

Meeting of the Town Board, Town of Yorktown held on Tuesday, July 13, 2021 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 Lachterman, seconded by Councilwoman Roker, the Town Board moved into Executive Session to discuss litigation and negotiations. Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker, 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 for a moment of silence to remember our neighbors who are dealing with illnesses, as well as for our first responders, emergency response workers, and as those serving in the United States Military.

INTRODUCTIONS

Members of the Town Board introduced themselves, as well as Deputy Town Clerk Maura Weissleder and Town Attorney Adam Rodriguez (*Town Clerk Diana Quast joined the meeting in session*).

BETA TESTING RESULTS FOR BODY-WORN CAMERAS

Supervisor Slater said this presentation is part of the follow up on Executive Order 203 and the Town's Task Force, the Coalition on Safety and Engagement. In the final report the police department was asked to test body cameras and provide a report to the Town Board. The following is a presentation for the public.

Yorktown Police Chief Robert Noble and Sergeant Ken Sgroi presented the results of the beta testing the department performed on different brands of body-worn cameras. Chief Noble said some of the reasons that body cameras have not been fully deployed in many agencies are lack of funding and lack of staff to handle the footage. He said these were the top two hurdles and any other issues are ones that he feels can be worked through (policy and legal issues). He said some of the benefits are:

- improvement of officer safety
- reduction and resolution of civilian complaints
- improve evidence quality
- reduce agency liability
- improve officer/agency accountability
- make cases more prosecutable
- improve officer professionalism
- improve community perceptions
- simplify incident review
- improve training
- reduction of force
- strengthen police leadership

Sergeant Sgroi showed a PowerPoint presentation to review the body camera testing. He said that over the course of the last 7 months, 3 different body cameras were field tested at the Yorktown Police Department: Firstnet (AT&T), Watchguard (Motorola), and Axon. He reviewed each of the brands and their pluses and minuses. Axon (with an upgrade to the Taser 7 product) is the brand that Sergeant Sgroi recommends for the police department based on the features and program they offer. The 5-year total for the Axon program is \$297,065 (\$59,413 per year) with an option to do a 10-year contract based on 2021 pricing. The Yorktown Police Department has 59 sworn officers and requests 37 body cameras for use by the officers.

Sergeant Sgroi said that Axon is the industry leader when it comes to body cameras and is currently chosen by most agencies.

Chief Noble also spoke about the training, support, and supervision of this program, should it be approved. He said that there would be a need for a new lieutenant position with the title of Training and Support Services Commander. He listed the duties of the new position, which would report directly to him, as well as being in charge of reviewing body camera video.

DESIGN MURAL FOR 20TH ANNIVERSARY OF 9/11

Supervisor Slater stated that this year is the 20th anniversary of 9/11 and the Town has been looking for some creative ways to commemorate the event. He said that they are also looking for a way to remember those we have lost since 9-11 due to related illnesses. He said the Town Board is looking at erecting a mural that would be situated next to the 9/11 Memorial in Shrub Oak next to the library. Supervisor Slater said Director of Planning John Tegeder has come up with a plan for the mural.

Mr. Tegeder showed plans for the placement of the mural. A wall would be constructed out of concrete block for the mural to be placed and would be on center with the opening of the existing 9/11 memorial. It would be 14 feet in length by 7 feet high. He showed a rendition of the mural created by artist Chris Rios featuring front line workers, health care workers, and the military against a backdrop of the American flag.

Supervisor Slater said that Councilwoman Roker is going to be working on a living history video of Yorktown residents who were present at the events of 9/11.

VETERANS EXEMPTION

Kim Adams Penner, Sole Assessor, discussed the Veterans Exemption. Councilman Lachterman said that Westchester County has extended the exemption. Ms. Penner said the last time the exemption amount was raised was 2006 and by State law, the Town can increase the amount of the ceilings. She explained how the ceiling amounts are reached for the exemption. She said that if your assessment is above \$8,050, you would get the new exemption amount; if it is below, you would retain what you have. Ms. Penner said that Yorktown has 1,195 veterans receiving the current exemption. She said that the new exemption would not amount to much money – anywhere from \$.59 to \$107 based on this year's tax rate and this year's equalization rate (this is in addition to any other exemptions they may be receiving).

