to give an update to the Town as to the response to the recent storm and some of the post mortem that has been done on their actions. He said Yorktown is unique in that it has both Con Edison and NYSEG.

Darren Scarimbolo, General Manager Bronx-Westchester Operations (Con Edison), presented a summary of storm statistics (presented slides) from the August storm (total customers affected, 66% of total customers served; restoration time, road closure, downed wires, damages, critical customers – 3, pole and equipment damages). He said that there are areas for improvement, specifically the number of estimated times of restoration sent to customers. Mr. Scarimbolo talked about the effective usage of their crews and the lessons learned from the storm. Superintendent Paganelli agreed with his suggestions of using workers that are as able to do certain work without having the same titles as those that are usually assigned to this type of work.

Mr. Ramos, Section Manager of Contract Management (Con Edison), said he oversees the vegetation management program. He gave an overview of the vegetation management program, which is to provide tree clearance from overhead wires. They have expended \$650,000 year to date in the Town of Yorktown. He said they work with the DPW (Highway Department) for the removal of the debris left from trimming or removing trees that threaten power lines. The four pillars of the vegetation management program are preventive maintenance (tree trimming program), right-of-way tree removals, tree topplings, and customer inquiry investigations.

Mr. Ramos continued by describing the Hazardous Tree Removal Program (HTP), which focuses on imminent trees that are dead, dying or diseased located off right-of-ways.

Councilman Patel said that some of the poles are really old and the materials used are cheap (ex., the insulators). He said he is happy about the tree removal program and that homeowners also need to be responsible for trees on their property. He feels this combination will improve the situation during storms.

Superintendent Paganelli said Con Edison should take credit for the tremendous amount of storm hardened poles they took out and replaced - well over 100 poles.

Roger Scanovel, Department Manager for the Bronx-Westchester Regional Engineering Team, talked about the work they have done and continue to do under the "storm hardening" umbrella. This stemmed from Hurricane Sandy in 2012. He talked about segmenting circuits into smaller clusters (approximately 500) to minimize outages by using smart switches and showed how this was

utilized in the Town of Yorktown. He continued to enumerate the changes made under this program in the succeeding years' storms right up to this year into 2021.

Councilman Patel and Mr. Scanovel discussed the pros and cons of underground vs. overhead lines (cost factors, ease of repairs, etc.)

Councilman Diana asked about mobilizing crews and the use of other municipalities crews to assist (mutual aid). Mr. Scanovel answered Councilman Diana's question with how many crews were used and where they maxed out and how the outside contracts work. They are looking to increase the amount of outside contracts, as well as the purchase of additional vehicles, which enable them to expand the number of outside personnel much more quickly. Councilman Diana said that the first night after the winds had died down during the recent storm, Yorktown had only one Con Ed crew present, which he found disturbing, especially when the Town was allowing them to use FDR Park as their staging area. Mr. Scanovel said he would get the breakdown by municipality for the Board.

Supervisor Slater asked how many of the crews who were using the FDR Park staging area were assigned in Yorktown and Mr. Scanovel said there is a process that looks at the maximum number of customers affected county-wide and that is where they are assigned first. He said the first 48 hours are cut and clear operations: safety and road closures. He said this is done on a county level.

Superintendent Paganelli expressed his frustration at the expense and lack of communication he experienced during the storm. He spoke of the lengthy process to clear trees that he felt was unnecessary. He also mentioned the inability to communicate through the 800 telephone number.

Supervisor Slater asked what the next steps would be from Con Edison and Mr. Scarimbolo said he will get back to him on the items requested. Supervisor Slater said he reviewed the recent information that was sent to him but would still like to discuss certain areas in Town that are having issues with their service.

Councilwoman Roker asked what Con Edison's protocol is once they receive notification that a storm will occur, specifically in Westchester County. Mr. Scarimbolo replied that it depends on the level of the storm. He said they make predictions based on past storms of similar severity for the job count, which determines the number of crews on board. It also is weighted by customer count. They also decide if their own staff can handle the job or if they would need mutual aid.

Supervisor Slater voiced concern over the weighted customer count affecting Yorktown. Yorktown could be competing with more densely populated areas, which could slow down the assignment of crews to Yorktown. Mr. Scarimbolo said it is looked at county wide, not by municipality.

