

TOWN BOARD AGENDA  
TOWN OF YORKTOWN  
FEBRUARY 16, 2016

PLACE:  
TOWN HALL

TIME:  
7:30pm

- I. PLEDGE OF ALLEGIANCE
- II. MOMENT OF SILENCE
- III. REPORT FROM SUPERVISOR MICHAEL GRACE
- IV. REPORTS FROM TOWN COUNCIL
- V. APPOINTMENTS – VOLUNTEER ADVISORY BOARDS

**Re-appoint Geoff Wheeler – Cable TV Committee**

BE IT RESOLVED, that Geoff Wheeler is hereby re-appointed as Chairperson of the Cable TV Committee for a three-year term expiring on December 31, 2018.

**Re-appoint Ray Arnold – Cable TV Committee**

BE IT RESOLVED, that Ray Arnold is hereby re-appointed as a member of the Cable TV Committee for a three-year term expiring on December 31, 2018.

**Re-appoint Francis McVetty – Cable TV Committee**

BE IT RESOLVED, that Francis McVetty is hereby re-appointed as Co-Chairperson of the Cable TV Committee for a three-year term expiring on December 31, 2016.

**Appoint Kevin Byrnes – Conservation Board**

BE IT RESOLVED, that Kevin Byrnes is hereby appointed as a member of the Conservation Board for a three-year term expiring on December 31, 2018.

- VI. ADVERTISEMENTS:

**Bid for Asphaltic Concrete & Liquid Bituminous Materials**

NOTICE IS HERE GIVEN, that sealed proposals will be received by the Town Clerk, Town of Yorktown, Westchester County, NY until 11:00 A.M. on March 11, 2016 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for Asphalt Concrete & Liquid Bituminous Materials, Highway Department Bid. Specifications may be obtained at the office of the Town Clerk in said Town Hall.

**Proposed Local Law to amend Chapter 280, Water Rate Schedule**

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board, Town of Yorktown, Westchester County, New York, at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598 on the 1<sup>st</sup> day of March, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider amending Chapter 280 of the Code of the Town of Yorktown entitled "WATER," by amending

Section 280-31(E)(1) through (6) to change the Water Rate Schedule for the Yorktown Consolidated Water District.

VII. PUBLIC HEARINGS

Convene:

**Proposed Local Law to amend Chapter 300, Zoning by adding a new subsection:**

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York at 363 Underhill Avenue, Yorktown Heights, New York 10598 on the 16<sup>th</sup> day of February, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider a proposed local law to amend Chapter 300 of the Code of the Town of Yorktown entitled "ZONING" by amending Section 300-21 (C)(13) (a)(6).

Section I. Section 300-21(C)(13)(a) of Chapter 300, ZONING, of the Town Code is amended by the addition of a new subsection 300-21(C)(13)(a)(6) to read as follows:

The business of designing, assembling, packaging, engraving and/or shipping of various electromechanical components, automated equipment, related cabling as well as mechanical parts and enclosures where the business is to be conducted in an existing building.

**Proposed Local Law to amend Chapter 275-4 prohibiting parking on Rochambeau Drive to read as follows:**

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board, Town of Yorktown, Westchester County, New York at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York on the 16<sup>th</sup> day of February, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard for the purpose of amending Chapter 275 of the Code of the Town of Yorktown entitled "VEHICLES AND TRAFFIC," by adding parking restrictions on Rochambeau Drive.

Section II. Section 275-4(A) of the Town Code entitled "VEHICLES AND TRAFFIC" prohibiting parking on certain streets is hereby amended to add the following streets:

Rochambeau Drive, east side, from Underhill Avenue to Woods Brooke Lane  
Rochambeau Drive, west side, from Underhill Avenue to Woods View Court

**Proposed Local Law to amend Chapter 275-4 to add new subsection Section 275-4 to read as follows:**

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board, Town of Yorktown, Westchester County, New York at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York on the 16<sup>th</sup> day of February, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard for the purpose of

amending Chapter 275 of the Code of the Town of Yorktown entitled “VEHICLES AND TRAFFIC,” by amending Section 275-4 to add a new subsection 275-4 (H).