The Town Board agreed to move this forward and Supervisor Slater instructed Town Attorney Adam Rodriguez to craft a proposed local law for referral.

REPLACEMENT OF POLICE DEPARTMENT AND COURT STEPS

Director of Planning John Tegeder and Town Engineer Dan Ciarcia spoke about the replacement of the police department and courthouse steps.

Mr. Ciarcia said that one of the main changes is the relocation of handicapped parking spaces up towards the front corner of the courthouse. He said that the quality of the clay bricks there is good; they would just need to be reconfigured and reset for the plaza. Councilwoman Roker raised the issue of adding green space/greenery to the plaza. Mr. Tegeder said they are planning to put in planters. He said both the Chief of Police and the judges have seen the plan and approve of it.

Mr. Ciarcia and the Board spoke about the use of the clay bricks versus concrete.

Supervisor Slater asked what the next steps are and Mr. Tegeder said that they still need to refine the plans and speak with the people who use this area the most – the Police Chief and the judges – and then create a biddable contract to go out to bid.

RECONVENE PUBLIC HEARING TO CONSIDER THE APPLICATION FILED BY READY IMAGING INC. FOR AN AMENDED SPECIAL USE PERMIT FOR A GASOLINE STATION LOCATED AT 1917 COMMERCE STREET

Supervisor Slater reconvened a public hearing to consider the application filed by Ready Imaging Inc. for an amended Special Use Permit for a gasoline station located at 1917 Commerce Street, Yorktown, NY, also known as Section 37.18, Block 2, Lot 65 on the Tax Map of the Town of Yorktown. The request is for a proposed sign change to convert existing signage from BP Gasoline to Xtra Fuels.

The Deputy Town Clerk displayed the Affidavit of Publication for the public hearing.

Al Whiting from Ready Imaging, the contractor for the installation of the sign, explained that the gas station owner's contract ended with BP Gasoline and he signed a new contract with Xtra Fuels, thereby requiring new signage. Mr. Whiting showed the proposed new sign. He said he and Planning Director John Tegeder discussed the design of the sign and made the required revisions. The sign is 11 feet high and under 32 square feet; there is 2 feet of clearance under the sign and he added cornice molding to the top.

The Town Board discussed other issues with the owners that have been resolved; however, there is one area that still needs to be cleaned up. Mr. Whiting said he would tell the owner it has to be cleaned up before the sign is erected.

Mr. Tegeder reminded the Board there is also the other signage scheme on the building (a monument sign). He said in the draft resolution there is a condition that be brought forth to the Town Board quickly so that the monument sign can be finished.

The Board said Mr. Whiting has made all of the changes they requested and thanked him for that.

Upon motion made by Councilman Lachterman, seconded by Councilman Diana, the public hearing was closed.

The public hearing had to be reopened to receive comments from the public.

Upon motion made by Councilman Lachterman, seconded by Councilwoman Roker, the public hearing was reopened.

The following members of the public spoke:

- Jay Kopstein, resident, asked if the clothing bins on the property have permits and if there are any violations on the property. He asked why the Town Board is entertaining this if there may be violations on the property and if issues have not been addressed. He urged the Board not to vote on a resolution until the property owner addresses the issues.

Mr. Whiting said when these issues were first raised, he called the Building Department and Code Enforcement to see if there were violations on the property and was told there were none.

- Dan Strauss, resident, asked where the new sign would be located and was told in the exact same spot as the old sign.

Supervisor Slater said Mr. Kopstein made good points. Councilman Diana said there was no reason why Mr. Whiting should not be able to begin his work. He fulfilled the Town Board's requests and was not responsible for the owner's property. He suggested having the Building Inspector and Code Enforcement Officer do a site visit to inspect any issue any needed violations.

Mr. Tegeder said this is an amended special permit for the gas station, which includes signs. He said that the Town Board could require that those things that do not have a permit be removed or permits obtained.