Supervisor thanked the Con Edison team for attending this evening and for the information.

ALLIANCE FOR SAFE KIDS

Liz Talbert, Alliance for Safe Kids, presented information about what is happening with ASK in the month of October. During the last week of October, they will be "Painting the Town Red." This is being done in recognition of Red Ribbon Week, which is a nationally recognized drug prevention awareness program. All of the schools participate in Red Ribbon Week in a variety of ways by sharing information with their students and families and ASK's role is to support this message through social media posts, newsletters, etc. ASK volunteers go out into the community and tie red ribbons on trees, lampposts, all over Town. They want the red ribbons to spark a conversation between parents and children when they see these ribbons.

Ms. Talbert said the last week of October is also the last week of their virtual "walk the talk." #WalktheTalk is a virtual fundraising campaign because their typical walk had been canceled, rescheduled, and cancelled due to COVID. The community is invited to register, come out and walk in support of ASK. Pop-up walks were planned throughout the month. This Saturday there will be a pop-up walk at the Jefferson Valley Mall, the next Saturday it will be held at Granite Knolls, and the final will be held on the following Sunday at Railroad Park. She said the "talk" part of the program involves four webinars that have been scheduled for each Wednesday in October and ASK talks which are short videos on a variety of different topics by local professionals that will be shared on social media. The webinars begin tomorrow evening and all have a theme. This week's theme is Emotional Wellness Awareness that begins at 7:00 p.m. Ms. Talbert then announced the subjects

and professionals for the upcoming webinars. The webinars are all free. Ms. Talbert said if the public has any questions, she can be reached at liz@allianceforsafekids.org.

Supervisor Slater thanked Ms. Talbert for her presentation to the Board and said how much he enjoyed the first walk he took with ASK. He spoke about what a value her organization and services bring to the community.

Councilman Patel asked if anything more could be done for the youth in the community and how they are handling the pandemic. Ms. Talbert said they are very aware of the additional stress and anxiety that families are feeling. ASK compiled a COVID-19 resource guide that is posted on the Town's website that gives resources for emotional and mental health support. She said that each webinar they have scheduled is directly speaking to this situation. She also mentioned virtual opportunities that exist for the public, if they would like to help.

POET LAUREATE

John McMullen recited an original poem "Coronavirus – and We Begin the Onslaught."

COURTESY OF THE FLOOR

The following members of the public spoke:

Tony Grasso, resident, thanked the Supervisor and Board for their leadership regarding the many difficulties they have encountered this year. He raised a concern about the Highway Street Sweeper Bid and why the Town is buying used instead of new.

Sergio Esposito, resident and President of the Yorktown Chamber of Commerce, thanked Councilwoman Roker for her earlier comments regarding Black Lives Matter and Blue Lives Matter and how they are not mutually exclusive. He said that Con Edison is not grouping Yorktown Heights the way they are presenting; Croton Heights residents are not given the attention they need during storms. Mr. Esposito read a statement regarding empty storefronts in Yorktown and how the Chamber of Commerce views them as chronic vacancies and detrimental to existing businesses. He feels our community is being taken advantage of and that conversations need to take place and accountability taken by these property owners. He said the Chamber supports the proposal by Supervisor Slater to institute required reporting by property owners with chronic vacancies.

Jay Kopstein, resident, referred to Building Inspector John Landi's presentation of the Master Fee Schedule at the last Town Board meeting and said he believes Mr. Landi is "right on the money" with what he presented. The permitting for the Town should not be a progressive tax where if one person buys a cheap generator and another buys an expensive generator the person with the expensive generator pays a higher permit fee – they should all be consistent across the board.

Daks Armstrong, resident, had some prepared statements from Yorktown for Justice. He first addressed Councilwoman Roker and sent his thoughts and condolences for what she experienced and believes her experience underscores the work that Yorktown for Justice is trying to do. He said it is not to divide us any further. He said he respects and honors the police department and first responders. Mr. Armstrong said leadership is required by the Board to circumvent divisiveness and to bring the community together. Mr. Armstrong then read comments from Yorktown for Justice regarding the formation of the Taskforce. He expressed their disappointment about not being included in on the Taskforce. He said there were comments made that led them to believe there was a deliberate decision to exclude them from the Taskforce. He reiterated their only one agenda: fair representation and inclusion, which is something we should all be working towards.

