



Town of Yorktown

Office of the Town Clerk

FINAL TOWN BOARD VIDEO CONFERENCE MEETING AGENDA

NOVEMBER 5, 2020

363 Underhill Avenue, Yorktown, NY 10598

6:00 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. POET LAUREATE
John McMullen
8. PERSONNEL
Accept Resignation of Scott Gross from the Parks Department effective October 30, 2020

Resolved, that the Town Board accepts the resignation of Scott Gross from the Parks Department effective October 30, 2020.

Appoint Kyra Brunner to the position of Office Assistant (auto systems)

BE IT RESOLVED, that Kyra E. Brunner of Yorktown Heights, NY, is hereby appointed to the civil service title, Office Assistant (auto systems), job class code 0750-01, from Eligible List No. 02-140, effective November 9th, 2020, to be paid from Yorktown CSEA Salary Schedule A-1, Group 8, Step 1, which is \$52,080.00 annually, with benefits, such as sick days, personal days, and floating holidays to follow the CSEA agreement,

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 November 9th, 2020.

9. COURTESY OF THE FLOOR

10. PUBLIC HEARINGS

DECISIONS

Adopt Lead Agency, Negative Declaration and SEQRA for amending Chapter 300, entitled “ZONING,” by adding a new Article XXXI, entitled “Planned Design District Overlay Zones”

WHEREAS, the Town Board is considering an amendment to Chapter 300, entitled “ZONING,” by adding a new Article XXXI, entitled “Planned Design District Overlay Zones” (“Action”); and

WHEREAS, the Town Board exercised due diligence in identifying other agencies with jurisdiction to fund, approve, or directly undertake the Project (“Involved Agencies”) in accordance with SEQRA; and

WHEREAS, the Town Board duly adopted a Resolution in which it: (i) declared its desire and intent to assume lead agency status (“Lead Agency”) in connection with the SEQRA review of the Action; and (ii) directed the Town Clerk to circulate a Lead Agency coordination letter amongst the various Involved Agencies (“Notice of Intent”), together with an Environmental Assessment Form (“EAF”); and

WHEREAS, Town Clerk duly transmitted the EAF to the Involved Agencies, and notified them that a Lead Agency must be agreed upon within 30 calendar days of the date the Town Board’s Notice of Intent was transmitted to them; and

WHEREAS, the Town Board desires to serve as Lead Agency with respect to the review of the Action, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, and the regulations promulgated thereunder at 6 N.Y.C.R.R. Section 617.6(b); and

WHEREAS, more than 30 calendar days have elapsed since the Town Clerk’s transmittal of the aforementioned documentation, and no other Involved Agency has objected to the Town Board serving as Lead Agency in connection with the SEQRA review of the Action; and

NOW THEREFORE BE IT RESOLVED, THAT: 1. The Town Board hereby assumes Lead Agency status in connection with the SEQRA review of the Action. 2. That the Town of Yorktown shall adopt in its determination of significance 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.

Adopt Local Law 13 of 2020 amending Chapter 300, entitled “ZONING,” by adding a new Article XXXI, entitled “Planned Design District Overlay Zones”

Whereas, a public hearing was held on the 20th day of October, 2020 pursuant to notice duly published as required by law to consider a proposed Local Law amending Chapter 300, entitled “ZONING,” by adding a new Article XXXI, entitled “Planned Design District Overlay Zones.”

Adopt Lead Agency, Negative Declaration and SEQRA for amending Chapter 300, entitled “ZONING,” by modifying Section 300-75(A)

WHEREAS, the Town Board is considering an amendment to Chapter 300, entitled “ZONING,” by modifying Section 300-75(A) (“Action”); and

WHEREAS, the Town Board exercised due diligence in identifying other agencies with jurisdiction to fund, approve, or directly undertake the Project (“Involved Agencies”) in accordance with SEQRA; and

WHEREAS, the Town Board duly adopted a Resolution in which it: (i) declared its desire and intent to assume lead agency status (“Lead Agency”) in connection with the SEQRA review of the Action; and (ii) directed the Town Clerk to circulate a Lead Agency coordination letter amongst the various Involved Agencies (“Notice of Intent”), together with an Environmental Assessment Form (“EAF”); and

WHEREAS, Town Clerk duly transmitted the EAF to the Involved Agencies, and notified them that a Lead Agency must be agreed upon within 30 calendar days of the date the Town Board’s Notice of Intent was transmitted to them; and