Town Attorney Adam Rodriguez said the conditions in the resolution were fine; his concern was adding a condition that required the Code Enforcement Officer to go out and issue violations. Supervisor Slater said that he would ask the Building Inspector and Code Enforcement Officer to do an immediate site inspection and present their findings to the Board. He said that if there are violations, they could also prevent the owner from getting the building permit.

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.

APPROVAL OF AMENDED SITE PLAN APPLICATION FOR A GAS STATION LOCATED AT 1917 COMMERCE STREET
RESOLUTION #293

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

WHEREAS in accordance with the Town of Yorktown Town Code Section 300-46: Gasoline Filling Stations, an application for an amended special use permit was submitted to the Town Clerk on behalf of Ready Image, Inc. (hereinafter referred to as “the Applicant”); and

WHEREAS the property owned by Drake Petroleum Co. Inc. is located at 1917 Commerce Street, also known as Section 37.18 Block 2, Lot 65 on the Town of Yorktown Tax Map (hereinafter referred to as “the Property”); and

WHEREAS the Applicant has submitted as part of his application the following documents:

1. A drawing, Sheet S-101, titled “Site Plan,” prepared by Thompson Edwards LLC, dated October 21, 2020; and
2. An ALTA/ACSM Land Title Survey, titled “Project Brown, Site Reference No. 70409, 1917 Commerce Street, Yorktown Heights, NY,” prepared by Jack W. Shoemaker, dated October 22, 2014, and last revised January 15, 2015; and
3. A drawing, Sheet 1 of 1, titled “BP to XXtra Fuels NY 1917 Commerce Street, Yorktown Heights,” prepared by Federal Heath Visual Communications, dated August 11, 2020; and

WHEREAS the Town Board has referred this application to the Advisory Board on Architecture & Community Appearance (ABACA), Building Inspector, Conservation Board, Highway Department, Planning Board, Police Department, Town Attorney, Town Engineer, Westchester County Planning Board, Westchester County Department of Health, New York State Department of Environmental Conservation (NYS DEC), the New York State Department of Transportation (NYS DOT), and the New York City Department of Environmental Protection (NYC DEP) and has received and considered reports from the following:

Boards & Agencies	Report Date
ABACA	12/02/2020
Conservation Board	
Planning Board	12/09/2020

WHEREAS, the applicant made modifications to the proposed plans to incorporate the comments and recommendations of the reviewing boards and departments, as confirmed by the Director of Planning to the Town Board; and

WHEREAS, the Town Board convened a Public Hearing with respect to the application on December 15, 2020 and continued on July 13, 2021, at which the applicant was represented by its duly-designated agent, Al Whiting; and

BE IT NOW RESOLVED that the application of Ready Image, Inc. for the approval of an amended special use permit to allow the conversion of site signage from BP Gasoline to Xtra Fuels as shown on the site plan and freestanding sign drawing listed herein, be approved subject to the modifications and conditions listed below, and that the Town Supervisor be and hereby is authorized to endorse this Board's approval of said plans; and

BE IT FURTHER RESOLVED, this approval is contingent on approval being obtained from the Town Board for signage located on the building within 90 days from the date of this approval.

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

RECONVENE PUBLIC HEARING TO CONSIDER AMENDING THE CODE OF THE TOWN OF YORKTOWN BY ADDING CHAPTER 301 TO OPT OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ON-SITE CONSUMPTION SITES

Supervisor Matthew Slater reconvened a public hearing to consider amending the Code of the Town of Yorktown by adding Chapter 301 to opt out of allowing cannabis retail dispensaries and on-site consumption sites as authorized under Cannabis Law Article 4.

Supervisor Slater said this is not a debate or a decision on the legalization of recreational marijuana for people over the age of 21; that debate was held by the State Legislature and approved. The question before all municipalities in New York State is whether to opt in to allowing cannabis retail dispensaries and on-site consumption sites or whether to opt out. Opting in obviously would allow these business in Town; if you opt in, you cannot opt out at a later date. Opting out now would allow the Town to opt in at a later date and it would trigger a permissive referendum and allow residents to circulate a petition to get the required amount of signatures to force it onto the ballot in November.