Mr. Armstrong asked the Board the following questions:

1) What were the criteria used to choose the members of the Coalition, as listed on page 110 of the Executive Order workbook? Had you reached out to residents who had had interactions with the police, residents who had been incarcerated, LGBTQ leaders and advocates, mental health professionals, legal and academic experts?

2) Is there going to be an avenue for anonymous community feedback to the Coalition? They believe that this is essential to ensure that everyone in the community is able to participate in the discussion.

3) How is the existence of this Coalition and its purpose being communicated to the public at large? Are you posting flyers, posters in public locations? Will you be asking houses of worship to make announcements?

Mr. Armstrong concluded by saying that it is truly unfortunate that Yorktown for Justice was at the forefront of this conversation around the Taskforce and then to see months later they were left off of the Taskforce. He said he thinks it is a sorely missed opportunity for leadership.

Sarah Wilson, resident, announced the Yorktown Repair Café will be held outdoors in the parking lot at Grace Lutheran Church on Saturday, October 24, 11:00 a.m. – 3:00 p.m. People may bring lamps, small appliances, bicycles, clocks, fabrics, toys, wooden items, ceramics, jewelry, computers and other electronics, even sick houseplants. Anything that is broken is welcome. The Repair Café volunteers usually have the know-how to determine if an item may be repaired and, if possible, make the repair while you wait. Registration is online.

Upon motion made by Supervisor Slater, seconded by Councilman Diana, Courtesy of the Floor was closed.

Superintendent Paganelli addressed Mr. Grasso's comment first by saying that although he respects Mr. Grasso's experienced opinion, this was a piece of equipment that the Town has used for the last four months. It is a 2018 model that has 7,800 miles on it and is virtually new. A new sweeper is \$235,000, which would require an additional \$95,000.

Superintendent Paganelli referred to an upcoming resolution regarding a \$16,000 budget transfer for catch basin inserts in Mohegan – this project came in \$45,000 under budget but there were overruns that had not been anticipated in the planning stages that involved safety issues.

Councilman Lachterman responded to Mr. Armstrong's question regarding the criteria for the Taskforce. He said when you talk about a group or organization, he wasn't sure that there was a way to fit them onto the Taskforce without it becoming an overwhelming project – too many cooks, so to speak.

Supervisor Slater thanked Mr. Grasso and Mr. Esposito for recognizing how well the Board works together. Supervisor Slater then addressed Mr. Armstrong's questions. First, the criteria used to choose members: there was a letter to the editor of the paper to encourage people to contact his office to participate in the process. He then enumerated the groups solicited as follows: legal, academic, and mental health individuals were contacted (one mental health professional is on the Taskforce panel). Supervisor Slater said for him this is about roles and he said they have been very clear that YFJ (Yorktown for Justice) is going to have a role in this process, they want YFJ to have a role in the process, which is why they were identified as an invited community participant and were put on the same playing field as school superintendents, the Yorktown PBA, the Yorktown Police, the Legal Aid Society of Westchester, Hope's Door – in his mind this is a prominent playing field to be a part of and in no way diminishes the YFJ's value or role; if anything, it does the opposite.

Supervisor Slater said regarding the comment that was made about agendas, he said he did not think agendas were a bad thing. If you want to have a real dialog or a real conversation, he wants to learn about their perspective. This is the role the YFJ is in – to provide this panel with feedback and insight. He said he needs to learn from others in the community and cannot learn without others taking on their proper role. Supervisor Slater said he takes full responsibility for this, as chief elected official. He said further dialogs must take place amongst the community in order to learn others' perspectives. He said they are trying to accomplish this with the Taskforce; to put people in the right roles so we can maximize their value. Superintendent Slater said that for YFJ the best value we get as a community is to hear from you and to learn from you as an advocate. He also said that notices of the meetings have been announced throughout the community and on social media.

