

FINAL TOWN BOARD AGENDA  
TOWN OF YORKTOWN  
NOVEMBER 21, 2017

PLACE:  
TOWN HALL

TIME:  
7:30 pm

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. SUPERVISOR GRACE'S REPORT TO THE TOWN
4. REPORTS FROM THE TOWN COUNCIL
5. PUBLIC HEARINGS

**Proposed local Law to amend Chapter 275 entitled Vehicles and Traffic, Article I, adding a new Section 275-4; Purple Heart Parking**

The Town Board will convene a public hearing to consider amending Chapter 275 of the Code of the Town of Yorktown entitled "VEHICLES AND TRAFFIC," Article I, entitled "Traffic and Parking Regulations," is hereby amended by adding a new section 275-4: Purple Heart Parking.

**Proposed Local Law adding a new Section 250-17C and 250-17D entitled Street Opening Permits**

The Town Board will convene a public hearing to consider adding a new Section 250-17C and 250-17D to Chapter 250 entitled "STREETS AND SIDEWALKS" and Article III entitled "STREET OPENING PERMITS" to the Code of the Town of Yorktown.

**The Town Board will convene a public hearing to consider taking over the maintenance of the Hyatt Burying Ground**

The Town Board will convene a public hearing to consider Town Law Article 17 entitled "Cemeteries" to determine if the Hyatt Burying Ground located on Old Yorktown Road has been abandoned and the Town of Yorktown begins the maintenance of the Hyatt Burying Ground and takes any and all other steps and measures necessary for restoration of the Hyatt Burying Ground.

**Advertise Budget Public Hearing for December 5, 2017 beginning at 6:00 pm**

NOTICE IS HEREBY GIVEN, that the preliminary budget of the Town of Yorktown, Westchester County, NY for the fiscal year beginning January 1<sup>st</sup>, 2018 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, where it is available for inspection by any interested person during regular office hours of the Town Clerk beginning December 1, 2017, 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 5<sup>th</sup> day of December, 2017 at 6:00 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 2018 Preliminary Proposed General Budget totals \$57,389,760.00 representing an increase of \$1,421,445.00 from the 2017 Adopted Budget with the following salaries of the elected officials:

Supervisor -	\$121,328.00
Councilman (4) -	\$ 19,575.00
Town Clerk -	\$ 96,677.00
Superintendent of Highways -	\$110,777.00
Town Justice (2) -	\$ 32,437.00

6. BIDS/RFPS

**Advertise**

**Request for Proposal to engage a Traffic Engineering and Planning Consultant to conduct a study of the East Main Street Corridor**

WHEREAS, the Town of Yorktown is committed to providing efficient and safe traffic infrastructure throughout the Town; and

WHEREAS, the East Main Street Corridor and the Stony Street/East Main Street intersection in the Shrub Oak hamlet are known to exhibit traffic and traffic safety inefficiencies and as such the Town desires to investigate appropriate measures to improve those areas; and

WHEREAS, the Town, therefore, seeks to engage a traffic engineering and planning consultant to conduct a study of the East Main Street corridor in the Shrub Oak hamlet and make recommendations for improvements, including engineered designs for review; and

NOW THEREFORE BE IT RESOLVED that the Town is authorized to issue a request for proposals for qualified bidders to study the East Main Street traffic corridor and the Stony Street/East Main Street intersection and develop recommendations and engineered designs for traffic improvements in the corridor.

**Award Bids/RFPS**

**Award Contract for Advanced Life Support Services to Empress EMS**

WHEREAS, the Town of Yorktown issued Requests for Proposals from qualified vendors to provide Advanced Life Support Services in the Advanced Life Support Tax District for the years 2018 and 2019;

WHEREAS, the Town received Proposals from two qualified ALS providers;

WHEREAS, the Town Board, along with Commissioners of the Advanced Life Support District, interviewed the two ALS providers which submitted proposals; WHEREAS, the Commissioners of the Advanced Life Support District recommend that it is in the best interests of the Advanced Life Support Tax District that Empress EMS be awarded the Contract for 2018 and 2019;

WHEREAS, Empress EMS agreed to honor the price for 2018 the same as 2017 with a 3% increase for 2019;

BE IT RESOLVED that the Empress EMS is awarded the Contract to provide Advanced Life Support Services in the Advanced Life Support Tax District in the amount of \$598,950 for 2018 and in the amount of \$616,900 for 2019.

**Award Bid for Purchase of Two Police Department Unmarked Vehicles**

WHEREAS, invitation to bid for two (2) Police Department Unmarked Vehicles Purchase (or equivalent) for the Yorktown Police Department was duly advertised, and

WHEREAS, said bid was received and opened at 4:30 p.m. on the 17<sup>th</sup> day of November, 2017, and now therefore be it

RESOLVED, that upon the recommendation of the Chief of Police, the bid be and is hereby awarded to Park Ford of Mahopac Inc., located at 276 Route 6, Mahopac, NY 10541, the sole bidder of equivalent vehicles.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Yorktown hereby authorizes the Yorktown Police Department to purchase (2) two vehicles from Park Ford of Mahopac Inc., at a total cost not to exceed Thirty-six Thousand, Five Hundred dollars and no cents (\$36,500.00).

