

FINALTOWN BOARD AGENDA
TOWN OF YORKTOWN
October 6, 2015

PLACE:
TOWN HALL

TIME:
7:30pm

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. PROCLAMATIONS
 - German American Heritage Day
 - Italian Heritage Month
4. LEGISLATIVE UPDATE
 - New York State Senator Terrence Murphy
5. SUPERVISOR GRACE'S REPORT TO THE TOWN
6. REPORTS FROM THE TOWN COUNCIL
7. PRESENTATION
 - E-Waste Disposal and textile Recovery Days
8. COURTESY OF THE FLOOR
9. PUBLIC HEARINGS
 - Reconvene:
 - Request for a Wetlands Permit for the construction of a new home at 3211 Lakeshore Drive - To consider the application filed by Robert Panny, on behalf of the owners Linda and Michael Wolski for a wetlands permit for the construction of a new home at 3211 Lakeshore Drive, Yorktown Heights, NY.
10. REFERRAL
 - Shrub Oak Community Association – Request for a Wetlands/ General Permit to apply certain chemicals to Mountain Brook Pond
 - RESOLVED, the Town Clerk is hereby authorized to refer the application filed by the Shrub Oak Community Association for a Wetlands/General Permit to add a herbicide application to Mountain Brook Pond to control invasive species to the following department:
 - New York State Department of Environmental Conservation
 - Acting Town Engineer
 - Conservation Board

John Tegeder, Planning Director
Bruce Barber, Environmental Consultant
Jeannette Koster, Town Attorney

Be It Further Resolved that the Town Board requests that the comments/and or recommendations be sent to the Town Clerk by November 10, 2015.

11. PERSONNEL

Retirement:
Kim Lopez, Nutrition Center

Resignation:
Ramona Giuliano – Yorktown Justice Court

12. RESOLUTIONS

Request from the Comptroller
Retirement Payout – Kim Lopez

BE IT RESOLVED, that the Town Board hereby authorizes the Town Comptroller to pay Kim Lopez the cash value of unused time and pro-rated longevity as of her retirement date

Rate of Pay: \$24.1656 hourly

Sick	2.62 hours	@	50%	=	1.31 hours	
	1.31 hours	x	\$24.1656	=		\$ 31.66

Vacation	70.00	hours x	\$24.1656	=		\$1,691.60
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Longevity

\$1,400 / 261 days = \$5.36 per day

08/15/15 to 09/09/15 = 17 days

17 days x \$ 5.36	=		\$ 91.12
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Total		\$1,814.38
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BE IT FURTHER RESOLVED, that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at retirement as follows:

From:

A909.8 General Fund Reserve for Employee Accrued Benefits

To:

A.6772.108 Nutrition Lump Sum Payments

Amount:

\$1,814.38

Retirement Payout – Joseph Muir

Be it resolved that the Town Board hereby authorizes the Town Comptroller to pay

Joseph Muir the cash value of unused time and pro-rated longevity as of his retirement date

Rate of Pay: \$34.4133 hourly

Sick	1500 hours	@	50%	=	750 hours	
	750 hours	x	\$34.4133	=		\$25,809.98

Longevity

\$1,400 / 261 days = \$5.36 per day

02/20/15 to 09/14/15 = 146 days

146 days x \$ 5.36	=	\$ 752.56
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Total	\$26,592.54
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Be it further resolved that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at retirement as follows:

From:

D909.8 Highway Fund Reserve for Employee Accrued Benefits

To:

D.5110.108 Highway Lump Sum Payments

Amount:

\$26,592.54

Requests from the Engineering Department:

Release Erosion and Wetlands Control Bond #WP-BSWPPP-008-14

WHEREAS, Dariusz & Maria Dudek, as applicant, posted \$800 which was deposited into the T33 account on March 7, 2014, to serve as the Erosion Control & Wetland Bond for Wetland & Stormwater Permit #WP-BSWPPP-008-14, for work performed at their Halyan Road residence, and

WHEREAS, the Town Engineer has informed this Board that a representative of her 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, that the above referenced Erosion Control Bond be released.

Release Wetlands Bond and Excavation Permit #WP—040-49

WHEREAS, Alan & Jessica Roth, as applicants, posted \$300.00 which was deposited into the T33 account on August 28, 2009, to serve as the Wetland Bond for Wetland & Excavation Permit #WP-E-040-09, for work performed at their Hyatt Street residence, and

WHEREAS, the Town Engineer has informed this Board that a representative of her 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, that the above referenced Wetland Bond be released.

Extend the Bid for Sludge & Grease Removal and Disposal for the Water Pollution Control Plant

WHEREAS, the Town Board at its meeting of October 14, 2014, awarded the bid for Sludge & Grease Removal & Disposal for the Water Pollution Control Plant, Bid #14-5, and

WHEREAS, the Town has the contractual option to extend the bid in one-year increments, up to a maximum contract term of two (2) years, and

WHEREAS, the Town intends to extend this bid for the first extension, NOW, THEREFORE, BE IT,

RESOLVED, that the Sludge & Grease Removal for the Water Pollution Control Plant, Bid #14-5, is hereby extended for a one year period (10/16/15 to 10/15/16).