Councilwoman Roker said she believes there is an opportunity to be gained with the Taskforce and looks forward to participating. She then responded to Mr. Esposito by saying he is absolutely correct in saying the only way to get landlords who habitually do not fix their vacant properties to cooperate is to cost them money.

Supervisor Slater said that from that one proposal he already received text messages from one of the landlords who has been identified as a chronic vacancy and who now wants to know what he can

do. Supervisor Slater talked about how the Town may ask nicely for these properties to be cleaned up but we now must back this up with action. He said these vacancies really diminish the value that people see in our community and the Town needs to deal with them.

Councilman Lachterman commended Building Inspector John Landi for his presentation on the permit fees in the Master Fee schedule.

APPOINT ALLISON EGAN TO LIBRARIAN II AT THE JOHN C. HART MEMORIAL LIBRARY
RESOLUTION #315

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

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.

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

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 convened 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.”

Supervisor Slater asked Town Engineer Michael Quinn to explain the proposed amendment. Mr. Quinn said this is an addition to our sewer code. Currently the sewer section of the Town Code does not address low-pressure sewer systems. The last low-pressure sewer system put in the Town was approximately 20 years ago along Route 202. A recent land development project on Jacob Road proposed a low-pressure system that requires county review and approval. In working with the county officials and the Supervisor’s office and the planner, they thought it would be a good idea to put some of these requirements into the Code so future projects understand what the requirements are for a low-pressure sewer system. Mr. Quinn explained that a low-pressure sewer system is a pressurized line where everyone who is connecting to the Town sewer has a pump system to connect. Normally, you would want a gravity sewer and there is no need for supplemental pumping but there are certain circumstances where a low-pressure sewer system makes sense. Mr. Quinn said they make sense when the gravity sewers are going to be very deep – more than 15 feet underground is not a good use of a gravity sewer and when you are in the outer reaches of the Town’s collection system, and cited an example in the Hallocks Mill Extension Sewer Project where the best option was a low-pressure system to get people connected. Mr. Quinn said he feels that there will be more call for low-pressure systems in the future. The amendment will require either some backup power through an emergency generator or an extra holding tank. This will help ensure that in a power outage there is enough capacity in these systems to still run.

Supervisor Slater stated the Town Clerk provided proof of notice of publication for the public hearing.

The following members of the public spoke:

Jay Kopstein, resident, said he thought the Town Engineer and Town Attorney did a good job on the amendment. He commented on 240-18(e)(b) where it talks about a permanent backup supply for one day’s storage. Mr. Kopstein said it is very likely that power could be out for more than one day and feels it should not be one or the other (emergency generator or extra holding tank) and not both – both being in case they run out of fuel for the generator, they have 24 hours to get the fuel. He said he has a concern that power outages exceeding 2 or 3 days are going to be the exception and the Town has to consider that.

John Colangelo, applicant for the project on Jacob Road, thanked the Board and those involved in putting this together for helping it come to fruition. He said they are planning to use battery and solar power instead of a combustible engine for the backup generators so there will not be a need for more than a day's use of generator power. They are trying to be off the grid as much as possible.

Councilwoman Roker asked Mr. Quinn if what Mr. Colangelo wants to do fits within the Health Department's discussion with him. Mr. Quinn said this would have to be reviewed with the Health Department, as it had not been discussed about battery/solar powered generators. Mr. Quinn said this is a backup generator or the one day of storage with quick connection for a mobile generator to be brought in. He said the one day of storage is approximately 400 gallons and in a power outage most water appliances would not be used so he thinks there is more than one day of storage.

Mr. Colangelo said each house they are building will be provided with a backup generator with a combustible engine to meet the Town Code but they are also pushing the envelope with the battery power/solar power as the main source. Their primary source is really relying on the solar as the backup, but just in case that fails or something doesn't happen, each house is going to have a backup portable generator to feed the line.

In response to a question by Councilman Patel regarding Town vs. owner responsibility, Mr. Quinn said that the way the amendment is written, there is a clear line of responsibility. The pump system, the emergency generator and/or the holding tank will all be privately owned and the responsibility of the homeowner. The Town responsibility starts at the property line – we would own and maintain the low-pressure force main in the Town right of way. Mr. Quinn said the Town is not going to own any of the equipment or the piping that would be on the private property.

