

Regular meeting held by the Town Board, Town of Yorktown on  
January 3, 2012 held at 363 Underhill Avenue, Yorktown Heights, NY.

Present: Michael J. Grace, Supervisor  
Nicholas J. Bianco, Councilman  
Terrence P. Murphy, Councilman  
Vishnu V. Patel, Councilman  
David D. Paganelli, Councilman  
Diana L. Quast, Deputy Town Clerk

#### TOWN BOARD MEETING

Supervisor Michael Grace called the meeting to order. Town Attorney Jeannette Koster was also present.

#### PLEDGE OF ALLEGIANCE

Councilman Bianco led the salute to the flag.

#### MOMENT OF SILENCE

A moment of silence was observed in honor of our men and women serving in the Armed Forces.

DURING THE SUPERVISOR'S REPORT TO THE TOWN, Supervisor Michael Grace stated that it was a nice first day. He is very excited to get started and thanked everyone for their support. He also thanked Councilman Murphy and Councilman Patel for hosting a beautiful inauguration.

#### DURING REPORTS FROM TOWN COUNCIL

Councilman Bianco thanked Councilman Murphy and Councilman Patel for hosting the inauguration, it was very nice.

Councilman Murphy wished everyone a happy and healthy New Year.

Councilman Patel congratulated the Lakeland Field Hockey Team.

Councilman Paganelli thanked Councilman Murphy and Councilman Patel for hosting the inauguration. He thanked the citizens of Yorktown for the faith that they have placed in this Board. He wished everyone a happy and healthy New Year.

Supervisor Grace stated that he would like to do away with the three minute courtesy of the floor policy. He asked that everyone be courteous and move things along. He stated that his office will always be open and you can come by anytime, you do not have to wait until the Town Board meeting.

#### COURTESY OF THE FLOOR

During Courtesy of the Floor, the following people addressed the members of the Town Board:

Mrs. Serafina Mastro presented Supervisor Grace with a present. She introduced Matt Slater, Marianne Violante and Jeanmarie Klaus.

Mr. Matt Slater wished everyone a happy New Year and said that we are expecting great things from this board. He wished everyone the best of luck.

Mr. Edward Ciffone wished everyone a happy New Year and best of luck. He asked that you remember the taxpayer.

Supervisor Grace thanked Mr. Ciffone and his organization for all their hard work and asked that he stay involved.

#### COURTESY OF THE FLOOR IS CLOSED

ORGANIZATIONAL RESOLUTIONS:

SALARIES

RESOLUTION #1

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that the Supervisor be hereby authorized and directed to pay salaries of all elected and appointed Town officials and employees without prior audit.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

MILEAGE RATE

RESOLUTION #2

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that the rate of 55.5 cents per mile be allowed to those Town officials and employees who use their own automobiles in the performance of their official duties in accordance with the budgetary appropriations, provided however, the expense incurred is presented to the Town Board in the proper manner and on the proper claim form.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

BLANKET AUTHORITY/SIGN CONTRACTS

RESOLUTION #3

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that the Town Board hereby grants blanket authority to sign contracts for the Town, without the necessity of express advance approval by the Town Board to the Supervisor in the event the contract involves any expenditure of not more than \$12,500, not to exceed \$50,000 in any calendar year and is limited to one year in duration and be it

FURTHER RESOLVED, that this blanket authorization shall remain in effect until amended.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

FISCAL REPORT FILING TO STATE COMPTROLLER

RESOLUTION #4

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that by the authority vested pursuant to Paragraph 10-a of Section 29 of the Town Law, the Supervisor shall submit to the Town Clerk within sixty days after the close of the fiscal year, a copy of the report to the State Comptroller required by Section 30 of the General Municipal Law and the Town Clerk shall cause a summary of such report to be published within 10 days after receipt thereof in a form approved by the State Comptroller.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

COMPTROLLER TO REFUND

CERTAIN CORRECTIONS OF ERROR

RESOLUTION #5

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that the Comptroller is appointed, as per Section 554 of the Real Property Tax Law to make refunds for correction of error up to a maximum of \$2,500.00.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

NEW YORK STATE DIVISION OF YOUTH STATE AID  
RECREATION/YOUTH SERVICES PROJECT  
RESOLUTION #6

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that the Supervisor be directed to make application to the New York State Division of Youth for State Aid for a Recreation and Youth Service Project Grant for 2012. The Parks and Recreation Department receives \$10,000 of this application for recreation youth, and the Police Department receives another \$10,000 via the Youth Officer.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

AGREEMENT WITH NORWEST  
RESOLUTION #7

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

Authorize the Supervisor to sign an agreement with Norwest for therapeutic recreational programs.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

AGREEMENT WITH SPORTS CLUBS  
RESOLUTION #8

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

Authorize the Supervisor to sign an agreement with the following Sports Clubs:  
Mohansic Girls Basketball  
Shrub Oak Athletic Club  
Yorktown Athletic Club

