

Work Session held by the Town Board, Town of Yorktown on  
November 22, 2011, held 363 Underhill Avenue, Yorktown Heights, New York 10598.

Present: Susan Siegel, Supervisor  
Nicholas J. Bianco, Councilman  
James J. Martorano, Councilman  
Terrence P. Murphy, Councilman  
Vishnu V. Patel, Councilman  
Diana L. Quast, Deputy Town Clerk

EXECUTIVE SESSION

Councilman Bianco motioned, seconded by Councilman Martorano, to move into Executive Session to discuss a grievance and vacation carry-over for specific individuals. Upon motion made by Councilman Martorano, seconded by Councilman Bianco, the Town Board moved into the work session.

WORK SESSION

Supervisor Susan Siegel called the meeting to order. Town Attorney Jeannette Koster, was also present.

APPROVE RESOLUTIONS FROM OCTOBER 11, 2011 AND OCTOBER 25, 2011  
RESOLUTION #583

Upon motion made by Supervisor Siegel, seconded by Councilman Bianco,

Resolved, that the Town Board Meeting Resolutions for October 11, and October 25, 2011 are approved by the Town Board.

Siegel, Bianco, Martorano, Murphy, Patel Voting AYE  
Resolution adopted.

Supervisor Siegel noted that these are the Resolutions of the Town Board meetings not the Town Board Minutes.

APPROVE EAGLE SCOUT PROJECT  
RESOLUTION #584

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

Resolved, that the Town Board approves the placement on town property on Quaker Church Road of a new replacement sign for the Amawalk Friends Meeting House, said sign to be constructed by an Eagle Scout.

Siegel, Bianco, Martorano, Murphy, Patel Voting AYE  
Resolution adopted.

## CROTON OVERLOOK SEQRA FINDINGS STATEMENT

Jody Cross, Esq. attorney for the applicant was present to discuss with the Town Board the Croton Overlook Findings Statement. Mr. TJ Muldoon stated that they would like to submit an Errata Sheet for the FEIS that corrects some discrepancies before going forward. They would then send it out tomorrow and have a ten day notice period. He asked that the Town Board adopt the Findings Statement before the Public Hearing on December 6, 2011.

Special Counsel Daniel Pozin explained that the Findings Statement had some numbers in it that did not carry over properly into the FEIS so they needed to be adjusted. The Errata Sheet corrects that and will need to be approved by the Town Board. TJ Muldoon, applicant stated that this will make the FEIS an accurate document which is what we are looking for. Tomorrow we will deliver 15 copies of the Final Findings Statement to the Town Clerk for distribution.

Supervisor Siegel stated that what we can do tonight is adopt the Errata Sheet as an addendum to the FEIS. Supervisor Siegel also spoke about the SEQRA fees that are due.

Supervisor Siegel stated that she will not vote on the zone change until all of the SEQRA fees have been paid.

Mr. Muldoon requested that the Town send him a full and complete list of the bills.

Director of Planning John Tegeder stated that we can go over it again and will give Mr. Muldoon a final bill.

Mr. Muldoon stated that he would like Special Counsel Daniel Pozin to stay on through the zone change process because he has been present through the entire project.

## ADOPT ERRATA SHEET FOR CROTON OVERLOOK RESOLUTION #585

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

Resolved, that the Town Board adopts an Errata Sheet for the previously submitted Croton Overlook FEIS and that the Errata Sheet is to be circulated to all interested parties.

Siegel, Bianco, Martorano, Murphy, Patel Voting AYE  
Resolution adopted.

## POLICE ISSUES

Chief of Police Daniel McMahon was present to discuss with the Town Board the School Resource Officer (SRO's) Contracts for 2012 and filling police officer vacancies.

Police Chief McMahon stated that he would like to have a plan in place should Cortlandt decide not to pay its share of the SRO program. The Board agreed to even the time out depending on the amount that is paid. Supervisor Siegel would like a negotiate contracts for the

School Resource Officers (SRO's) with all participating agencies for three years which will cover 2012, 2013 and 2014. The Town Board agreed.

Chief Daniel McMahon would like to call for the list for Police Officer.

Councilman Bianco asked how many budgeted openings are in the Police Department.

Chief Daniel McMahon stated there are two.

A majority of the Town Board were in favor of calling for the Westchester County list for Police officer.

### CAPITAL PROJECTS

Supervisor Siegel discuss with the Town Board a Capital Plan for projects that would span over a five (5) year period. She prioritized some of the projects and feels the Town Board should have a plan in place.

Acting Town Engineer Sharon Robinson spoke about projects that are needed in the Engineering Department.

Director of Planning John Tegeder stated that he has some projects that are not on the list and there are grants associated with these projects. He feels they should be included on the Capital Projects list.

Councilman Martorano stated that it is important that all projects are placed on the Capital Projects list for review by the next Town Board.

### APPROVE PURCHASE OF EMERGENCY SUBSCRIBER LIST FROM VERIZON RESOLUTION #586

Upon motion made by Councilman Patel, seconded by Councilman Martorano,

Whereas, the Town has entered into a contract with Jacosoft, LLC (dba Deltaalert) to provide Emergency Notification Services, and

Whereas, as part of the contract with Jacosoft, LLC, the Town also purchased a third party list of Yorktown residential and commercial land line phone numbers, and

Whereas, the commercial list included only approximately 18% of the likely land line phone numbers assigned to Yorktown,

Now therefore be it resolved, that in order to complement the existing list of phone numbers and to enhance the Town's Emergency Notification Services, the Supervisor is authorized to sign a three year contract with Verizon for the purchase of the company's more extensive 911 Emergency Subscriber List that currently includes 23, 736 Yorktown listings, said contract to include the purchase of the full list at a one time non-recurring fee of \$1,435.62 plus

weekly updates at a cost of \$6.55 per 10,000 listings, rounded up to 30,000 listings based on the current number of listings, subject to Town Attorney approval.

