

TOWN BOARD AGENDA
TOWN OF YORKTOWN
MARCH 15, 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. PERSONNEL

Budget Transfer

Be It Resolved, that the Comptroller is hereby authorized to transfer \$106,000.00 from Engineering-Professional Services Code A1440.490 to Engineering-Salary Code 1440.101 to fund the salary for the position of Town Engineer.

Re-establish the position of Town Engineer

Resolved, that the Town Board re-establishes the position of Town Engineer in the Town of Yorktown.

Appoint Town Engineer – Michael Quinn

Be It Resolved, that Michael Quinn of White Plains, NY is hereby appointed Provisional Town Engineer, job class code 0370-01, in the Engineering Department, effective April 11, 2016 to be paid \$145,000.00 annually, with four weeks annual vacation.

- VI. AWARD BID

Asphalt Concrete & Liquid Bituminous Materials – Highway Department

Whereas, invitation to bid for the Asphalt Concrete & Liquid Bituminous Materials Bid for the Town of Yorktown was duly advertised, and

Whereas, said bid was received and opened on March 14, 2016, now

Therefore Be it Resolved, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Asphalt Concrete & Liquid Bituminous Materials Bid be and is hereby awarded to Peckham Materials, 20 Haarlem Avenue, White Plains, NY 10603, the sole bidder. This contract will begin on April 10, 2016 and terminate on April 9, 2018.

VII. RESOLUTIONS

**Approve Certiorari proposed stipulation - 2651 Strang Blvd.,
Taconic Corporate Park, LLC and CIII Asset Management, LLC**

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 26.19 Block 1, Lot 2, 2651 Strang Blvd., on the Tax Map of the Town of Yorktown, now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel 26.19-1-2 Account Number 1294000, owned by Taconic Corporate Park, LLC and CIII Asset Management, LLC for assessment roll years 2009, 2010, 2011, 2012, 2013 and 2014 be settled as set forth in the proposed stipulation as follows:

Roll Reduction Year	Assessed Value From	Assessed Value To	
2009	327,800	264,000	63,800
2010	327,800	273,900	53,900
2011	327,800	279,720	48,080
2012	327,800	287,280	40,520
2013	327,800	294,000	33,800
2014	327,800	276,100	51,700

**Approve Certiorari proposed stipulation - 621 Bank Road - Bali Properties,
Inc., a/k/a Toys R Us**

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 16.08 Block 1, Lot 14, 621 Bank Road, on the Tax Map of the Town of Yorktown, now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel 16.08-1-14 Account Number 1876000, owned by Bali Properties, Inc., a/k/a Toys R Us for assessment roll years 2008, 2009, 2010, 2011, 2012, 2013, 2014 and 2015 be settled as set forth in the proposed stipulation as follows:

Roll Reduction Year	Assessed Value From	Assessed Value To	
2008	134,550	110,250	24,300
2009	134,550	112,200	22,350
2010	124,500	124,500	-0-
2011	124,500	124,500	-0-
2012	124,500	124,500	-0-
2013	124,500	124,500	-0-
2014	124,500	116,100	8,400
2015	124,500	117,000	7,500

Approve Certiorari proposed stipulation - 1711 Front Street Yorktown LLC

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 48.07 Block 1, Lots 4, 5, and 6, 1711 Front Street Yorktown LLC, on the Tax Map of the Town of Yorktown, now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel 48.07 – Block 1 Lots 4, 5 and 6 Account Numbers 4456020, 4455500 and 4456000, owned by 1711 Yorktown LLC, for assessment roll years 2012, 2013, 2014 and 2015 be settled as set forth in the proposed stipulation as follows:

Section 48.07 Block 1, Lot 6

Roll Reduction Year	Assessed Value From	Assessed Value To	
2012	28,500	24,200	4,300
2013	28,500	25,650	2,850
2014	28,500	23,000	5,500
2015	28,500	23,800	4,700

Section 48.07 Block 1, Lot 5

Roll Reduction Year	Assessed Value From	Assessed Value To	
2012	1,650	1,650	-0-
2013	1,650	1,650	-0-
2014	1,650	1,650	-0-
2015	1,650	1,650	-0-

Section 48.07 Block 1, Lot 4

Roll Reduction Year	Assessed Value From	Assessed Value To	
2012	500	500	-0-
2013	500	500	-0-
2014	500	500	-0-
2015	500	500	-0-

Authorize Supervisor to sign an agreement with MORPHOTRUST USA

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to sign an agreement with MORPHOTRUST USA for a renewal maintenance contract and support services for the Yorktown Police Department’s Livescan equipment and software from May 1, 2016 to April 30, 2017. The annual renewal fee is \$3,298.00.