Councilman Diana stated that this does not apply to medical marijuana.

The following members of the public spoke:

- Jeff Greenberg, resident, urged the Town Board to opt in, citing the missed opportunity for revenue for the Town, and correcting misinformation that was given at the prior public hearing.
- Kimberly Brennan, resident, presented a petition signed by residents who could not attend this hearing that urged the Town Board to opt out.
- Rosemarie Panio, resident, urged the Town Board to opt out.
- Jeffrey Veatch, resident, urged the Town Board to opt out.
- Dominique, resident, urged the Town Board to opt in.
- Tricy Kushner, resident and President & CEO of the Alliance for Safe Kids, urged the Town Board to opt out, and stated this is too unregulated at this point.
- Matt Damrow, resident, urged the Town Board to opt in. He presented the Town Board with a fact sheet of his company, Hudson Grown, a cannabis dispensary.
- Tony Grasso, resident, urged the Town Board to opt out.
- Jay Kopstein, resident, urged the Town Board to opt out.
- A resident urged the Town Board to opt out.
- Bruce Hutchinson, resident, urged the Town Board to opt out.
- Brian Dee, resident, urged the Town Board to opt out.
- Sergio Esposito, resident and President of the Yorktown Chamber of Commerce, urged to Town Board to opt out, based on many factors, including on how much is unknown about the businesses.
- Mike Capalbo, resident, urged the Town Board to opt out, based on the fact that almost all surrounding municipalities have opted out. If Yorktown opted in, the Town would be overrun with people coming to purchase cannabis.
- Bill LaScala, resident, urged the Town Board to opt out.
- Serafina Mastro, resident, urged the Town Board to opt out.
- Jeff Greenberg, resident, commented on previous comments made by residents.
- Brian Dee, resident, rebutted some of the previous comments by those who wished the Town to opt in.
- Matt Damrow, resident, rebutted some of the comments made by Mr. Dee.

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.

The Town Board discussed the comments that were made, including liability, comparisons to alcohol, and the impacts of state regulations. The Town Board also felt it is not a very well thought out law that does not give municipalities any guidance or regulations.

Supervisor Slater said his concerns still remain the same. He said given that the regulatory commission that is supposed to regulate the dispensaries and on-site consumption sites has not even met yet; it would be irresponsible to allow a business in Town when you do not know the rules of engagement. He said there are questions on enforcement and the technology for breathalyzers. Supervisor Slater said there are just too many unanswered questions on very important issues.

SEQRA AND NEGATIVE DECLARATION FOR THE OPT OUT OF PROPOSED AMENDMENT OF THE TOWN CODE BY ADDING A NEW CHAPTER 301 TO OPT OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ONE-SITE CONSUMPTION SITES

RESOLUTION #294

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

WHEREAS, the Town Board of the Town of Yorktown has undertaken to adopt a new local law to amend the Town Code by adding a new Chapter 301 to opt out of allowing cannabis retail dispensaries and on-site consumption sites as authorized under Cannabis Law Article 4; and

WHEREAS, this local law is adopted pursuant to Cannabis Law § 131 which expressly authorizes the Town Board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses within the jurisdiction of the Town of Yorktown, and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law § 24; and

WHEREAS, The Town Board has considered the provisions of Article 8 of the Environmental Conservation Law and the regulations adopted thereunder and finds this Local Law to be a Type II Action as defined therein, requiring no further review; and

WHEREAS, the Town Board convened a Public Hearing with respect to the proposed local law on July 6, 2021, which was adjourned and reconvened on July 13, 2021, which public hearing was closed.

NOW, THEREFORE BE IT RESOLVED, that the proposed local law is hereby adopted.