Section III. Section 275-4(A) of the Town Code entitled “VEHICLE AND TRAFFIC” is amended by the addition of a new subsection Section 275-4(H) to read as follows:

H. No standing. Standing shall be prohibited at all times on the following streets or portions thereof as stated:

Rochambeau Drive, east side, from Underhill Avenue to Woods  
 Brooke Lane  
 Rochambeau Drive, west side, from Underhill Avenue to Woods View  
 Court

VIII. RESOLUTIONS

**Award Bid for T-Shirts and Uniforms:**

WHEREAS, invitation to bid for **T-SHIRTS AND UNIFORMS** for use town-wide, was duly advertised, and

WHEREAS, said bids were received and opened at 11:00am on the 1<sup>st</sup> day of February 2016,

WHEREAS, all items in the bid were tabulated and the combined bid amounts for the above-referenced project is summarized as follows; NOW, THEREFORE BE IT

Price	Company	Location	
\$13,891.25	D&L	Texas	
\$14,256.09	Riddell	Ohio	Incomplete Bid
\$15,302.27	DOT	Monroe, NJ	
\$15,589.97	Aramark	Virginia	Incomplete Bid
\$16,559.99	Varsity	Illinois	
\$16,849.55	Diamond	Long Island, NY	
\$17,164.11	T3	Baldwin Pl. NY	
\$17,543.95	Express	Missouri	
\$17,736.01	Absolute	Arizona	
\$18,019.45	GHI/AIA	Bedford, NY	
\$19,058.12	IPI	Illinois	
\$19,446.97	Kenmar	Bronx, NY	Incomplete Bid
\$19,555.69	Metuchen	Sayerville, NJ	
\$24,578.90	Bullpen	Putnam Valley, NY	

RESOLVED, that upon the recommendation of the Supt. of Parks & Recreation, the bid be and is hereby awarded to the lowest bidder, D & L Plastic Screening, for the items numbered PR-1 through LIB-3 on the bid document.

BE IT FURTHER RESOLVED, items will be ordered on a per item basis.

**Authorize Supervisor to sign a lease agreement with Yorktown Grange for full day summer camp program:**

WHEREAS, the Town wishes to obtain space for a period of five (5) weeks in which to operate a full day summer camp program under the Department of Parks and Recreation,

NOW THEREFORE, BE IT RESOLVED, that the Town has determined the action contemplated under this Resolution is a Type II action under the State Environmental Quality Review Act (“SEQR”) and therefore no further review is required under SEQR; and be it

FURTHER RESOLVED, that the Supervisor is authorized to execute a lease agreement on behalf of the Town, as tenant, with Yorktown Grange, landlord, at 99 Moseman Road, Yorktown Heights, from June 27, 2016 through July 29, 2016, at a rent of \$5,500.00, to provide facilities for the Parks and Recreation Department’s full day and extended day summer camp programs.

**Authorize purchase of a new senior bus through a grant from New York State Federal Transit Administration DOT:**

WHEREAS, on June 5, 2015, the Town of Yorktown Town Board authorized the Planning Department to apply for a grant, under the Federal Transit Administration’s (FTA) Enhanced Mobility of Seniors and Individuals with Disabilities program (Section 5310 of Chapter 53 of Title 49, United States Code), for purchase of a replacement senior bus for the purpose of transporting seniors to the Yorktown Senior Nutrition Center and to deliver hot meals to homebound seniors within the Town of Yorktown and therefore meet the needs of elderly individuals and individuals with disabilities; and

WHEREAS, the Town received a letter from the New York State Department of Transportation (NYS DOT) dated October 15, 2015 recommending approval of the grant application for funding under the FTA’s program for purchase of one vehicle with a Federal share of \$35,559 (80%) and a local share of \$8,889 (20%), for a total cost of \$44,449; and

WHEREAS, the NYS DOT FTA contract for the purchase of the bus expired December 14, 2015 and therefore a new contract, with contract period December 22, 2015 – December 21, 2018, is in effect and dictates a total cost of \$50,749.00, which results in a Federal share of \$40,599.20 (80%) and a local share of \$10,200 (20%); and

RESOLVED, the Town of Yorktown Town Board authorizes the local share of \$10,200 for the purpose of purchasing a new senior bus.

**Approve Tax Certiorari Settlement – 2986 Navajo Street, LLC:**

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 6.18 Block 1 Lot 36, 2986 Navajo St., LLC a/k/a Esther Glickman, on the Tax Map of the Town of Yorktown now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel 6.18-1-36 Account Number 0373050, owned by 2986 Navajo Street, LLC, for assessment roll years 2010, 2011, 2012, 2013, 2014 and 2015 be settled as set forth in the proposed stipulation as follows:

<u>Roll Year</u>	<u>Assessed Value</u> <u>From</u>	<u>Assessed Value</u> <u>To</u>	<u>Reduction</u>
2010	44,300	26, 145	18,155
2011	44,300	26,145	18,155
2012	44,300	28,500	15,800
2013	44,300	30,000	14,300
2014	44,300	27,500	16,800
2015	44,300	27,500	16,800

**Authorize Water Department to purchase two dump trucks and a pick-up truck off Westchester County Contract:**

WHEREAS, it is the intention of the Water Distribution Superintendent to purchase two (2) Ford F-550 dump trucks and one (1) Ford full size pick-up truck; and

WHEREAS, monies have been allocated in the 2016 Water Department budget line SW.8340.0201.0002 (equipment/vehicles); and

