

TOWN BOARD AGENDA
TOWN OF YORKTOWN
JANUARY 5, 2016

PLACE:
TOWN HALL

TIME:
7:30pm

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. REPORT FROM SUPERVISOR MICHAEL GRACE
4. REPORTS FROM TOWN COUNCIL
5. PERSONNEL

- Appointments:

Maura Weissleder – Deputy Town Clerk

Town Clerk Diana L. Quast announces the appointment of Maura Weissleder as Deputy Town Clerk.

Patricia Caporale – Town Comptroller

RESOLVED, that Patricia Caporale be and is hereby reappointed to the position of Town Comptroller and shall have all the powers and perform all of the duties of the Town Comptroller not inconsistent with the law, at the pleasure of the Town Board or until the first day of January next succeeding the first biennial Town Election at an annual salary of \$100,618.00.

Barbara Korsak – Receiver of Taxes

RESOLVED, that Barbara A. Korsak be and is hereby reappointed Receiver of Taxes and shall have all the powers and perform all of the duties of the Receiver of Taxes not inconsistent with the law, at the pleasure of the Town Board or until the first day of January next succeeding the first biennial Town Election at an annual salary of \$81,044.00;

FURTHER RESOLVED, it shall not be a requirement of this appointment that the Receiver of Taxes reside in the Town of Yorktown.

John E. Doherty - Police Officer

BE IT RESOLVED, that John E Doherty of Yorktown Heights, New York is hereby appointed Police Officer in the Town of Yorktown Police Department effective January 6th, 2016 to be paid the contractual salary of \$50,804.00 annually,

BE IT RESOLVED, that this appointment is subject to a probationary period of not less than 12 nor more than 78 weeks, commencing on the first date of appointment on January 6th, 2016.

6. ADVERTISE PUBLIC HEARINGS

Request to amend Special Use Permit – Mobil Gas Station:

NOTICE IS HEREBY 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, 10598 on the 19th day of January, 2016 at 7:30 PM or as soon thereafter as the same can be heard, to consider the application received from Mobil Gas Station Convenience Store for an amendment to their Special Use Permit. The request is to approve the demolition of an existing 1000 square foot convenience store and the construction of a new 3000 square foot convenience store at the Mobil Gasoline Station located at 2035 Saw Mill River Road also known as Section 37.14, Parcel 2, Lot 51 on the Tax Map of the Town of Yorktown.

Request Wetlands/General Permit – Shrub Oak Community Association Park District:

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board, Town of Yorktown, Westchester County, New York on January 19, 2016 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, NY at 7:30 pm o'clock or as soon thereafter can be heard to consider the application received from the Shrub Oak Community Association Park District for a Wetlands/General Permit to add a herbicide application to Mountain Brook Pond located at the intersection of Mountain Brook Road and Ravine Street, Shrub Oak, NY 10588.

Request for Rezoning – RPG Properties – 3574 Lexington Avenue:

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board of the Town of Yorktown, New York, at Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598, on February 2, 2016 at 7:30 p.m., or as soon thereafter as the same can be heard, to consider a petition filed by RPG Properties, Inc. seeking a zoning map amendment and a proposed local law to amend the Town of Yorktown zoning map, as follows:

Section I. The Zoning Map of the Town of Yorktown, New York as established under Chapter 300 of the Code of the Town of Yorktown is hereby amended as follows:

The following lot on the Tax Map of the Town of Yorktown is rezoned from the R1-20 Zoning District to the R-3 zoning district:

Section 15.15, Parcel 1, Lot 22 (15.15-1-22) (approximately one acre)

Request to amend a Special use Permit – Northern Westchester Restorative Therapy and Nursing Home:

NOTICE IS HEREBY GIVEN that a public hearing will be reconvened by the Town Board, Town of Yorktown, Westchester County, New York at the Town Hall, 363 Underhill Avenue, Yorktown Heights, New York on the 2nd day of February, 2016 at 7:30 o'clock PM, or as soon thereafter as the same can be heard, to consider the application to amend a Special Use Permit to construct a parking lot for an additional 27 cars and to redesign an existing trash receptacle area at the Northern Westchester Restorative Care Center located on the East side of Lexington Avenue and known as Section 15.15, parcel 1, Lot 23 on the Tax Map of the Town of Yorktown.