ADOPT PROPOSED AMENDMENT OF THE TOWN CODE BY ADDING A NEW CHAPTER 301 TO OPT OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ON-SITE CONSUMPTION SITES

RESOLUTION #295

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

WHEREAS, a public hearing was convened on July 6, 2021 and reconvened on July 13, 2021, pursuant to notice duly published, as required by law, to consider a proposed Local Law amending the Town Code by adding a new Chapter 301 to opt out of allowing cannabis retail dispensaries and on-site consumption sites, as follows:

NOW, THEREFORE, BE IT RESOLVED that Local Law No. 8 of 2021, amended and annexed hereto, be and is hereby adopted.

The question of the adoption of the foregoing Local Law was duly put to a vote on roll-call, which resulted as follows:

Supervisor Slater	Voting Aye
Councilman Diana	Voting Aye
Councilman Lachterman	Voting Aye
Councilman Patel	Voting Aye
Councilwoman Roker	Voting Aye

**Local Law #8/2021 was thereupon declared adopted.

**Due to a permissive referendum requirement for this law, Local Law Nos. 6 and 7 were adopted.

AUTHORIZE COMPTROLLER TO PAY OUT THE CASH VALUE OF UNUSED TIME TO VINCENT HAIGHT AS OF DATE OF RETIREMENT
RESOLUTION #296

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

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay Vincent Haight the cash value of unused time as of his date of retirement

Rate of Pay: \$36.2513

Sick	1.875 hours @	50%	=	.93 hours
	.93 hours x	\$36.2513	=	\$ 33.71
Vacation	162.50 hours x	\$36.2513	=	\$ 5,890.83
Longevity				
\$1,300 / 261 days = \$4.98 per day				
10/07/20-06/25/21 = 189 days				
	189 days x	\$4.98	=	\$ 941.22
Total				\$ 6,865.76

Be It Further Resolved, that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at retirement as follows:

From:

A7110.101	Parks Salary	\$ 5,924.54
A7110.106	Parks Longevity	\$ 941.22

To:

A7110.108	Parks Lump Sum Payments	\$ 6,865.76
-----------	-------------------------	-------------

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

AUTHORIZE COMPTROLLER TO PAY OUT THE CASH VALUE OF UNUSED TIME TO DAWN IRVING AS OF DATE OF RETIREMENT
RESOLUTION #297

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

Be It Resolved, that the Town Board hereby authorizes the Town Comptroller to pay Dawn Irving the cash value of unused time as of her date of retirement

Rate of Pay: \$41.8287

Sick	59.00 hours @50%	=	29.50 hours
	29.50 hours x \$41.8287	=	\$ 1,233.94
Vacation	287.00 hours x \$41.8287	=	\$12,004.83

Longevity				
\$1,600 / 261 days = \$6.13 per day				
03/21/21-06/29/21 = 72 days				
	72 days x \$6.13	=	\$ 441.36	

Total \$13,680.13

Be It Further Resolved, that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at retirement as follows:

From:

A1440.101	Engineering Salary	\$13,238.77
A1440.106	Engineering Longevity	\$ 441.36

To:

A1440.108 Engineering Lump Sum Payments \$13,680.13

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

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER
FOR THE AMAZON PARK DISTRICT
RESOLUTION #298

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

Resolved, that the Comptroller is hereby authorized to process the following budget transfer for the Amazon Park - Park District:

From:
AP909 Fund Balance \$8,300.00

To:
AP7180.460 Maintenance and Repair \$8,300.00

for replacement of septic tank.

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

AUTHORIZE COMPTROLLER TO PROCESS THE FOLLOWING BUDGET TRANSFER
FOR THE PARKS AND RECREATION DEPARTMENT FOR REPLACEMENT OF THREE
CHLORINE TANKS AT THE BRIAN J. SLAVIN POOL FACILITY
RESOLUTION #299

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

Resolved, that the Comptroller is hereby authorized to process the following budget transfer:

From:
A7310.110 Camp – Temp Help \$16,050.00

To:
A7180.416 Pool – Facility Maintenance \$16,050.00

for the replacement of three (3) chlorine tanks at the Brian J Slavin pool facility to be performed by Marine Pool Renovation LLC.

