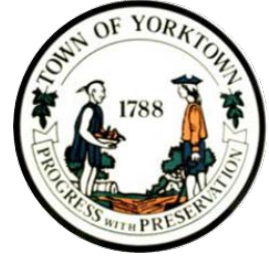




Town of Yorktown

Office of the Town Clerk
Diana L. Quast



FINAL TOWN BOARD
MEETING AGENDA

Spadaccia Meeting Room, Town Hall
363 Underhill Avenue, Yorktown, NY 10598
December 5, 2023

2024 PRELIMINARY BUDGET PUBLIC HEARING

6:30 PM TELEVISED TOWN BOARD MEETING

1. **PLEDGE OF ALLEGIANCE**
2. **MOMENT OF SILENCE**
3. **NATIONAL PEARL HARBOR REMEMBRANCE DAY – December 7, 2023**

Whereas, at 7:55 am on December 7, 1941, the silence of Sunday morning was shattered when the Imperial Japanese Navy attacked our forces on the United States Naval Base at Pearl Harbor leaving 2,403 Americans dead and much of our Nation’s Pacific Fleet destroyed, and

Whereas, this attack led President Roosevelt to call on Congress to declare an act of war the following day, stating that “December 7, 1941 – a date which will live in infamy” and

Whereas, the crystal waters of Pearl Harbor have been the resting place of sailors and marines aboard the USS Arizona, USS Utah, and USS Oklahoma for 82 years, and today we remember the “Greatest Generation” who showed great courage and resolve to secure the freedom of millions around the world, and we honor these patriots and commemorate the valor of all those who served, and

Whereas, as we mourn the lives of those we lost on that fateful day, we remember those who defended Pearl Harbor and all those who answered the call to serve our country in battlefields across the world, and we are eternally grateful for members of our military and their families, and it is fitting to observe a day in honor of everyone who served in the United States Armed Forces at Pearl Harbor on December 7, 1941, and reflect on their sacrifices and those of their families and loved ones; who freely risked all for the benefit of others,

Now, Therefore Be It Resolved, I, Thomas P. Diana, Town Supervisor of the Town of Yorktown, along with the Town Board do hereby direct the flags of the United States to be flown at half-staff at all Town buildings and grounds on Thursday, December 7, 2023 as we

respectfully recognize National Pearl Harbor Remembrance Day to honor those who died as a result of the attack on U.S. military forces in Hawaii.

4. PRESENTATION

Yvonne Cech, Director - John C. Hart Memorial Library

5. 2024 PRELIMINARY BUDGET PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that the preliminary budget of the Town of Yorktown, Westchester County, NY for the fiscal year beginning January 1st, 2024 has been completed and filed in the office of the Town Clerk of the said Town at the Town Hall, 363 Underhill Avenue in Yorktown Heights, in the said Town where it is available for inspection by any interested person during regular office hours of the Town Clerk beginning November 21, 2023, and

FURTHER NOTICE IS HEREBY GIVEN, that the Town Board of said Town of Yorktown will meet and hold a public hearing thereon at the Town Hall, 363 Underhill Avenue, in the said Town, on the 5th day of December, 2023 at 6:30 o'clock PM, or as soon thereafter as the same can be heard, and that at such hearing any person shall be heard in favor of or against the preliminary budget as compiled for or against any items therein contained, and

The 2024 Preliminary Proposed Budget totals \$69,228,224.00 representing an increase of \$3,815,054.00 from the 2023 Adopted Budget with the following salaries of the elected officials:

Supervisor -	\$136,470.00
Councilman (4) -	\$ 25,080.00
Town Clerk -	\$115,575.00
Superintendent of Highways -	\$148,977.00
Town Justice (2) -	\$ 46,025.00

6. RESOLUTIONS

From the Building and Maintenance Department

Authorize the use of Room 226 in the Albert A. Capellini Community and Cultural Center by the Heritage Preservation Commission

Resolved, that the Heritage Preservation Commission is authorized to use Room 226 in the Albert A. Capellini Community and Cultural Center for the storing and researching of records related to the historical work of the Heritage Preservation Commission.

Award Bid for Annual Maintenance and Emergency On-call Service for Boilers, Burners, and Furnaces located at various Town buildings/locations

Whereas, invitation to bid for Annual Maintenance and Emergency On-call Service for Boilers, Burners, and Furnaces located at various Town buildings/locations was duly advertised; and

Whereas, said bids were received and opened on December 4, 2023, with the bid amounts for the above-referenced bid summarized as follows:

<u>Name of Bidder</u>	<u>Annual Contract</u>	<u>Hourly Labor Cost (1st hour/add'l hours)</u>
ThermoDynamics Corp	\$44,100	\$150/\$150
Guglielmi Plumbing & Heating	\$15,000	\$195/\$150

Now, Therefore Be It Resolved, that upon the recommendation of the Building Maintenance General Foreman, Philip Marino, the bid for the Annual Maintenance and Emergency On-call Service for Boilers, Burners, and Furnaces located at various Town buildings/locations is awarded to Guglielmi Plumbing & Heating, Inc., the lowest responsible bidder.

From the Finance Department

Authorize Comptroller to process the following Budget Transfer to pay for Extraordinary Legal Services to Bleakley Platt & Schmidt, LLP

Resolved, the Comptroller is hereby authorized to process the following Budget Transfer:

From:	A.1990.499.1	Contingency Capital Projects	\$53,338.75
To:	A.1420.426	Legal—Outside Counsel Fees	\$53,338.75

for payment to Bleakley Platt & Schmidt, LLP for Extraordinary Legal Services as set forth in the agreement with Bleakley Platt & Schmidt, LLP

From the Police Department

Approve the below listed equipment to be deemed obsolete and sold at auction by Absolute Auctions & Realty, Inc.