WHEREAS, the Ford F-550 dump trucks are listed as part of the New York State OGS competitive Mini-Bid Award #22904 and the Ford full size pick up is listed as part of the Westchester County Contract #RFB WC15304 awarded to Country Ford-Mercury Inc. dba Vance Country Ford; and

THEREFORE BE IT RESOLVED, the Town Board authorizes the Yorktown Water Department to purchase two (2) Ford F-550 dump trucks as specified in the NYS OGS competitive Mini-Bid Award #22904 and one (1) Ford full size pick-up truck as specified in the Westchester County Contract #RFB WC15304 awarded to Country Ford-Mercury Inc. dba Vance Country Ford in the amount of approximately \$39,000.

**Authorize Water Department to advertise a bid to purchase a Correlator Subsurface Leak Detection Monitor:**

WHEREAS, undetected underground leaks cause unnecessary water loss; and

WHEREAS, a new correlator subsurface leak detection monitor will allow Water Department staff to accurately detect water leaks in a more timely manner; and

WHEREAS, the cost for a new correlator is approximately \$25,000 and money has been allocated in the 2016 Water Department budget line SW.8340.0201; and

THEREFORE BE IT RESOLVED that the Town Board authorizes the Water Distribution Superintendent to competitively bid for a new correlator subsurface leak detection monitor.

**Release Escrow Deposit for Street Opening Permit #008-010 - \$62,500:**

Resolved, that upon the recommendation of the Highway Superintendent, the Town Board authorizes the release of the following escrow deposit to V.S. Construction Corp. Street Opening Permit #008-010 in the amount of \$62,500.00.

IX. REFUNDS

**Duplicate Tax Payments:**

Resolved, that the Town Comptroller is hereby authorized to refund duplicate tax payments to Corelogic for the following accounts:0715500-\$2,760.48; 1082000-\$130.29; 0493500-\$3,384.88; 0699500-\$1,925.62.

Be It Further Resolved, that the Town Comptroller is hereby authorized to refund duplicate tax payments to Lereta, LLC for the following accounts: 0026000-\$3,020.07; 4386000-\$3,333.07; 4707500-\$367.88.

X. MONTHLY REPORTS - Receiver of Taxes – January 2016

XI. COURTESY OF THE FLOOR

XII. ADJOURN

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Diana L. Quast, Town Clerk  
Town of Yorktown

Dated: February 12, 2016

**Courtesy of the Floor Policy**

1. Each speaker shall identify themselves before speaking by stating their Name and Address
2. Speakers shall limit their comments to three minutes
3. Speakers will address their comments to the Town Board
4. Speakers shall keep their comments to the business of the Town
5. Personal attacks will not be tolerated
6. All speakers are expected to comment with respect and civility
7. The Supervisor reserves the right to stop a speaker's comments if they are not in accordance with this approved Courtesy of the Floor Policy

Anyone wishing to contact the Town Board in writing may send their correspondence to the Town Clerk ([townclerk@yorktownny.org](mailto:townclerk@yorktownny.org)) or Town Supervisor([supervisor@yorktownny.org](mailto:supervisor@yorktownny.org)), 363 Underhill Avenue, Yorktown Heights, NY 10598.

**PUBLIC HEARING RESCHEDULED FOR MARCH 1, 2016**

**Request to amend a Special use Permit – Northern Westchester Restorative Therapy and Nursing Home:**

NOTICE IS HEREBY GIVEN that a public hearing will be reconvened by the Town Board, Town of Yorktown, Westchester County, New York at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York on the 1<sup>st</sup> day of March, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider the application 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.

**PUBLIC HEARING ADJOURNED - TBD**

**Request for Rezoning – RPG Properties – 3574 Lexington Avenue:**

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board of the Town of Yorktown, New York, at Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598, on February 2, 2016 at 7:30 p.m., or as soon thereafter as the same can be heard, to consider a petition filed by RPG Properties, Inc. seeking a zoning map amendment and a proposed local law to amend the Town of Yorktown zoning map, as follows:

Section I. The Zoning Map of the Town of Yorktown, New York as established under Chapter 300 of the Code of the Town of Yorktown is hereby amended as follows:

The following lot on the Tax Map of the Town of Yorktown is rezoned from the R1-20 Zoning District to the R-3 Zoning District:

Section 15.15, Parcel 1, Lot 22 (15.15-1-22) (approximately one acre)

**PUBLIC HEARING RESCHEDULED - TBD**

**Amend Special Use Permit – Mobil Gas Station:**

To demolish the existing 1000 square foot convenience store and construct a new 3000 square foot convenience store at the Mobil Gasoline Station located at 2035 Saw Mill River Road also known as Section 37.14, Parcel 2, Lot 51 on the Tax Map.