All those present having been given the opportunity to be heard and there being no further discussion, the hearing was closed. Upon motion made by Councilwoman Roker, seconded by Councilman Lachterman, and carried.

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 reconvened 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.

Supervisor Slater stated the Town Clerk provided proof of notice of publication for the public hearing.

Planning Director John Tegeder said the project, known as the old Getty Station at the corner of Barger and East Main Streets, is being refitted with a gas station that will have a canopy and additional pumps, the building will be taken down and repositioned on a spot on the site. The Planning Board has been working on the site and is now ready for public comment.

Leo Napior, representing the applicants, introduced the team working on the project: Rich Williams - Insite Engineering, Carlito Holt, Traffic Engineer – Provident Design, Danny Porco – NY Fuel Distributors (applicant). Mr. Napior gave an overview of the project located on Barger Street. He displayed a site plan showing the proposed building and property lines. He addressed traffic flow in and out of the site. There will be four fuel pumps and a proposed 2000 square foot convenience store. The traffic study shows that there will be minimal impact on the area.

Carlito Holt further discussed traffic due to the project. He said, overall, it is a “wash” in terms of traffic generation from what was the existing use and the proposed use. They instead focused on how to enhance traffic and safety and efficiency and that resulted in the closure of the northerly Barger Street access and the one-way orientation through the southerly Barger Street access and then all exiting to East Main Street.

Councilman Diana asked about entrance and exit for trucks delivering gas since that has been an issue in the past. Rich Williams, project engineer, showed diagrams of how various types of vehicles can entrance and exit the site. The owners have also agreed to restrict times when refueling the tanks

can occur to ensure they are not impacting the main flow of traffic on Barger and East Main.

Danny Porco said they can make and adjust planned scheduled deliveries during off-peak hours. He said they expect one to two deliveries per week and will have trucks come in from Barger Street instead of Route 6.

There were no members of the public who wished to speak.

Councilwoman Roker said she believed this is a much better plan than what was originally presented to the Board.

Councilman Lachterman asked Planning Director John Tegeder if he had any issues with the project, as is has been presented.

Mr. Tegeder said there were no lingering issues.

All those present having been given the opportunity to be heard and there being no further discussion, the hearing was closed. Upon motion made by Councilman Diana, seconded by Councilwoman Roker, and carried.

Supervisor Slater said the final resolution will be prepared by the Town Attorney and be on the next agenda.

APPOINTMENT OF RECREATION ASSISTANT – DEANNA M. PETERSON
RESOLUTION #316

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

BE IT RESOLVED, that Deanna M. Peterson of Montrose, NY, is hereby appointed Recreation Assistant, job class code 0269-02, effective October 7th, 2020 to be paid from Yorktown CSEA Salary Schedule A1, Group 3, Step 3 which is \$46,422.00 annually,

BE IT RESOLVED, this appointment is contingent upon successful completion of a drug test and reference checks,

BE IT RESOLVED, that Deanna M. Peterson will report to work at the Recreation building on October 26th, 2020, and this date will be used as the first date of appointment,

BE IT FURTHER RESOLVED, that this appointment is subject to a probationary period of not less than 12 nor more than 52 weeks, commencing on the first date of appointment on October 26th, 2020.

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

AUTHORIZE EXECUTION OF AGREEMENT WITH DIVINITY MEDICAL SERVICES FOR
THE PROVISION OF FLU SHOTS TO TOWN EMPLOYEES
RESOLUTION #317

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

RESOLVED, the Supervisor is authorized to execute an agreement with Divinity Medical Services PLLC for the provision of flu shots for Town employees in an amount not to exceed \$3,000.00.

Diana, Lachterman, Patel, Roker Voting Aye
Slater abstained.
Resolution adopted.

Supervisor Slater announced he abstained from this vote because his wife is an employee of Divinity Medical Services.

APPOINTMENT OF CONSULTANT AT JOHN C. HART MEMORIAL LIBRARY – PATRICIA
BARRESI
RESOLUTION #318

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

RESOLVED, that Patricia M. Barresi is hereby appointed to serve as a consultant for the John C. Hart Memorial Library for \$75.00 per hour; not to exceed 20 hours per week.

