

TOWN BOARD AGENDA
TOWN OF YORKTOWN
May 17, 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. PRESENTATION

Girl Scout Gold Award Recipient for Pledge:
Sarah Fritz

Yorktown High School Mock Trial Team – Westchester County Legislator
Michael Kaplowitz, Chair

Mock Trial Team Participants:

Deva Barer
Meaghan Brady
Hannah Connolly
Samantha Horowitz
Brendan Lawlor
Cheryl Luo
Meaghan McClure
Amanda Montgomery
Alex Recher
Jessica Recher
Nadia Risheg
Gemma Small
Joshua Ziluck

- VI. PERSONNEL

Accept Retirement of Patricia Cole from the Highway Department

RESOLVED, that the Town Board accepts the Retirement of Patricia Cole from the Highway Department.

Appoint Maintenance Worker (Repair) – Building and Maintenance Department – Steve Vitulli

BE IT RESOLVED, that Steve Vitulli is hereby appointed to the civil service title, Maintenance Worker (Repair), within the Building Maintenance Department, job class code 0470-02, effective May 18th, 2016, to be paid at the rate set forth in Yorktown CSEA Salary Schedule A, Group 11, Step 1, which is \$53,364.00 annually,

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 May 18th, 2016.

Appoint – James Martorano Sr. to the Board of Ethics

BE IT RESOLVED, that James Martorano is hereby appointed as a member of the Board of Ethics Committee for a three year term expiring on May 31, 2019.

Re-appoint Albert Durante to the Board of Ethics

BE IT RESOLVED, that Albert J. Durante is hereby reappointed as a member of the Board of Ethics Committee for a three year term expiring on May 31, 2019.

Re-appoint Richard Rubenstein to the Board of Ethics

BE IT RESOLVED, that Richard Rubenstein is hereby reappointed as a member of the Board of Ethics for a three year term expiring December 31, 2018.

Appoint William LaScala as Alternate Member of the Planning Board

BE IT RESOLVED, that William LaScala is hereby appointed as an alternate member of the Planning Board for a five year term expiring December 31, 2020.

VII. PUBLIC HEARING - RECONVENE

Request for Rezoning – 3574 Lexington Avenue

Reconvene a public hearing 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)

VIII. RESOLUTIONS

Approve Referral of Proposed Local Law – Amending Chapter 115, by adding a new Article VII entitled “Pet Dealers and Pet Stores.”

RESOLVED, that the Town Clerk is hereby authorize to refer a proposed Local Law amending Chapter 115 of the Code of the Town of Yorktown entitled “ANIMALS, by adding a new Article VII entitled “Pet Dealers and Pet Stores.”

Authorization to transmit a home rule request form and copy of this resolution to the Home Rule Counsel of the NYS Senate and NYS Assembly

WHEREAS, the Town Board of the Town of Yorktown believes that an Industrial Development Agency in the Town of Yorktown would promote, develop, encourage and assist in acquiring, constructing, improving, maintaining or equipping certain facilities within the Town thereby advancing the job opportunities, health, general prosperities and economic welfare of the people of the Town of Yorktown;

WHEREAS, the Town of Yorktown is committed to ensuring diverse local job creation in Yorktown; and

WHEREAS, the Town Board believes that local labor should first be sought before securing outside labor for Industrial Development Agency assisted projects; and

WHEREAS, it is the intention of the Town Board for the Yorktown Industrial Development Agency to promulgate a declaration of motivation for the employment of local trades people and prioritize local labor;

NOW, THEREFORE, be it Resolved that the Town Board of the Town of Yorktown hereby issues this Home Rule request, effective as of May 17, 2016 in support and passage of Assembly Bill A10005/Senate Bill S7255.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to transmit a home rule request form and a copy of this resolution to the home rule counsel of the state senate and state assembly.

Authorize Bid Extension for Sprinkler Inspections/Testing Bid #14-1A

WHEREAS, the Town Board at its meeting of June 3, 2014, awarded the Sprinkler Annual Inspection/Testing Bid #14-1A for various Town facilities, 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 previously exercised its contractual option to extend the bid for one year on 6/3/15, and

WHEREAS, the Town intends to extend this bid for the second and final renewal, NOW, THEREFORE, BE IT,

RESOLVED, Simplex Grinnell will be paid an annual rate of \$1,680 in accordance with its 2014 bid, for the final one-year extension period (June 1, 2016 to May 31, 2017).

Authorize Comptroller to payout cash value of unused time for Joseph Pagliaro

Be It Resolved that the Town Board hereby authorizes the Town Comptroller to pay Joseph Pagliaro the cash value of unused time as of his date of retirement, Friday, April 29, 2016

Rate of Pay: \$34.4133 hourly

Sick	35.15 hours @ 50% = 17.58 hours			
	17.58 hours x	34.4133	=	\$ 604.99
Vacation	135.00 hours x	\$34.4133	=	\$4,645.80
Floating Holidays	7.50 hours x	\$34.4133	=	\$ 258.10
Longevity				
	\$1,400 / 261 days = \$5.36 per day			
	04/07/16 to 04/29/16 = 17 days			
	17 days	x	\$5.36	= \$ 91.12
Medical Buyout				
	\$2250 / 12 months = \$187.50 per month			
	08/01/15 to 04/29/16 = 8 months			
	8 months	x	\$187.50	= \$1,500.00
			Total	\$7,100.01

Be it further resolved that the Comptroller is hereby authorized to transfer funds for the purpose of this payout at separation as follows:

From:		
D5110.101	Highway Salary	\$5,508.89
D5110.106	Longevity	\$ 91.12
D9000.108	Medical Buyout	\$1,500.00
To:		
D5110.108	Highway	\$7,100.01

Authorize Comptroller to Refund Duplicate Taxes

BE IT RESOLVED, that the Town Comptroller is hereby authorized to refund the following duplicate tax payments to CoreLogic Real Estate Tax Service:

- Account #0279579 in the amount of \$ 580.12
- Account #4353000 in the amount of \$3,966.85
- Account #4155500 in the amount of \$4,628.26
- Account #3720500 in the amount of \$ 213.28
- Account #0035000 in the amount of \$3,200.77
- Account #2194500 in the amount of \$4,685.23
- Account #1333000 in the amount of \$4,044.93
- Account #1883000 in the amount of \$4,012.43
- Account #3847000 in the amount of \$4,361.49
- Account #4149720 in the amount of \$4,580.07
- Account #0279620 in the amount of \$1,405.29

Account #1072000 in the amount of \$ 227.90
Account #1702500 in the amount of \$3,395.10
Account #3857000 in the amount of \$3,461.75
Account #2475655 in the amount of \$5,731.84
Account #1899000 in the amount of \$4,388.22
Account #1007040 in the amount of \$3,625.43
Account #3886590 in the amount of \$5,294.58

BE IT FURTHER RESOLVED, that the Town Comptroller is hereby authorized to refund the following duplicate tax payments to Wells Fargo Estate Tax Services, LLC:

Account #1770500 in the amount of \$4,113.36
Account #1766740 in the amount of \$3,062.57

BE IT FURTHER RESOLVED, that the Comptroller is hereby authorized to refund the following duplicate tax payments:

Account #2821000 in the amount of \$7,007.45
\$5,718.47
\$7,110.80

IX. COURTESY OF THE FLOOR

X. ADJOURN

Diana L. Quast, Town Clerk
Town of Yorktown

Dated: May 17, 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 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.

To consider repealing Chapter 102, Affordable Housing

To consider repealing Chapter 102 of the Code of the Town of Yorktown entitled “AFFORDABLE HOUSING.”