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

APPROVE RELEASE OF BOND FOR WORK DONE AT 3247 OLD YORKTOWN ROAD TO
FRANZOSO CONTRACTING, INC., IN THE AMOUNT OF \$500.00
RESOLUTION #300

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

WHEREAS, Franzoso Contracting Inc., as applicant, posted check #3629 in the amount of \$800 (\$300 to serve as the application fee and \$500 to serve as the Performance Bond) – \$500 was deposited to the T33 account on December 28, 2018, and

WHEREAS, Franzoso Contracting Inc., has requested their money be released as the site is now complete, and

WHEREAS, 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 Franzoso Contracting, 33 Croton Point Avenue, Croton-on-Hudson, NY 10520.

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

APPROVE RELEASE OF BOND FOR WORK DONE AT 587 MADISON COURT TO WESTCHESTER MODULAR, IN THE AMOUNT OF \$1,000.00
RESOLUTION #301

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

WHEREAS, Westchester Modular as applicant, posted check #58414 in the amount of \$1,000 which was deposited to the T33 account on June 12, 2020, AND

WHEREAS, Westchester Modular has requested their money be released as the site is now complete, and

WHEREAS, 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 \$1,000 bond be and is hereby released to Westchester Modular, 1995 Route 22, Brewster, NY 10509.

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

APPROVE BOND RELEASE FOR WORK DONE AT 2040 GREENWOOD STREET TO ENVIROGREEN ASSOCIATES, INC., IN THE AMOUNT OF \$2,500.00
RESOLUTION #302

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

WHEREAS, Envirogreen Associates, Inc., as applicant, provided the Town with Check #5286 in the amount of \$2,500 which was deposited into the T33 account on March 20, 2020, to serve as the Performance Bond for permit #WP-FSWPPP-T-072-17, for the site plan project located at 2040 Greenwood Street, NOW, THEREFORE BE IT

RESOLVED, that the above referenced check is hereby released to Envirogreen Associates, Inc., 1851 East Main Street, Mohegan Lake, NY 10547, Attn: Mr. Rick Cipriani.

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

APPROVE RELEASE OF BOND FOR WORK DONE AT 1401 FRONT STREET TO 1401 FRONT STREET ASSOCIATES, LLC, IN THE AMOUNT OF \$5,400.00
RESOLUTION #303

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

WHEREAS, 1401 Front Street Associates, LLC, as applicant, provided the Town with Check No. 050512 in the amount of \$5,000.00, to serve as the Wetland Bond which was deposited into the T33 account on June 8, 2007, for the 1401 Front Street Site Plan, located on Front Street, and

WHEREAS, 1401 Front Street Associates, LLC, as applicant, provided the Town with Check No.050514, in the amount of \$400.00 to serve as the inspection fee(s) for the 1401 Front Street Site Plan, and

WHEREAS, the project was abandoned and the owner is requesting monies be returned, and

WHEREAS, an inspection was performed and it was determined the above referenced monies may be returned, NOW, THEREFORE, BE IT

RESOLVED, that the above referenced bond and fee are hereby released to 1401 Front Street Associates, LLC, c/o Brewster Business Park, 1944 Route 22, Brewster, NY 10509.

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

ACCEPT BOND FOR WORK TO BE DONE AT 2040 GREENWOOD STREET RECEIVED
FROM ENVIROGREEN ASSOCIATES, INC., IN THE AMOUNT OF \$15,000.00
RESOLUTION #304

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

WHEREAS, Envirogreen Associates, Inc., as applicant, provided the Town with Check #6335 in the amount of \$15,000.00 to serve as a bond for the completion of the trash enclosure for permit #WP-FSWPPP-T-072-17, for the site plan project located at 2040 Greenwood Street, NOW, THEREFORE BE IT

RESOLVED, that the above referenced check is hereby accepted to serve as the required bond for the above referenced site plan.

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

MONTHLY REPORTS

Upon motion made by Councilwoman Roker, seconded by Councilman Lachterman, the Town Board accepted the following monthly reports:

- Receiver of Taxes
- Town Clerk

ADJOURN

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

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