



Town of Yorktown

Office of the Supervisor Thomas P. Diana

TOWN BOARD WORK SESSION AGENDA

February 28, 2023

Spadaccia Meeting Room

363 Underhill Avenue, Yorktown, NY 10598

6:30PM EXECUTIVE SESSION

A motion will be made to go into Executive Session to discuss the following items(s):

Personnel

Interview for Arts and Culture Committee

Building Maintenance

Litigation & Negotiations

Town Attorney

7:30PM OPEN SESSION

7:30pm: Welcome and Opening Remarks

7:40pm: Meet and Move with Northwell Health

Contact: Elena Becker, Northwell

Jim Martorano Jr, Parks and Recreation Superintendent

Discussion: Meet and move health initiative

8:00pm: Town Kiosks

Contact: Susan Siegel, Yorktown Trail Committee

Discussion: Replacing panels in Town Kiosks

8:15pm: Fluoride Update

Contact: Dan Ciarcia, Town Engineer

Discussion: Fluoride Update

RESOLUTIONS

Finance Department

Authorize the Comptroller to pay the full amount of 2022 longevity payments to the following employees who are employed with a reduced work schedule

February 28, 2023

Authorize the Comptroller to pay the full amount of 2022 longevity payments to the following employees who are employed with a reduced work schedule:

Shane Enea	Court
Adele Hobby	Museum
Donna Polito	Finance

A pro-rated longevity payment was processed as per the February 7, 2023 Town Board resolution therefore this payment is for the difference and will be processed as follows:

Shane Enea	Court	\$ 62.50
Adele Hobby	Museum	\$507.50
Donna Polito	Finance	\$507.50

These payments will be deducted from the 2023 budget.

All future longevity payments for employees who are employed with a reduced work schedule will be processed at the full longevity amount detailed in the CSEA contract.

Highway Department

Authorize Comptroller to process the following transfer of funds in the amount of \$6,264.71

WHEREAS, a change order in the amount of \$6,264.71 is needed in order to pay for the additional time/materials to move back already installed duct work. This was performed because the original duct work was interfering with the opening/closing of the garage doors of the Highway Department.

RESOLVED, that upon the recommendation of the Highway Superintendent, David Paganelli, the Town Comptroller is authorized to transfer \$6,264.71 from the Highway Fund Balance to HR5110.200.

Authorize Comptroller to process the following change order in the amount of \$6,264.71 owed to S & L Plumbing and Heating Corporation for additional work done at the Highway Garage

WHEREAS, a change order in the amount of \$6,264.71 is needed in order to pay, S & L Plumbing & Heating Corp., for the additional time/materials to move back already installed duct work. This was performed because the original duct work was interfering the opening/closing of the garage doors at the Highway Department.

RESOLVED, that upon the recommendation of the Highway Superintendent, David Paganelli, a change order in the amount of \$6,264.71 for S & L Plumbing & Heating Corp, is approved.

Authorize Comptroller to release the retainage owed to S & L Plumbing and Heating Corporation in the amount of \$8,531.98

RESOLVED, that upon the recommendation of the Highway Superintendent, David Paganelli, the Town Comptroller is authorized to release \$8,531.98 of retainage owed to S & L Plumbing and Heating Corporation.

Library

Appoint Zoe Kozma to the civil service title Library Clerk

BE IT RESOLVED, that Zoe Kozma of Yorktown Heights, NY, is hereby appointed to the civil service title, Library Clerk, job class code 0233-01, from Eligible List No. 02-100, at the John C. Hart Memorial Library, to be paid from Yorktown CSEA Salary Schedule A-1, Group 4, Step 1 which is \$47,969.00 annually with benefits, such as, sick days, personal days, and floating holidays to follow the CSEA agreement,

BE IT RESOLVED, contingent upon successful completion of a drug test,

BE IT RESOLVED, that Zoe Kozma will report to work at the John C. Hart Memorial Library on March 13, 2023 and this date will be used as the first date of appointment;

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 March 13, 2023.