7. RESOLUTIONS

Request of the Town Clerk - Renew Commercial Garbage Licenses for 2016:

AAA Carting & Rubbish Removal

RESOLVED, that AAA Carting & Rubbish Removal be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2016.

Sani-Pro Disposal Services Corp. d/b/a Suburban Carting

RESOLVED, that Sani-Pro Disposal Services Corp. d/b/a Suburban Carting be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2016.

Winters Brothers Hauling of Connecticut, LLC

RESOLVED, that Winters Brothers Hauling of Connecticut, LLC be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2016.

Better Carting Service, Inc.

RESOLVED, that Better Carting Service, Inc. be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2016.

Frontline Waste Management Corp.

RESOLVED, that Frontline Waste Management Corp. be and is hereby granted renewal of their Garbage License to service commercial properties in the Town of Yorktown for the year 2016.

Request from the Finance Department-Budget Transfer:

Be it resolved that the Comptroller is hereby authorized to transfer:

\$ 57,000.00	from	SW8310.495	Service to Others
\$ 25,000.00	from	SW9000.811	Retirement
\$ 13,000.00	from	SW8310.418.1	Computer Software
\$ 10,000.00	from	SW8310.498	Tax Refunds
\$ 15,000.00	from	SW8340.201	Equipment
\$ 14,000.00	from	SW9710.710.9802	1998B Bond Interest
\$ 16,000.00	from	SW8340.470.1	Diesel Fuel
\$150,000.00	to	SW8320.450	Water Purchase

For payment to Northern Westchester Water Works for invoices for Catskill / Amawalk December water usage

Request from Town Attorney-Sale of Tax Lien Foreclosures:

WHEREAS, The Town of Yorktown is the owner of three (3) properties located at the addresses listed below that were acquired by tax lien foreclosure, and the Town has

determined that said properties are not needed for Town use, and should therefore be sold; and

WHEREAS, a public auction was held on November 14, 2015 in Town Hall, 363 Underhill Avenue, Yorktown Heights, New York; and

WHEREAS, a bid was received for the three parcels of \$15,000.00 from Aleksandr Tikhomirov, an individual, and the Town Board has considered the bid in light of the condition of the property and has determined the bid to be a fair price;

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby accept the bid of Aleksandr Tikhomirov to purchase the following three properties, for the total amount of \$15,000 for all three; and be it further

RESOLVED, that the Town Attorney is hereby authorized to prepare and execute all documents necessary to effectuate the sale of the properties located at the addresses and Tax Map Numbers listed below, including quitclaim deeds, subject to the following conditions:

The Town will convey each parcel subject to any and all conditions, restrictions, zoning, actions of Town and/or building inspectors, etc. affecting the said parcel or premises and to such facts as would be disclosed by a survey and inspection; the Town further will make no warranty or representation as to the condition, dimensions, location or physical existence of the property described herein, or to the marketability of its title, and the purchaser will assume all risk thereof.

Auction Parcel No.	Sec/block/lot	Street Address	Bid Price	Buyer
1	16.09-1-5	3560 Fenimore Avenue		
2	16.09-1-6	1448 Crossways Road	\$ 15,000.00	Aleksandr Tikhomirov
3	16.09-1-12	(no number) Delaware Road		

8. ORGANIZATIONAL RESOLUTIONS:

SALARIES

RESOLUTION #

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

MILEAGE RATE

RESOLUTION #

RESOLVED, that the rate of .54 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.

BLANKET AUTHORITY/SIGN CONTRACTS
RESOLUTION #

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.

FISCAL REPORT FILING TO STATE COMPTROLLER
RESOLUTION #

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 one hundred twenty 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.

COMPTROLLER TO REFUND
CERTAIN CORRECTIONS OF ERROR
RESOLUTION #

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.