Authorize Town Comptroller to make the following budget transfer

BE IT RESOLVED that the Town Comptroller is hereby authorized to transfer \$65,000.00 from the Sewer Fund - Fund Balance to Sewer Department – Special Projects YS8130.479 for payment to GHD Consulting Services, Inc for design, construction and inspection services at the treatment plant and within the Hallocks Mill Sewer District as per March 17, 2015 Town Board resolution

Authorize Comptroller to make a budget transfer for the Water Department

BE IT RESOLVED, that the Town Comptroller is hereby authorized to make the following budget transfer:

Transfer \$30,068 from the Water Department Special Projects Cement Lining Line (SW.8340.0483.0001) to the Water Department Special Projects Telemetry Line (SW.8340.0483.0003) to complete the telemetry project that was initiated in 2015.

Authorize Supervisor to sign a proposal for services from Site Design Consultants

Whereas, the Parks and Recreation Superintendent recommends contracting with Site Design Consultants to draft a Site Plan for layout of field, grading and drainage, stormwater controls and treatment, gravel parking lot and balanced cut and fill as well as prepare a SWPPP – erosion and sediment control plan for the construction of an athletic field located adjacent to the existing baseball field at Hunterbrook Field, now

THEREFORE BE IT RESOLVED, the Supervisor is authorized to sign a proposal for the services listed above with Site Design Consultants in the total amount of \$14,300.00 to be paid out of the Parks and Recreation Trust Account.

Approve conference attendance -New York State Town Clerks Association

Whereas, sufficient funds exist in the Town Clerk’s Training line to cover the cost of expenses, including lodging and conferences, and

Whereas, the New York State Town Clerks Association Annual Conference will be held on April 16 through April 20, 2016, the cost of the expenses, lodging and conference is \$900.00, now

Therefore Be It Resolved, that Diana L. Quast and Maura Weissleder have permission to attend the 2016 New York State Town Clerks Association Annual Conference/Training to be held in Saratoga Springs, New York.

Approve conference attendance -New York State International Institute of Municipal Clerks

Whereas, sufficient funds exist in the Town Clerk’s Training line to cover the cost of expenses, including lodging and conferences, and

Whereas, the New York State International Institute of Municipal Clerks Annual Conference at Cornell University will be held on July 10 through July 15, 2016, the cost of the expenses, lodging and conference is \$1,250.00, now

Therefore Be It Resolved, that Diana L. Quast has permission to attend the 2016 New York State International Institute of Municipal Clerks Conference at Cornell University to be held in Ithaca, New York.

Approve request that Westchester County incorporate Parcel 36.06-2-78 into the Peekskill Sanitary Sewer District

WHEREAS, the Town of Yorktown Town Board is desirous of including 1 parcel of land adjacent to the existing Hunterbrook Sewer District and into the Peekskill Sanitary Sewer District,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Yorktown does hereby request that the County of Westchester incorporate the land listed below into the Peekskill Sanitary Sewer District:

Zappico Orchard View, LLC Sherry Drive 36.06-2-78

VIII. COURTESY OF THE FLOOR

IV. ADJOURN

Diana L. Quast, Town Clerk
Town of Yorktown

Dated: March 15, 2016

AGENDAS ARE SUBJECT TO CHANGE

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) or Town Supervisor (supervisor@yorktownny.org), 363 Underhill Avenue, Yorktown Heights, NY 10598.

PUBLIC HEARINGS SCHEDULED FOR APRIL 5, 2016

Advertise Public Hearing to consider a proposed local law adding a new Article IX to Chapter 10 entitled Industrial and Commercial Incentive Board

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, NY 10598 on the 5th day of April, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider adding a new Article IX to Chapter 10 of the Code of the Town of Yorktown entitled "INDUSTRIAL AND COMMERCIAL INCENTIVE BOARD."

Advertise Public Hearing to consider a proposed local law amending Chapter 280 of the Code of the Town of Yorktown entitled "WATER" by amending Section 280-19 (E)(1)

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, NY 10598 on the 5th day of April, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider a proposed local law amending Chapter 280 of the Code of the Town of Yorktown entitled "WATER" by amending Section 280-19 (E)(1) to include a \$275.00 fee payable to the Water Department for replacement of old or worn out water meters upon a change of ownership of property.

Advertise Public Hearing to consider Revisions to the Yorktown Housing Choice Voucher Program

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, NY 10598 on the 5th day of April, 2016 at 7:30 o'clock PM or as soon thereafter, as the same can be heard, regarding revisions to the Yorktown's Housing Choice Voucher Program.

PUBLIC HEARINGS ADJOURNED

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.

Request for Rezoning – 3574 Lexington Avenue

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)