Parks & Recreation Department

Authorize Superintendent of Parks and Recreation to sign an agreement with Skyhawks Sports Academy for youth sports programming

Resolved, that the Superintendent of Parks and Recreation is authorized to sign an agreement with Skyhawks Sports Academy for youth sports programming.

Authorize Town Supervisor to sign the DEC Hazardous Substance Bulk Storage Applications for the Chlorine Tanks located at the Junior Lake Pool Complex and at the Brian J. Slavin Aquatic Facility

Authorize Town Supervisor to sign the DEC Hazardous Substance Bulk Storage Applications for the Chlorine Tanks located at Junior Lake (Application fee of \$125.00) & Brian J. Slavin Aquatic (Application fee of \$300.00) Facilities.

Appoint Kim A. Hughes as Senior Office Assistant at Parks and Recreation

BE IT RESOLVED, that Kim A. Hughes is hereby appointed provisional as a Senior Office Assistant - REC, job class code 0185-01, effective March 27th, 2023, in the Parks & Recreation Department, to be paid from Yorktown CSEA Salary Schedule A-1, Group 10, Step 1, which is \$61,708.00 annually.

Supervisors Office

Authorize Historical Perspectives, Inc. to perform a cultural resource review for the proposed Underhill Farm project

WHEREAS, the Planning Board of the Town of Yorktown desires to have a cultural resource review of the proposed Underhill Farm Project located at 370 Underhill Avenue in Yorktown Heights, also known as Section 48.06, Block 1, Lot 30 on the Town of Yorktown Tax Map; and

WHEREAS, Historical Perspectives, Inc., a historic resource consulting firm, has entered into an agreement with the Town of Yorktown to provide these services on an on-call basis which was authorized by the Town Board by resolution on February 7, 2023; and

WHEREAS, Historical Perspectives, Inc. has submitted a proposal dated February 27, 2023 to perform a cultural resource review pursuant to said on-call agreement for an amount not to exceed \$2,900.00, with a potential additional public meeting for \$500.00; now therefore

BE IT RESOLVED, that the Supervisor of the Town of Yorktown is hereby authorized to engage Historical Perspectives, Inc. under the on-call agreement with the Town of Yorktown for the purpose of reviewing the cultural resources for the Underhill Farm project, in an amount not to exceed \$2,900.00 for this review, with an additional public meeting for \$500.00, and that the total cost shall be reimbursed by the applicant as part of the cost of the application's review.

Authorize Supervisor to enter into an agreement with Alliance for Safe kids, Inc., for the provision of a community-based youth mental health; substance abuse prevention, recovery and treatment programs and resources

RESOLVED, that the Supervisor is authorized to enter into an agreement with Alliance for Safe kids, Inc., for the provision of a community-based youth mental health; substance abuse prevention, recovery and treatment programs and resources, in an amount not to exceed \$20,000 (which funding shall be in addition to the \$37,750 that Westchester County has earmarked for the effort). The term of the agreement shall be retroactive to January 1, 2023 through December 31, 2023

Town Board

Resolution disapproving Governor Hochul's New York Housing Compact

WHEREAS, Governor Hochul's 2024 Executive Budget included the "New York Housing Compact," which consists of the "New Homes Targets and Fast-Track Approval Act" and the "Transit-Oriented Development Act of 2023"; and

WHEREAS, the Governor claims that the "New Homes Targets and Fast-Track Approval Act" is necessary in order to forestall restrictive land use practices that inhibit and limit housing development; and

WHEREAS, as proposed the "New Homes Targets and Fast-Track Approval Act" amends the General Municipal Law and overrides and usurps the Town of Yorktown's land use regulations; and

WHEREAS, the "New Homes Targets and Fast-Track Approval Act" requires the Town to meet or exceed a Residential Dwelling Growth Target or enact by local law two of five "preferred actions" in order to be considered in "Safe Harbor" status; and

