

Meeting of the Town Board of the Town of Yorktown held on June 27, 2017 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598.

Present: Michael J. Grace, Supervisor
Vishnu V. Patel, Councilman
Gregory M. Bernard, Councilman
Thomas P. Diana, Councilman
Edward Lachterman, Councilman

Also Present: Maura Weissleder, Deputy Town Clerk

TOWN BOARD MEETING

Supervisor Michael Grace called the meeting to order.

EXECUTIVE SESSION

Upon motion made by Councilman Lachterman, seconded by Councilman Bernard, the Town Board moved into Executive Session to conduct interviews. Upon motion made by Councilman Lachterman, seconded by Councilman Bernard, the Town Board moved out of Executive Session and proceeded with the meeting.

SECTION 8 UPDATE

Karren Perez, Program Director – Section 8 Housing, came before the Board to discuss revisions to the Administrative Plan regarding protection for victims of domestic violence. Although these revisions will automatically be part of the plan, they need to be adopted by public hearing. A public hearing was set for October 3, 2017.

CPD ENERGY CORPORATION (MOBIL STATION – SAW MILL RIVER ROAD) – SPECIAL USE PERMIT

The applicant, CPD Energy Corporation, presented a site plan for the project they wish to bring back to the Board. They previously had an application before the Board but ran into problems with a sewer easement on the property. They are requesting to reinstate the project and brought new plans before the Board. This is at a preliminary stage; Town Engineer Michael Quinn stated that there are technical questions that need answers and he needs to meet with the applicant before moving forward. The Board suggested that they get in touch with the owner of the Triangle Shopping Center so that their plans could be discussed along with plans for possible redevelopment. Walkability opportunities were discussed as well as lighting.

VERIZON WIRELESS FACILITY, 2281 CROMPOND ROAD – REQUEST FOR STORMWATER AND TREE PERMIT

Verizon Wireless Facility is requesting a Stormwater & Tree Permit to construct a new cell tower located at the police department. Town Engineer Michael Quinn stated that we have received plans for a building permit but because of the cubic yards of material that need to be removed, the applicant will also require a stormwater and tree permit. The \$1,500.00 permit fee will be waived since it is on town property and there are benefits to the Town having the cell tower located there. This was deemed an administrative permit and referred to the Town Engineer.

ADMINISTRATIVE PERMIT REFERRAL TO TOWN ENGINEER
VERIZON WIRELESS FACILITY, 2281 CROMPOND ROAD
RESOLUTION #237

Upon motion made by Councilman Bernard, seconded by Councilman Diana,

BE IT RESOLVED, that the request for a Stormwater & Tree Permit by Verizon Wireless for the construction of a cell tower located at 2281 Crompond Road, Yorktown, New York be deemed an administrative permit and referred to the Town Engineer.

Grace, Patel, Bernard, Diana, Lachterman Voting Aye.
Resolution adopted.

728 GRANITE SPRINGS ROAD – REQUEST FOR A STORMWATER PERMIT

Mr. Kaplan, owner and applicant, has a single family residence at 728 Granite Springs Road and is seeking to do an addition of roughly 800 square feet. The amount of cubic yards that will be removed requires a stormwater permit. This was deemed an administrative permit and referred to the Town Engineer.

ADMINISTRATIVE PERMIT REFERRAL TO TOWN ENGINEER

728 GRANITE SPRINGS ROAD

RESOLUTION #238

Upon motion made by Councilman Bernard, seconded by Councilman Diana,

BE IT RESOLVED, that the request for a Stormwater Permit by Jay Kaplan for the construction of an addition to his residence located at 728 Granite Springs Road, Yorktown, New York be deemed an administrative permit and referred to the Town Engineer.

Grace, Patel, Bernard, Diana, Lachterman Voting Aye.
Resolution adopted.

REQUEST FOR LODGING EXPENSES – YORKTOWN POLICE DEPARTMENT CANINE OFFICER

RESOLUTION #239

Upon motion made by Councilman Diana, seconded by Councilman Bernard,

BE IT RESOLVED, that the Town Comptroller is authorized to approve lodging expenses for the Yorktown Police Department’s Canine Officer up to \$1,200.00.