**Award Bid for Installation of LED sign in front of Police Department and Justice Court**

WHEREAS, invitations to bid for the installation of the LED sign in the front of the Police Department and Justice Court campus was duly advertised, and,

WHEREAS, there was only one bid received and opened at 4:30 pm on the 17<sup>th</sup> day of November, 2017, and

RESOLVED, that upon the recommendation of the Chief of Police, the bid is hereby awarded to Signs Ink, LTD, the sole bidder of LED sign installation.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Yorktown hereby authorizes the Town to award the bid to Signs Ink, Inc. in an amount not to exceed Forty-Seven Thousand, Five Hundred dollars and no cents (\$47,500.00)

Authorize the Comptroller to transfer \$1,925 from Contingency Capital (A1990.499.1) to Capital Projects – Improvements to Town Buildings (HV1630.200)

**Change Order**

**Approve Change Order Number 1 and Budget Transfer**

**Montesano Brothers for Granite Knolls Sports and Recreation Complex Bid**

BE IT RESOLVED the Town Board hereby agrees to and issues Change Order Number 1 in the amount of \$33,887.33 to Montesano Brothers for the Granite Knolls Sports and Rec Project which was required for pond dewatering, spreading of wood chips for stabilization and capping of abandoned pipe which was required by the New York City Department of Environmental Protection.

BE IT FURTHER RESOLVED the Town Comptroller is authorized to transfer \$33,887.33 from the General Fund – Fund Balance to Capital Project HA Granite Knolls Ballfield.

6. RESOLUTIONS

**Approve outstanding claims for labor and services performed by Competition Carting from 2013 to 2017 in the amount of \$250,000**

BE IT RESOLVED that the Town of Yorktown agrees to settle all outstanding claims for labor and services performed by Competition Carting for 2013 to 2017 in the amount of \$250,000.00, \$150,000.00 of which shall be paid in 2017 and \$100,000.00 shall be paid in January 2018.

BE IT FURTHER RESOLVED the Town Comptroller is authorized to transfer \$150,000 from the Refuse & Recycling Fund balance to Refuse & Recycling Outside Contractor SR 8160.425.

**Authorize Comptroller to process Budget Transfer- Police Department**

Resolved that the Town Board authorizes the Town Comptroller to process the following transfers:

From:		
A.3120.105	PD Civilian Overtime	\$ 5,000.00
A.3120.418	PD Equipment Maint	\$ 6,500.00
A3120.106.1	PD Sick Reward	\$ 3,750.00
A.3120.201	PD Equipment	\$ 7,025.00
A3120.411	PD Printing	\$ 2,025.00
To:		
A3120.210	PD Vehicles	\$ 2,600.00
A3120.431.1	PD K9 Expense	\$10,000.00
A3120.201.1	PD computers	\$11,700.00

**Approve assignment of Stormwater Agreement from George Pavan to Conte Homes, Inc.**

BE IT RESOLVED the Town Board approves the assignment of the Stormwater Agreement from George Pavan to Conte Homes, Inc. in connection with the properties located on the westerly side of Brookdale Street (Section 37.19, Block 1, Lots 22, 23 and 24).

**Authorize Supervisor to sign a lease agreement with Bright Beginnings for use of rooms at the Yorktown Community and Cultural Center**

RESOLVED, the Town Supervisor is authorized to execute a lease agreement between Bright Beginnings and the Yorktown Community and Cultural Center for a period of 1 year beginning January 1, 2018 and ending December 31, 2018.

**Authorize Supervisor to sign a lease agreement with Head Start for use of rooms at the Yorktown Community and Cultural Center**

RESOLVED, the Town Supervisor is authorized to execute a lease agreement between Head Start and the Yorktown Community and Cultural Center for a period of 1 year beginning January 1, 2018 and ending December 31, 2018.

**Authorize Supervisor to sign a lease agreement with Manetoo Dance Ensemble for use of rooms at the Yorktown Community and Cultural Center**

RESOLVED, the Town Supervisor is authorized to execute a lease agreement between the Manetoo Dance Ensemble, Inc. and the Yorktown Community and Cultural Center for a period of 1 year beginning January 1, 2018 and ending December 31, 2018.

**Authorize Supervisor to sign a lease agreement with Yorktown Community Help, Inc. for use of rooms at the Yorktown Community and Cultural Center**

RESOLVED, the Town Supervisor is authorized to execute a lease agreement between Yorktown Community Help, Inc. and the Yorktown Community and Cultural Center for a period of 1 year beginning January 1, 2018 and ending December 31, 2018.