WHEREAS, all of the Town's services, including police, volunteer emergency services, water, sewer, and the school community would be adversely impacted by this legislation; and

February 28, 2023

WHEREAS, all five “preferred actions” require extreme and substantial amendments to the Town’s local zoning including but not limited to, no restrictions on minimum lot size, height limits, setbacks, parking and no environmental review, planning board review, or aesthetic review; and

WHEREAS, Appeals can be brought to a new State Housing Review Board usurping the Home Rule authority of local land use boards who understand the local community; and

WHEREAS, the “Transit-Oriented Development Act of 2023” would amend the Town Law to adopt land use regulations within three years, for higher density development for areas located within one half mile of a train or bus station; and

WHEREAS, the new amended Town Law would require the new zoning to be exempt from SEQRA review, which would prohibit the study and evaluation of the existing and proposed road network, impact upon volunteer emergency services, impacts on police department staffing, ability of school districts to absorb new students, traffic impacts, sidewalk connectivity, and all standard evaluation criteria in a generic environmental impact statement; and

WHEREAS, the new amended Town law would prohibit Municipalities from adopting reasonable and appropriate development regulations to insure the development is compatible with the surrounding uses, such as lot coverage, open space, building height, setbacks, floor area ratios or parking restrictions; and

WHEREAS, the Town of Yorktown has a long history of and consistently demonstrating a commitment to providing a wide variety of housing choice and maintaining and strengthening hamlet centers as service and higher-density residential areas; and

WHEREAS, the Town of Yorktown’s local zoning code provides for multi-family housing, two-family housing, accessory dwelling units, affordable housing units, middle income housing units, age restricted units; and

WHEREAS, the residents of the Town of Yorktown have had a voice and participated in land use decisions for decades, from the updating of the Town’s Comprehensive Plan, participating in public hearings and volunteering on Town Boards and Committees; and

WHEREAS, the residents of the Town of Yorktown will be disenfranchised from their local elected officials, local volunteer Boards and render all of the residents input meaningless; and

NOW THEREFORE BE IT RESOLVED, that the Town of Yorktown adamantly opposes the Governor’s Housing Compact and urges the State Legislature to preserve and protect Municipal Home Rule and Local Zoning Powers by removing the Housing Compact proposal from the FY 2024 Budget.

Award Marshall Alarm Systems to provide alarm services or upgrading and monitoring the network as per their submitted proposal

WHEREAS, the Town solicited Requests for Proposals for alarm monitoring services and

WHEREAS, three proposals were received by February 3, 2023 and evaluated by Town Staff based on a variety of criteria including, but not limited to: cost, service rates, and the ability to service all existing alarm installations, and

WHEREAS, it was determined that the proposal submitted by Marshall Alarm Systems, Inc. was the most beneficial to the Town,

THEREFORE, BE IT RESOLVED, that the Town selects Marshall Alarm Systems to provide alarm services for upgrading and monitoring the network as per their submitted proposal. The contract will run for a period of three years with the option to renew for two 1-year periods.

Town Clerk

Set Public Hearing Date for Special Use Permit for 930 East Main Street submitted by Island Pump and Tank Corp.

RESOLVED, NOTICE IS HERE GIVEN that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598 on Tuesday, March 21, 2023 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider the Special Use Permit Application submitted by Island Pump & Tank Corp. to replace fueling canopy fascia on existing frame, installation of signs on canopy, installation of new sign cabinet on existing monument ID sign, and installation of signage on the existing building.

Authorize Advertisement for Sand Filter Media Bid for Water Pollution Control Plan

RESOLVED, the Town Clerk is authorized to advertise the Sand Filter Media Bid for the Water Pollution Control Plant.

ADJOURN

A motion will be made to adjourn the Town Board meeting.

AGENDAS ARE SUBJECT TO CHANGE

Americans with Disabilities Act: If you need special assistance to participate in a Town meeting or other services offered by this Town, please contact the Town Clerk's office, (914) 962-5722, x210.