Grace, Patel, Bernard, Diana, Lachterman Voting Aye
Resolution adopted.

RENOVATION OF YCCC RESTROOMS

Margaret Gspurning, Building Operations, presented plans for the renovation of the restrooms at the YCCC building done by David Tetro, Architect. Both restrooms will be ADA compliant. The Board gave their approval to continue with the renovation and prepare the job to go out to bid.

AUTHORIZATION FOR SUPERVISOR TO SIGN AGREEMENT – SIMPLEX GRINNELL
RESOLUTION #240

Upon motion made by Councilman Lachterman, seconded by Councilman Bernard,

WHEREAS:

- A. The Town previously had a public works contract with Simplex Grinnell for sprinkler inspections and testing that expired in May 2017. The scope of services included two (2) inspections per year; a semi-annual visual inspection and an annual performance test. Town facilities that require testing and inspection: (1) YCCC, (2) water pollution control facility; (3) court building; (4) records center; (5) John C Hart library; and (6) Junior Lake pool.
- B. In addition, the Town had a separate public works contract with Simplex Grinnell for an internal pipe inspection of the fire sprinklers, to be done once every 5-years. Facilities that require this service: (1) YCCC, (2) water pollution control facility; (3) court building; and (4) records center.
- C. Inspection and testing services that are described above will be done in accordance with National Fire Protection Association (NFPA) standards. Simplex Grinnell will confirm all system components are working as required, i.e. the gauges, control valves, tamper switches, pressure switches, local alarms and drains. Note: Copies of the inspection reports are furnished to the Town insurance carrier.
- D. Simplex Grinnell will perform the services under pricing of the New York State Contract Group 20191, Award Number 20191, Simplex Grinnell Contract #PT63104. All work to be done with prevailing wage rates, certified payroll required. Price provided under the New York State contract.
- E. Simplex Grinnell will perform the work for a not-to-exceed amount of \$6,369.

NOW, THEREFORE BE IT RESOLVED, the Town Board authorizes the Town Supervisor to sign an Agreement with Simplex Grinnell, Harriman, NY, for the scope of work as described in the preceding section for the not-to-exceed Amount of \$6,369.

Grace, Patel, Bernard, Diana, Lachterman Voting Aye
Resolution adopted.

AUTHORIZATION FOR SUPERVISOR TO SIGN AGREEMENT REGARDING HILL BOULEVARD OVER BARGER BROOK – WSP SELLS
RESOLUTION #241

Upon motion made by Councilman Lachterman, seconded by Councilman Bernard,

WHEREAS,

1. A Project for the Replacement of Hill Boulevard Bridge over Tributary to Barger Brook in the Town of Yorktown, Westchester County, identified as PIN 8761.66 is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 95% Federal funds and 5% non-federal funds; and
2. NYSDOT awarded the Town \$2,470,000 for the project as part of the 2016 Bridge NY program.
3. The program guidelines required the Town to solicit qualifications from all the prequalified firms that are on a Region 8 list put together by NYSDOT. Letters were sent to all sixteen (16) firms on the list and we received responses from six (6) firms.
4. Each of the six (6) responding firms provided a technical proposal that described the various resources of the firm, their project approach, resumes for key personnel and an organization chart. Note: in accordance with the program guidelines, the initial selection was based on technical qualifications only; no cost proposals were include
5. The Engineering Department, in consultation with the Highway Department, created a ranking sheet to go through the various proposals and scored each firm based on the submitted documentation.
6. Following a presentation to the Town Board on 6/3/17, the Town selected WSP USA Inc. as the most qualified firm to perform the work.
7. The Town then negotiated a professional services agreement with WSP USA Inc. in accordance with the base scope elements that are part of NYSDOT's base task list.
8. The professional engineering services to be provided by WSP USA Inc. are more fully described in Attachment 1 and the work will be performed for the maximum payable amount of \$194,000. A summary breakdown of cost is included as Attachment 2.
9. The Agreement to be signed shall be acceptable to NYSDOT program administrators and the Town Attorney.
10. In the professional opinion of the Town Engineer, WSP USA Inc. provided a fair and reasonable proposal for professional services. We note the firm has previously performed satisfactory work for the Town and is well versed in NYSDOT program guidelines, which should help the Town quickly move through the design and approval process.