**Authorize Supervisor to sign a lease agreement with Yorktown Stage, Inc. for use of rooms at the Yorktown Community and Cultural Center**

RESOLVED, the Town Supervisor is authorized to execute a lease agreement between the Yorktown Stage Inc., (room 12 only) and the Yorktown Community and Cultural Center for a period of 1 year beginning January 1, 2018 and ending December 31, 2018.

**Authorize Supervisor to sign a License Agreement with the Federal Bureau of Investigation to maintain radio equipment on police department radio tower**

BE IT RESOLVED the Town Supervisor is authorized to sign the License Agreement with the Federal Bureau of Investigation for permitting the FBI to maintain the radio equipment on the Tower on the Police Department Radio Tower.

**Authorize Supervisor to sign a lease agreement with New York SMAS Limited Partnership d/b/a Verizon Wireless for a ground lease at 2200 Greenwood Street Facility**

BE IT RESOLVED that the Town Supervisor is authorized to sign a lease agreement and a memorandum of lease with New York SMAS Limited Partnership d/b/a Verizon Wireless for a ground lease at 2200 Greenwood Street facility for \$9,000.00 per year with yearly increments.

**Authorize Supervisor to sign a lease agreement with the Yorktown Teen Center for use of rooms at the Yorktown Community and Cultural Center**

RESOLVED, the Town Supervisor is authorized to execute a lease agreement between the Yorktown Teen Center and the Yorktown Community and Cultural Center for a period of 1 year beginning January 1, 2018 and ending December 31, 2018.

**Authorize Supervisor to sign a professional Services Agreement with Site Design Consultants for Field Inspection and Construction Administration for Granite Knolls Recreation and Sports Complex**

BE IT RESOLVED that the Town Supervisor is authorized to sign the Agreement for Professional Services with Site Design Consultants to provide Field Inspection Services and Construction Administration Services in connection with Granite Knolls Park and Recreation Complex.

**Authorize the Town Engineer to issue a Wetlands and Storm Water Pollution Prevention permit for construction of a single family home located at 3211 Lakeshore Drive**

WHEREAS:

The Applicant submitted an application for a Wetlands and a Storm Water Pollution Prevention Plan permit for construction of a single family home.

1. The Applicant submitted architectural plans for the subject property, entitled: Construction Documents Lakeshore Drive by Alfandre Architecture, revision date 8/23/17.
2. A Public Hearing was held regarding this application on 10/17/2017. The hearing was adjourned as the Board wished to review engineering plans for a previously approved development of a single family house on the same lot that was slightly larger than the one proposed in this application.
3. At the 10/24/17 work session Board members reviewed the prior project approval and confirmed the prior application was for a larger residence and also included an impervious driveway, whereas this application is for a driveway made from pervious materials.
4. The Town Board feels it is appropriate to refer this application back to the Town Engineer for his action.

NOW THEREFORE BE IT RESOLVED THAT that the request for a Wetlands Permit and a Storm Water Pollution Prevention permit for construction of a single family home located at 3211 Lakeshore Drive is hereby referred to the Town Engineer for issuance of above permits.

7. REFUNDS

**Authorize Comptroller to refund Duplicate Tax Payments**

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

Account #0279573 in the amount of \$ 802.33  
Account #1187500 in the amount of \$4,346.79  
Account #0595500 in the amount of \$4,280.78  
Account #2000500 in the amount of \$2,830.02  
Account #0630000 in the amount of \$ 76.90  
Account #0192000 in the amount of \$ 512.67  
Account #4513000 in the amount of \$2,607.20  
Account #1274500 in the amount of \$4,024.45  
Account #3018500 in the amount of \$1,676.88  
Account #0944500 in the amount of \$3,500.88  
Account #1709500 in the amount of \$1,012.44  
Account #3241500 in the amount of \$5,692.10  
Account #2180022 in the amount of \$ 265.43  
Account #2340500 in the amount of \$4,244.25  
Account #3829000 in the amount of \$3,662.21  
Account #2249500 in the amount of \$1,211.29  
Account #4468500 in the amount of \$9,789.43  
Account #1611500 in the amount of \$4,226.51  
Account #0609000 in the amount of \$2,973.48

**Authorize Comptroller to release Escrow Deposit**

BE IT RESOLVED, that the Town Comptroller is hereby authorized to release the following Escrow Deposit:

Street Opening Permit #016-008 in the amount of \$2,000.00 for the Lexington Avenue location to Spectra Energy, POB 1642, Houston, TX 77251.

8. MONTHLY REPORTS

Receiver of Taxes – September & October 2017

9. COURTESY OF THE FLOOR

10. ADJOURN

Dated: November 21, 2017

DIANA L. QUAST, RMC  
TOWN CLERK  
TOWN OF YORKTOWN

\*\*\* 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. Assisted listening devices are available at all meetings.

**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](mailto:townclerk@yorktownny.org)) or Town Supervisor ([supervisor@yorktownny.org](mailto:supervisor@yorktownny.org)), 363 Underhill Avenue, Yorktown Heights, NY 10598.**