WHEREAS, the Town of Yorktown Police Department has found the following equipment to be obsolete and no longer needed for public use by the Town of Yorktown, and

WHEREAS, the Town of Yorktown Police Department recommends to the Town Board that the listed equipment be deemed obsolete and sold at auction by Absolute Auctions & Realty, Inc.

- One (1) Crown Victoria Setina prisoner partition with misc. panels
- Three (3) unknown prisoner partitions
- Twenty-Two (22) misc. Whelen interior lighting for Crown Victoria vehicles

From Senior Services Department

Authorize the purchase of a Tempstar Dishwasher from Second & Broad Sales ST. Corp. d/b/a Joseph Flihan Co. off NYS Contract #23153

Resolved, the Senior Services Department is authorized to purchase a Tempstar Dishwasher from Second & Broad Sales ST. Corp. d/b/a Joseph Flihan Co. NYS Contract Award #23153-OGS Contract PC68659 for \$9,919.16. In addition, Hanover Electric will install for additional \$750. Plumbing will be done by Keiling Construction, Inc for \$700.00 for a grand total of \$11,369.16.

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

From:	1990.499.1	Contingency Capital Projects	\$11,369.16
To:	A.6772.0201	Equipment	\$11,369.16

for the purchase of the above-referenced dishwasher from Joseph Flihan Co.

From the Town Attorney

Authorize Supervisor to execute a second amendment to the lease agreement with new Cingular Wireless PCS, LLC, to authorize a sublease to Dish Wireless LLC

Resolved, the Supervisor is authorized to execute a second amendment to the lease agreement with new cingular wireless pcs, llc, to authorize a sublease to Dish Wireless L.L.C., including 70 square feet of land, for an additional \$500 per month, to escalate at 5% per year.

Authorize Supervisor, Town Attorney and Comptroller to execute all documents necessary to procure a NY State Grant for the purchase of a Police Vehicle and Equipment

RESOLVED, the Supervisor, Town Attorney, and Comptroller are authorized to execute all documents necessary to procure a \$50,000 N.Y. State and Municipal Facilities Program grant for the purchase of a Police Vehicle and Equipment.

From the Town Clerk

Authorize Town Clerk to advertise a Request for Proposals (RFP) for Grant Services for the Town

NOTICE IS HERE GIVEN, that sealed proposals will be received by the Town Clerk, Town of Yorktown, Westchester County, NY until 10:00 PM on January 11, 2024 at Town Hall, 363 Underhill Avenue, Yorktown Heights, NY 10598 for grant services companies and the like to submit proposals for the performance of 2023-24 grant services for the Town.

Authorize Town Clerk to advertise a Request for Proposals (RFP) for Lake Mohegan Aquatic Pesticide Treatments

NOTICE IS HERE GIVEN that sealed proposals will be received by the Town Clerk, Town of Yorktown, Westchester County, NY until 10:00 AM on January 11, 2024 at Town Hall, 363 Underhill Avenue, Yorktown Heights, NY 10598 for Lake Mohegan Aquatic Pesticide Treatments.

From the Town Engineer

Accept check #14778 in the amount of \$220,000.00 to serve as the ROW escrow for off-site work for roadway improvements for the Walgreens Site Plan

WHEREAS, J. Nazzaro Partnership, L.P., posted check #14778 in the amount of \$220,000.00 to serve as the ROW escrow for off-site work for roadway improvements,

NOW, THEREFORE BE IT RESOLVED, the above referenced check is hereby accepted to serve as the ROW escrow for off-site work roadway improvements for the Walgreens Site Plan.

From the Water Department

Authorize Supervisor to sign Change Order No. 3 for the cement relining bid awarded to Michels Pipe Services for reconciliation of scheduled and installed quantities for the Strawberry Road and Hanover Street for a net increase of \$10,383.83

WHEREAS, there is a net increase of \$10,383.83 in the cement relining contract value for scheduled and installed quantities for the unit price items for Strawberry Road and Hanover Street sections of the project; and

WHEREAS, overages were primarily due to exceeding the anticipated scheduled values for pay items: HS11 additional NYSDOT Type 2 select fill, HS13 pavement restoration, HS14 exploratory excavations and HS17 additional fitting; and

WHEREAS, additional test pit was needed because Michels encountered some unmarked obstructions (bends) that were not on the record maps and the Water District directed Michels to replace a few of the existing wet taps and some existing tees for the paper streets; and

WHEREAS, when the additional test pit was needed to find/replace the fittings, this resulted in the need for additional fittings, backfill, and pavement.

WHEREAS, Ken Rundle, Water Distribution Superintendent, requests that the Town Supervisor sign the Change Order No. 3 to be attached to the cement relining bid awarded to Michels Pipe Services for reconciliation of scheduled and installed quantities for unit price items for the Strawberry Road and Hanover Street sections of the cement relining project resulting in a net increase of \$10,383.83; and

THEREFORE, BE IT RESOLVED, that upon the Water Distribution Superintendent's recommendation, the Town Supervisor is authorized to sign Change Order No. 3 to be attached to the cement relining bid awarded to Michels Pipe Services.

EXECUTIVE SESSION

The Town Board may move into Executive Session to discuss personnel and/or litigation matters.

ADJOURN MEETING

Dated: December 5, 2023

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