NOW, THEREFORE BE IT RESOLVED, the Town Board authorizes the Town Supervisor to sign a Professional Services Agreement with WSP USA Inc. for the scope of work as described in the preceding section for the Not-to-Exceed Amount of \$194,000.

Grace, Patel, Bernard, Diana, Lachterman Voting Aye
Resolution adopted.

AUTHORIZATION FOR SUPERVISOR TO SIGN AGREEMENT REGARDING VETERANS ROAD OVER HALLOCKS MILL BROOK – WSP SELLS
RESOLUTION #242

Upon motion made by Councilman Lachterman, seconded by Councilman Bernard,

WHEREAS,

1. A Project for the Culvert Replacement of Veterans Road over Tributary to Hallocks Mill Brook in the Town of Yorktown, Westchester County, identified as PIN 8761.71 is eligible for funding under Title 23 U.S. Code, as amended, that calls for the

- apportionment of the costs such program to be borne at the ratio of 0% Federal funds and 100% non-federal funds; and
2. NYSDOT awarded the Town \$820,000 for the project as part of the 2016 Bridge NY program.
 3. The program guidelines required the Town to solicit qualifications from all the prequalified firms that are on a Region 8 list put together by NYSDOT. Letters were sent to all sixteen (16) firms on the list and we received responses from six (6) firms.
 4. Each of the six (6) responding firms provided a technical proposal that described the various resources of the firm, their project approach, resumes for key personnel and an organization chart. Note: in accordance with the program guidelines, the initial selection was based on technical qualifications only; no cost proposals were included.
 5. The Engineering Department, in consultation with the Highway Department, created a ranking sheet to go through the various proposals and scored each firm based on the submitted documentation.
 6. Following a presentation to the Town Board on 6/3/17, the Town selected WSP USA Inc. as the most qualified firm to perform the work.
 7. The Town then negotiated a professional services agreement with WSP USA Inc. in accordance with the base scope elements that are part of NYSDOT's base task list.
 8. The professional engineering services to be provided by WSP USA Inc. are more fully described in Attachment 1 and the work will be performed for the maximum payable amount of \$120,000. A summary breakdown of cost is included as Attachment 2.
 9. The Agreement to be signed shall be acceptable to NYSDOT program administrators and the Town Attorney.
 10. In the professional opinion of the Town Engineer, WSP USA Inc. provided a fair and reasonable proposal for professional services. We note the firm has previously performed satisfactory work for the Town and is well versed in NYSDOT program guidelines, which should help the Town quickly move through the design and approval process.

NOW, THEREFORE BE IT RESOLVED, the Town Board authorizes the Town Supervisor to sign a Professional Services Agreement with WSP USA Inc. for the scope of work as described in the preceding section for the not-to-exceed Amount of \$120,000.

Grace, Patel, Bernard, Diana, Lachterman Voting Aye
Resolution adopted.

AUTHORIZATION FOR SUPERVISOR TO SIGN AGREEMENT WITH CORPORATE PLANS PLUS, INC.
RESOLUTION #243

Upon motion made by Councilman Diana, seconded by Councilman Bernard,

BE IT RESOLVED, that the Town Supervisor is authorized to sign the agreement with Corporate Plans Plus, Inc. d/b/a CPI-HR to provide assistance with the Patient Protection and Affordable Care Act for year starting June 1, 2017 as further set forth in the agreement.

Grace, Patel, Bernard, Diana, Lachterman Voting Aye
Resolution adopted.

EXECUTIVE SESSION

Upon motion made by Councilman Diana, seconded by Councilman Bernard, the Town Board moved into Executive Session to discuss contract negotiations and personnel issues of a particular individual.

ADJOURN

Upon motion made by Councilman Diana, seconded by Councilman Bernard, the Town Board meeting was adjourned.

MAURA WEISSLEDER
DEPUTY TOWN CLERK
TOWN OF YORKTOWN