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

CHANGE ORDER FOR RESTORATION PROJECT AT RAILROAD STATION BUILDING –
RAILROAD PARK
RESOLUTION #319

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

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

WHEREAS said contract was awarded for a maximum amount of \$476,386.00; and

WHEREAS three change order requests have been approved by the Town Board as follows:

- CO #1: On September 24, 2019, addition of the Performance Bond and Labor and Materials Payment Bond included in the bid, in the amount of \$12,431.00; and
- CO #2: On December 17, 2019, adjustment on Performance Bond and Labor and Materials Payment Bond in the amount of \$850.00; and
- CO #3: On February 18, 2020, addition of a window to the east elevation in the amount of \$7,640.00; and

WHEREAS the Town Board has authorized a maximum amount of \$497,263.00 for this contract; and

WHEREAS due to COVID-19, the metal brackets to hang the benches in the waiting room were not made by metal fabricator because their workshop was closed and they have indicated to the Town's contractor that they will not be able to make them on time to complete the project; and

WHEREAS the Town's contractor has tried to source the metal brackets from other suppliers prior to the project end date of July 2, 2020 and was not successful; and

WHEREAS the Planning Department recommends removing installation of the benches from the current restoration project and rescheduling the installation as a separate project once the metal brackets can be fabricated and this would reduce the current contract by \$6,200.00; and

WHEREAS restoration of the stove was included in the contract for this project, however there is not adequate space inside the station to display the stove and achieve the goals of the Town, to use the station as an information center and light concession stand and this would reduce the current contract by \$2,600.00; and

BE IT THEREFORE NOW RESOLVED the Town Board eliminates the installation of the benches and restoration of the old stove from the current project thereby reducing the current contract by \$8,800.00, to a total of \$488,463.00.

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

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
RESOLUTION #320

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

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.

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

AUTHORIZE TOWN CLERK TO ADVERTISE BID FOR PREVENTATIVE MAINTENANCE & ON-CALL SERVICES OF EMERGENCY GENERATORS
RESOLUTION #321

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

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.

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

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
RESOLUTION #322

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

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."

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

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
RESOLUTION #323

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

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.

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

AUTHORIZE COMPTROLLER TO RELEASE ESCROW DEPOSIT FOR DRIVEWAY PERMIT #DR1228 IN THE AMOUNT OF \$500.00 FOR WORK DONE AT 1842 BALDWIN ROAD
RESOLUTION #324

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

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.

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

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
RESOLUTION #325

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

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.

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

AUTHORIZE 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
RESOLUTION #326

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

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.

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

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
RESOLUTION #327

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

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.

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

AUTHORIZE COMPTROLLER TO PROCESS BUDGET TRANSFER FOR THE PARKS DEPARTMENT – PURCHASE OF A KUBOTA LX2610HSDC
RESOLUTION #328

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

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.

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

AUTHORIZE COMPTROLLER TO PROCESS BUDGET TRANSFER FOR THE HIGHWAY DEPARTMENT – MOHEGAN AVENUE RETAINING WALL
RESOLUTION #329

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

RESOLVED, that 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 storm basin units retrofitted into existing catch basins.

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

AUTHORIZE COMPTROLLER TO PROCESS BUDGET TRANSFER FOR THE HIGHWAY DEPARTMENT - OVERTIME
RESOLUTION #330

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

RESOLVED, 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.

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

AWARD BID FOR SIX WHEEL STREET SWEEPER AND AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER FOR THE HIGHWAY DEPARTMENT
RESOLUTION #331

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

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

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

AUTHORIZE EXTENSION OF STONE, GRAVEL, CONCRETE MATERIALS BID FOR THE HIGHWAY DEPARTMENT RESOLUTION #332

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

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.

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

AUTHORIZE EXTENSION OF BID FOR DEWATERED SLUDGE REMOVAL & DISPOSAL, BID #18-2, TO SPECTRASERV INC. RESOLUTION #333

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

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.

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

AUTHORIZE SUPERVISOR TO SIGN A LETTER OF AUTHORIZATION FOR THE HEARTHSTONE SUBDIVISION, 3138 HEARTHSTONE STREET RESOLUTION #334

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

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.

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

ADJOURN MEETING

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

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