Siegel, Bianco, Martorano, Patel	Voting	AYE
Murphy	Voting	ABSTAIN

Resolution adopted.

BEAVER CONFERENCE FARM MONETARY GIFT

Supervisor Siegel discussed with the Town Board options for the use of a monetary gift from Beaver Conference Farm to the Town. The Town Board decided to place this gift in the Parks & Recreation Trust and Agency Fund. A resolution will be placed on the December 6, 2011 Town Board meeting agenda.

PURCHASE CARD POLICY

Supervisor Siegel stated that this stems from the New York State audit and is included in the Corrective Action Plan that was sent to the State. The policy will be placed on the December 6, 2011 Town Board meeting agenda.

STORM DEBRIS CLEAN UP

Councilman Bianco gave an update on the storm debris clean up and associated costs. Councilman Bianco and Councilman Murphy have been going out on the weekends and picking up storm debris from elderly residents throughout the Town. If

SCHEDULING OF SPECIAL MEETING

Supervisor Siegel would like to advertise for a special meeting on December 27, 2011.

Councilman Bianco stated that if there is something that needs the Town Board's immediate attention then we can schedule an emergency/special meeting.

ADVERTISE BIDS FOR ASBESTOS ABATEMENT OF HOLLAND SPORTING CLUB BUILDINGS

RESOLUTION #587

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

Sealed Bids will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York, until 3:00 P.M., on December 16, 2011 for the removal of asbestos and lead-based paint in selected buildings located at the Holland Sporting Club, 1683 Horton Road, Mohegan Lake, NY where the presence of such materials has been identified in the Pre-Demolition Asbestos Inspection and lead-Based Paint Inspection Report prepared by Geo-Environmental Co., Inc.

Bid Specifications may be obtained at the Office of the Town Clerk at said Town Hall.

The bidder assumes the risk of any delay in the mail or in the handling of mail by the employees of the Town of Yorktown. Whether sent by mail or means of personal delivery, the bidder assumes the responsibility for having bids in on the time and the place specified above.

The Town of Yorktown reserves the right to waive any informalities in the bids, to reject any or all bids and reserves the right to accept that bid which it deems most favorable to the interests of the Town of Yorktown.

If mailed, sealed proposals must be addressed in care of the Town Clerk at the above address.

Siegel, Bianco, Martorano, Murphy, Patel Voting AYE

Resolution adopted.

ADVERTISE BIDS FOR THE DEMOLITION OF HOLLAND SPORTING CLUB BUILDINGS

RESOLUTION #588

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

Sealed Bids will be received by the Town Clerk of the Town of Yorktown, Westchester County, New York, at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York, until 3:00 P.M., on December 16, 2011 for the demolition and removal of three buildings, six bungalows and one collapsed shed at the Holland Sporting Club, 1683 Horton Road, Mohegan Lake, NY

Bid Specifications may be obtained at the Office of the Town Clerk at said Town Hall.

The bidder assumes the risk of any delay in the mail or in the handling of mail by the employees of the Town of Yorktown. Whether sent by mail or means of personal delivery, the bidder assumes the responsibility for having bids in on the time and the place specified above.

The Town of Yorktown reserves the right to waive any informalities in the bids, to reject any or all bids and reserves the right to accept that bid which it deems most favorable to the interests of the Town of Yorktown.

If mailed, sealed proposals must be addressed in care of the Town Clerk at the above address.

Siegel, Bianco, Martorano, Murphy, Patel Voting AYE

Resolution adopted.

WHEELABRATOR AGREEMENT FOR SPECIAL WASTE DISPOSAL AT POLICE DEPARTMENT

RESOLUTION #589

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

RESOLVED, that the Supervisor is authorized to sign the Special Waste Disposal Agreement with Wheelabrator Westchester for Yorktown Police contraband disposal, at a rate of \$275 per ton with a one-ton minimum.

Siegel, Bianco, Martorano, Murphy, Patel Voting AYE  
Resolution adopted.

WATER QUALITY IMPROVEMENT PROGRAM RESOLUTION FOR DEC  
RESOLUTION #590

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

Resolution authorizing the items listed below pursuant to the Bond Acts enacted in 1965, 1972 and 1996 and the Environmental Protection Fund, as well as federal grant awards available for such projects.

WHEREAS, the Town of Yorktown herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law ("ECL") authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED BY the Town Board of the Town of Yorktown:

1. That Town Supervisor Susan Siegel, or such person's successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;
2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;
3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation
4. That this Resolution take effect immediately.

Siegel, Bianco, Martorano, Murphy, Patel Voting AYE  
Resolution adopted.

TOWN BOARD AGENDA  
DECEMBER 6, 2011

The Town Board discussed the December 6, 2011 Town Board meeting agenda which will be held at the Town Hall, 363 Underhill Avenue, Yorktown Heights, NY 10598. The televised meeting will begin at 7:30 P.M.

Councilman Bianco announced that Senator Ball will be hosting a Con Edison/NYSEG roundtable meeting at Yorktown Town Hall on November 29, 2011 beginning at 10 AM.

Councilman Martorano stated that he would like to help the seniors find a place to meet during the YCCC senior room renovations. The Town Board discussed some alternatives.

ADJOURN

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

Diana L. Quast  
Deputy Town Clerk  
Town of Yorktown