WHEREAS, the Town Board desires to serve as Lead Agency with respect to the review of the Action, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, and the regulations promulgated thereunder at 6 N.Y.C.R.R. Section 617.6(b); and

WHEREAS, more than 30 calendar days have elapsed since the Town Clerk’s transmittal of the aforementioned documentation, and no other Involved Agency has objected to the Town Board serving as Lead Agency in connection with the SEQRA review of the Action; and

NOW THEREFORE BE IT RESOLVED, THAT: 1. The Town Board hereby assumes Lead Agency status in connection with the SEQRA review of the Action. 2. That the Town of Yorktown shall adopt in its determination of significance 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.

Adopt Local Law 14 of 2020 amending Chapter 300, entitled “ZONING,” by modifying Section 300-75(A)

Whereas, a public hearing was held on the 20th day of October, 2020 pursuant to notice duly published as required by law to consider a proposed Local Law amending Chapter 300 of the Town Code, entitled “ZONING” by modifying Section 300-75(A).

11. **AWARD BID**

Award Bid for Solar Carport at Granite Knolls Recreation and Sports Complex

WHEREAS, the Town Board adopted a resolution to request proposals from qualified parties for a carport solar photovoltaic (PV) energy system;

WHEREAS, the Town Board received and reviewed proposals from En-Power Group, Sunrise Solar, DSD, Ecogy Energy, SolSystems, and HESP Solar;

NOW, THEREFORE BE IT RESOLVED, that the Town Attorney is authorized to negotiate the terms of a twenty-five year license/lease agreement with HESP Solar, consistent with the terms of its July 13, 2020 proposal, for the construction of a solar electrical system and four EV charging stations at the Granite Knolls Sports Complex. The agreement shall also include a public marketing and education campaign, outreach to the local schools, and an up-front lump sum payment and no-sooner-than October 1, 2021 construction date, both to allow for potential paving of the Granite Knolls Sports Complex parking lot by the Town. This agreement shall be subject to the final approval of the Town Board.

12. RESOLUTIONS

Cancel Town Board Work Session Meeting scheduled for November 24, 2020

Resolved, that the Town Board Work Session Meeting scheduled for November 24, 2020 is hereby canceled.

Authorize Supervisor to execute a license agreement with Yorktown Jaz #2, LLC (“YJLLC”), for it to utilize certain Town property abutting YJLLC’s property and Old Crompond Road

RESOLVED, that the Supervisor is authorized to execute a license agreement with Yorktown Jaz #2, LLC (“YJLLC”), for it to utilize certain Town property abutting YJLLC’s property and Old Crompond Road for the construction of a stepped retaining wall system, which shall be subject to all necessary approvals.

Authorize Town Clerk to advertise a Request for Proposals for a professional engineering firm to assist the Town with a sanitary sewer evaluation survey

RESOLVED, that the Town Clerk is authorized to advertise a Request for Proposals for the services of a professional engineering firm to assist the Town with a sanitary sewer evaluation survey.

Authorize Comptroller to process the following Tax Certiorari Proceedings for parcel known as Section 36.06 Block 2 Lot 78.11, No Number Orchard View Court

Whereas, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 36.06 Block 2 Lot 78.11, No Number Orchard View Court on the Tax Map of the Town of Yorktown, now therefore be it

Resolved, that the tax certiorari proceedings affecting tax parcel 36.06 Block 2 Lot 78.11 Account Number 3229468, owned by Zappico Orchard View LLC. for assessment roll years 2019 and 2020 and are settled as set forth in the proposed stipulation as follows:

Roll Year	Assessed Value From	Assessed Value To	Reduction
2019	1,100	1,100	-0-

2020

1,100

560

540

Release of Escrow Deposit for Street Opening Permit #018-015 in the Amount of \$2,000.00

Resolved, that upon the recommendation of Highway Superintendent David Paganelli, the Comptroller is authorized to release the escrow deposit for Street Opening Permit #018-015 in the amount of \$2,000.00.

13. **EXECUTIVE SESSION**

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

INTERVIEWS

Employment of Particular Person(s)

LITIGATION & NEGOTIATION

Town Attorney

14. **ADJOURN**

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

Dated: November 5, 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 on Thursday, November 5, 2020 beginning at 6:00 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.