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

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 2016. The Parks and Recreation Department receives \$10,000 of this application for youth recreation, and the Police Department receives another \$10,000 for the Youth Officer.

AGREEMENT WITH NORWEST
RESOLUTION #

Authorize the Supervisor to sign an agreement with Nor-West for therapeutic recreational programs.

AGREEMENT WITH SPORTS CLUBS
RESOLUTION

Authorize the Supervisor to sign an agreement with the following Sports Clubs:

Shrub Oak Athletic Club
Yorktown Athletic Club
Mohansic Girls Basketball

AGREEMENT WITH SENIOR CLUBS

RESOLUTION #

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

APPOINTMENT MARRIAGE OFFICER

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, Diana L. Quast, Town Clerk, is hereby appointed a Marriage Officer of the Town of Yorktown, and be it

FURTHER RESOLVED, that said Town Clerk shall be paid \$75 as compensation for solemnizing marriages within the Town, which compensation shall be in addition to the compensation received as Town Clerk, and be it

FURTHER RESOLVED, that this appointment shall take effect on January 1, 2016, and shall continue for a term ending on December 31, 2019.

OFFICIAL NEWSPAPER

RESOLUTION #

RESOLVED, that the official newspapers for the Town of Yorktown is hereby designated to be The Yorktown News, and

BE IT FURTHER RESOLVED, that should a daily Newspaper be required, the Journal News is hereby designated.

DESIGNATED DEPOSITORIES

RESOLUTION #

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

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 the 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 Article 2, Section 10, 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

MEETING DATES

RESOLUTION #

RESOLVED, that the following meeting dates of this Town Board shall be as follows:

January 5
January 12
January 19
January 26
February 2
February 9

February 16
February 23
March 1
March 8
March 15
March 22
April 5 - Meeting will take place at the John C. Hart Library
April 12
April 26
May 3
May 10
May 17
May 24
June 7
June 14
June 28
July 5 - outdoor site, 6:00 p.m.
July 12
July 19
July 26
August 2 - outdoor site, 6:00 p.m.
August 9
September 6
September 20
September 27
October 4
October 18
October 25
November 1
November 9 (Budget Review)
November 10 (Budget Review)
November 15
November 22
December 6
December 13 (Budget Hearing)
December 20
December 30, and be it

FURTHER RESOLVED, that the Town Board meetings will begin at 6:45PM, with television coverage beginning at 7:30PM unless otherwise noted and be it

FURTHER RESOLVED, that the Town Board will hold its budget review with department heads during regular business hours on November 9 and 10, and be it

FURTHER RESOLVED, that the Town Board will hold its regular budget meeting at 6:00 PM on the following date: December 13, 2016 (Tuesday)

and be it,

FURTHER RESOLVED, the Town of Yorktown will hold its annual Record Management Inventory on February 18 and February 19, 2016.

DELEGATES/ASSOCIATION OF TOWNS MEETINGS
RESOLUTION #

RESOLVED, that _____ 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 2016, and be it

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

SUPERVISOR GRACE announced his personal appointments as follows:

Mary Capoccia as the Executive Assistant to the Supervisor.

_____ 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:
- Liaison to the Cable Committee:
- Liaison to Chamber of Commerce:
- Liaison to the Community Housing Board:
- Liaison to the Conservation Board:
- Liaison to the Fire Prevention Board:
- Liaison to Library Board of Trustees:
- Liaison to the Open Space Committee:
- Liaison to Planning Board:
- Liaison to the Police Advisory Board:
- Liaison to Recreation Commission:
- Liaison to the Senior Advisory Committee:
- Liaison to the Teen Advisory Committee:
- Liaison to the Tree Conservation Advisory Commission:
- Liaison to the Zoning Board of Appeals:
- Liaison to Landmarks Commission:

Liaison to School Districts:

- Croton School District:
- Lakeland School District:

Ossining School District:
Yorktown Central School District:

9. MONTHLY REPORTS
Receiver of Taxes – December 2015
10. COURTESY OF THE FLOOR
11. ADJOURN

Diana L. Quast, Town Clerk
Town of Yorktown

Dated: January 5, 2016