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

AGREEMENT WITH SENIOR CLUBS  
RESOLUTION #9

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

Authorize the Supervisor to sign an agreement with the following Senior Clubs:  
Jefferson Owners Corp.  
AARP Chapter 3297  
New Horizons  
Shrub Oak Senior Citizens Club  
St. Patrick's Seniors  
Yorktown Senior Club Chapter 1 &2

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

APPROVE ATTENDANCE NEW YORK STATE RECREATION AND PARKS  
SOCIETY- PARKS AND RECREATION SUPERINTENDENT JENNIFER FAVA  
RESOLUTION #10

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

Whereas, in her capacity as President of the New York State Recreation and Parks Society, Superintendent Jen Fava's attendance is required at a planning session to be held in Saratoga from January 11, 2012 through January 13, 2012, and

Whereas, all expenses incurred are expected to be covered by the New York State Recreation and Parks Society, however, any properly incurred expense not funded by NYSRPS shall be covered by the town's funds, now

Therefore, Be It Resolved, Superintendent Fava shall be granted permission to attend said session and to use a town vehicle for the trip.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

DELEGATES/ASSOCIATION OF TOWN MEETINGS

RESOLUTION #11

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that Supervisor Michael Grace be and is hereby designated as the voting delegate to represent the Town of Yorktown at the Association of Towns Meeting to be held in February 2012, and be it

FURTHER RESOLVED, that Councilman Terrence Murphy be and is hereby designated the alternate delegate to the aforementioned meeting.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

DESIGNATED DEPOSITORIES

RESOLUTION #12

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that the following banks located in the Town of Yorktown are hereby designated as depositories for the Town of Yorktown:

JP Morgan Chase  
2002 Commerce Street  
Yorktown Heights, New York 10598

Bank of America  
2 Triangle Center  
Yorktown Heights, New York 10598

Wells Fargo  
50 Main Street  
White Plains, New York 10606

Putnam County Savings bank  
331 Downing Drive  
Yorktown Heights, NY 10598

Signature Bank  
1C Quaker Ridge Road  
New Rochelle, NY 10804

and be it

FURTHER RESOLVED, that Michael Grace, Supervisor of the Town of Yorktown, is hereby authorized, pursuant to Town Law Section 29(2), to act on behalf of the Town of Yorktown with said banks, and be it

FURTHER RESOLVED, that the above named banks are hereby required to provide a surety bond or pledge securities when applicable as required by Town Law Section 64(1) and General Municipal Law Section II, and be it

FURTHER RESOLVED, that the following banks are designated depositories for the following officers of the Town of Yorktown:

JP Morgan Chase, Yorktown Heights, New York:  
Justice Raniolo Account  
Justice Lagonia Account  
Joint Bail Account - Justices Lagonia & Justice Raniolo

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

OFFICIAL NEWSPAPER

RESOLUTION #13

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that the official newspaper for the Town of Yorktown is hereby designated to be the Journal News

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

2012 MEETING DATES

RESOLUTION #14

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

RESOLVED, that the meeting dates of this Town Board will start at 6:45 PM unless otherwise noted and shall be as follows:

January 3  
January 10  
January 17  
January 24  
February 7  
February 14  
February 21  
February 28  
March 6  
March 13  
March 20  
March 27  
April 3  
April 10  
April 17  
April 25 (Wednesday)  
May 1 - John C. Hart Memorial Library  
May 8  
May 15  
May 22  
June 5  
June 12  
June 19- outdoor site, 6:00 p.m.  
June 26  
July 3 - outdoor site, 6:00 p.m.  
July 10  
July 17 - outdoor site, 6:00 p.m.  
July 24  
August 7 - outdoor site, 6:00 p.m.  
August 14  
August 21- outdoor site, 6:00 p.m.  
September 4  
September 12 (Wednesday)  
September 18

September 26 (Wednesday)  
October 2  
October 9  
October 16 - John C. Hart Memorial Library  
October 23  
November 7 (Wednesday)  
November 13  
November 15 (Budget Review)  
November 16 (Budget Review)  
November 20  
November 27  
December 4  
December 5 (Budget Hearing)  
December 11

and as otherwise prescribed by law, and in the event a meeting date falls on a holiday, then the meeting shall be held the next succeeding evening or on such other dates as may be determined, and be it

FURTHER RESOLVED, that the Town Board will hold its regular budget meeting at 7:00 PM on the following date: December 5, 2012 (Wednesday) and be it,

FURTHER RESOLVED, the Town of Yorktown will hold its annual Record Management Inventory on February 9 and February 10, 2012 and be it,

FURTHER RESOLVED, that Special Meetings shall be called and held in conformance with Section 62 of the Town Law and Article 7 of the Public Officers Law.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

APPOINTMENT - MARRIAGE OFFICER  
RESOLUTION #15

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

WHEREAS, Chapter 49 of the Laws of 1988 added a new Section 11-c to the New York Domestic Relations Law, empowering the governing body of any Village, Town or City to appoint one or more Marriage Officers and fix their compensation; and

WHEREAS, the Town Board of the Town of Yorktown, a duly constituted Town of the Suburban Class, deems it necessary and proper to create the position of Marriage Officer, possessing statutory authority to solemnize marriages within the Town;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of such Section 11-c of the Domestic Relations Law, David Paganelli, Councilman, is hereby appointed a Marriage Officer of the Town of Yorktown, and be it