Requests from the Highway Superintendent

Budget Transfer

Be it resolved that the Comptroller is hereby authorized to transfer \$450,000 from the General Fund - Fund Balance to D5142.403 Highway Material / Supply line for the purpose of salt / sand purchase

Installation of Street Lights:

Resolved, the Town Board approves the installation of two (2) street lights on Moseman Road at Pole #QA314 and A6315.

Requests from the Legal Department:

Declare certain parcels of property as Open Space

WHEREAS, the Town acquired the following parcels by in rem foreclosure:

Street address	Tax map ID #
1721 CLOVER RD.	15.15-1-9
1725 CLOVER RD.	15.15-1-10
1717 CLOVER RD.	15.16-1-35
1719 CLOVER RD.	15.16-1-36
JAMES ST.	16.14-1-24

and

WHEREAS, the parcels were referred to the Advisory Committee on Open Space, and ACOS recommended that the Town Board retain ownership for use as open space;

NOW THEREFORE, be it resolved that the Town Board dedicates the above-listed parcels as open space.

Budget Transfer

BE IT RESOLVED, the following budget transfer in the Town Attorney's 2015 budget is hereby authorized:

\$15,000.00 from A1420.04391 (Litigation Outside Counsel Fees) to A.1420.0426 (Non-Litigation Outside Counsel Fees)

Request from Norwest

Waive Fees

Waive fees for their Fall/Winter Program at the YCCC

Resolved, that the Town Board waives the fees for use of the Yorktown Community Cultural Center Norwest for their Fall/Winter Program.

Request from the Town Clerk

Advertise Property Auction

BE IT RESOLVED, the Town of Yorktown will hold an Auction of the following parcels on November 14, 2015 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, NY with sign-in beginning at 9:00AM. The Auction will take begin promptly at 11:00AM.

Tax Parcel ID	Property Location
Vacant sites:	
16.9-1-5	3560 Fenimore Avenue
16.9-1-6	1448 Crossways Rd.
16.9-1-12	Delaware Road
27.18-2-1	Dunning Drive
37.15-2-14	81 Upland Road

Improved sites:

16.17-1-76	3324 Lookout Street
48.06-1-21	1829 French Hill Road

BE IT FURTHER RESOLVED that an inspection of these properties will take place on November 7, 2015.

Requests from John C. Hart Library Board of Trustees

RESOLVED, that Patricia Hallinan who is currently acting as Interim Director of the John C. Hart Memorial Library be hereby granted an extension until a permanent Director is appointed. The date of the extension shall begin September 26, 2015 and shall continue until a Director is appointed.

BE IT RESOLVED, Patricia Hallinan will be compensated with a bi-weekly stipend of \$652.46.

Requests from the Water Department:

Extend the bid for Automotive and Small Engine Parts:
WHEREAS, invitation to bid for the Automotive and Small Engine Parts and Equipment/Tools was duly advertised; and
WHEREAS, said bids were received and opened on October 2, 2014; and
RESOLVED, that upon recommendation of the Water Superintendent, David Rambo, the Automotive and Small Engine Parts and Equipment/Tools bid is hereby extended for one year, per terms of the bid, to October 7, 2016.

Reject the Asbestos Abatement and Roof Replacement bid
WHEREAS, on September 30, 2015 three bids for Asbestos Abatement and Roof Replacement to the old pump house roof at the Water Department were opened and read aloud; and

WHEREAS, the three bids were as follows:

- Academy Construction Company Inc. \$107,000
- Cornerstone Restoration Inc. \$ 74,222
- Giuliano Environmental LLC \$146,000

WHEREAS, Academy Construction Company Inc. and Cornerstone Restoration Inc. were deemed unresponsive due to their lack of submittal of Addendum #1; and

WHEREAS, Giuliano Environmental LLC was the highest bidder; and

WHEREAS, it is the intention of the Water Distribution Superintendent to seek lower bids; and

THREFORE BE IT RESOLVED that the Town Board hereby rejects all three bids and authorizes the Water Distribution Superintendent to re-bid this project.

13. MONTHLY REPORTS

Building Department – Permit Estimated Cost of Construction Report –
October 5, 2015

14. ADJOURN

Alice E. Roker, Town Clerk
Town of Yorktown

Dated: October 6, 2015

ADJOURNED PUBLIC HEARING:

Request to amend a Special Use Permit to construct a parking lot for an additional 27 cars and to redesign an existing trash receptacle area at the Northern Westchester Restorative Care Center located on the East side of Lexington Avenue and known as Section 15.15, parcel 1, Lot 23 on the Tax Map of the Town of Yorktown.

Outstanding Bids:

Engineering - Various Chemicals for the Water Pollution Control Plant – Bid #15-3
October 7, 2015

Water Dept. - New 2015 or Newer Step Van – October 9, 2015

For details on bids see the Town Clerk's Website at www.yorktownny.org