FURTHER RESOLVED, that this appointment shall take effect on January 1, 2012, and shall continue for a term ending on December 31, 2015.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

APPOINTMENT - MARRIAGE OFFICER  
RESOLUTION #16

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

WHEREAS, Chapter 49 of the Laws of 1988 added a new Section 11-c to the New York Domestic Relations Law, empowering the governing body of any Village, Town or City to appoint one or more Marriage Officers and fix their compensation; and

WHEREAS, the Town Board of the Town of Yorktown, a duly constituted Town of the Suburban Class, deems it necessary and proper to create the position of Marriage Officer, possessing statutory authority to solemnize marriages within the Town;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of such Section 11-c of the Domestic Relations Law, Nicholas J. Bianco, Councilman, is hereby appointed a Marriage Officer of the Town of Yorktown, and be it

FURTHER RESOLVED, that this appointment shall take effect on January 1, 2012, and shall continue for a term ending on December 31, 2015.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

APPOINTMENT - MARRIAGE OFFICER  
RESOLUTION #17

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

WHEREAS, Chapter 49 of the Laws of 1988 added a new Section 11-c to the New York Domestic Relations Law, empowering the governing body of any Village, Town or City to appoint one or more Marriage Officers and fix their compensation; and

WHEREAS, the Town Board of the Town of Yorktown, a duly constituted Town of the Suburban Class, deems it necessary and proper to create the position of Marriage Officer, possessing statutory authority to solemnize marriages within the Town;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of such Section 11-c of the Domestic Relations Law, Alice E. Roker, Town Clerk, is hereby appointed a Marriage Officer of the Town of Yorktown, and be it

FURTHER RESOLVED, that this appointment shall take effect on January 1, 2012, and shall continue for a term ending on December 31, 2015.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

SET SALARY OF EXECUTIVE ASSISTANT TO THE SUPERVISOR  
RESOLUTION #18

Upon motion made by Councilman Bianco, seconded by Councilman Murphy,

BE IT RESOLVED, that the Town Board of the Town of Yorktown hereby sets the annual salary of the Executive Assistant to the Supervisor at \$73,743.00.

Grace, Bianco, Murphy, Patel, Paganelli Voting AYE  
Resolutions adopted.

Supervisor Grace announced his personal appointments as follows:

Mary Capoccia as the Executive Assistant to the Supervisor.

Councilman Terrence Murphy as Deputy Supervisor to serve during the absence or inability of the Supervisor to act, or while the office of Supervisor is vacant, pursuant to Section 42 of the Town Law.

Supervisor Grace also appointed the following:

Liaison to ABACA:	
Liaison to the ALS Commission:	Councilman Murphy
Liaison to the Cable Committee:	Supervisor Grace
Liaison to Chamber of Commerce	Councilmen Murphy/Bianco
Liaison to the Community Housing Board:	Councilman Patel
Liaison to the Conservation Board:	Councilman Bianco

Liaison to the Fire Prevention Board:	Councilman Murphy
Liaison to Library Board of Trustees:	Councilman Patel
Liaison to the Open Space Committee:	Councilman Bianco
Liaison to Planning Board:	Councilmen Paganelli/Patel
Liaison to the Police Advisory Board:	Councilman Paganelli
Liaison to Recreation Commission:	Councilman Paganelli
Liaison to the Senior Advisory Committee:	Lisa Grace/Councilman Patel
Liaison to the Teen Advisory Committee:	Lisa Grace/Mary Capoccia
Liaison to the Tree Conservation Advisory Commission:	Councilman Bianco
Liaison to the Utilities Oversight Committee:	Councilman Patel
Liaison to the Zoning Board of Appeals:	Councilman Murphy

Liaison to School Districts:

Croton School District:	Councilman Patel
Lakeland School District:	Councilman Bianco
Ossining School District:	Deputy Town Clerk Quast
Yorktown Central School District:	Councilman Paganelli

COURTESY OF THE FLOOR

During Courtesy of the Floor, the following people addressed the members of the Town Board:

Mr. Gil Kaufman asked if the mileage rate resolution is used for an employee living out of town getting paid to come to work.

Supervisor Grace stated no, if you use your personal car for town business then you get a mileage allowance.

Mr. Gil Kaufman asked if the Jefferson Valley Owners Corp have a charter.

Councilman Bianco stated yes they do.

COURTESY OF THE FLOOR IS CLOSED

Councilman Murphy was sworn in as the Deputy Town Supervisor.

Councilman Murphy thanked Supervisor Grace for the appointment as the Deputy Town Supervisor.

Supervisor Grace stated that he is looking forward to working with all of the Town Board members.

Supervisor Grace thanked former Supervisor Susan Siegel for all her help with the transition and for all the work she did for the Town.

ADJOURN

Councilman Bianco moved, seconded by Councilman Murphy, to adjourn the Town Board meeting.

Diana L. Quast  
Deputy Town Clerk  
Town of Yorktown