

FINAL TOWN BOARD AGENDA  
TOWN OF YORKTOWN  
April 4, 2017

PLACE:  
TOWN HALL

TIME:  
7:30pm

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

5. PUBLIC HEARING

**Reconvene Public Hearing on Proposed Local Law adding a new Chapter entitled Utility Poles**

Reconvene public hearing to consider adding a new Chapter to the Code of the Town of Yorktown entitled "UTILITY POLES" which would require that utilities that use Town highways, streets, roads and rights-of-way to promptly remove their plants, cables, lines, equipment, and terminals from old and damaged poles and to further require the prompt removal of double poles once all plants, cables, lines, equipment, and terminals have been removed.

6. RESOLUTIONS

**Approve Bid Extension for Uniform Cleaning Services for Police Department**

WHEREAS, bids for Uniform Cleaning Services for the Police Department were received and opened on April 15, 2016 and

WHEREAS, said bids were awarded to Rite Price Cleaners, the sole bidder; and

WHEREAS, said contract commenced April 17, 2017 and will expire April 16, 2018, and

WHEREAS, the town has the option to extend said bid for two additional years in one-year increments; and

THEREFORE BE IT RESOLVED, that the Uniform Cleaning Services Bid for the Police Department awarded to Rite Price Cleaners is hereby extended for one year, per the terms of the bid; and

FURTHER RESOLVED, the dates of the extension will be April 17, 2017 to April 16, 2018.

**Authorize Supervisor to sign an Intermunicipal Agreement with Westchester County for funding a portion of Vacuum Truck purchase**

BE IT RESOLVED that the Town Supervisor is authorized to sign the Intermunicipal Agreement with the County of Westchester for the funding of a portion of the eligible cost associated with the purchase of a vacuum truck.

**Authorize Supervisor and Town Attorney to sign a Bridge NY Local Project Agreement with NYS DOT for Culvert Replacement on Veterans Road**

BE IT RESOLVED that the Town Supervisor and the Town Attorney are authorized to sign the Bridge NY Local Project Agreement with the New York State Department of Transportation for the Culvert Replacement of Veterans Road over Hallocks Mill Brook.

**Authorize Supervisor and Town Attorney to sign a Bridge NY Local Project Agreement with NYS DOT for Bridge Replacement of Hill Blvd. Tributary to Barger Brook**

BE IT RESOLVED that the Town Supervisor and the Town Attorney are authorized to sign the Bridge NY Local Project Agreement with the New York State Department of Transportation for the Bridge Replacement of Hill Blvd over Tributary to Barger Brook.

**Authorize Supervisor to sign contract with Automated Control Logic, Inc. for alarm monitoring of HVAC System – John C. Hart Memorial Library**

RESOLVED, that the Town Supervisor is authorized to sign a contract with Automated Control Logic, Inc. for alarm monitoring of the HVAC systems in the John C. Hart Memorial Library for one year from April 14, 2017 to April 13, 2018, at the rate of \$185.50 per month, and for service calls at the hourly labor rates set forth on the price sheet attached to the proposal dated March 7, 2017.

**Authorize Supervisor to sign an agreement with NCourt**

BE IT RESOLVED that the Town Supervisor is authorized to sign an agreement with NCourt to provide the Yorktown Police Department with an electronic payment processing program.

**Authorize Supervisor to sign an agreement with Westchester County for Senior Programs Title IIC-1**

Resolved that the Town Board authorizes the Town Supervisor to sign an Agreement with Westchester County Department of Senior Programs and Services for Title IIC-1 in the amount of \$2,770, with an estimate of an additional \$11,140 (NSIP) Nutrition Services Incentive Program, and Title IIC-2 in the amount of \$47,799, with an estimate of an additional \$24,423 (NSIP). This is for the period January 1, 2017 through December 31, 2017.

**Authorize Supervisor to sign a revised agreement with Westchester County for Senior Programs for Direct Care Worker in the amount of \$11,356.00**

Resolved that the Town Board authorizes the Town Supervisor to sign a Revised Agreement with Westchester County Department of Senior Programs and Services for Direct Care Worker Agreement in the amount of \$11,356. The original amount was \$11,481. It was changed due to a clerical error. This is for the period 4/1/15 through March 31, 2017.

**Authorize Supervisor to sign a Regional Kitchen agreement with Town of Somers**

Resolved that the Town Board authorizes the Town Supervisor to sign a Regional Kitchen Agreement with The Town of Somers and Yorktown to prepare meals for the cost of \$4.00 per meal. This period is for January 1, 2017 through December 31, 2017.

**Authorize Supervisor to sign a Stormwater Maintenance Agreement with Urstadt Biddle Properties, Inc. for Staples Plaza Project**

WHEREAS:

1. The Applicant, Urstadt Biddle Properties, Inc. recently completed construction of the Staples Plaza Project located at 3333 Crompond Road, Yorktown Heights. There was a Stormwater Pollution Prevention Plan (SWPPP) in place to manage stormwater during the various construction activities. As part of the SWPPP, the Applicant was also required to implement post-construction stormwater collection and treatment devices. The Town wishes to execute a Stormwater Maintenance Agreement to memorialize the responsibilities of the Applicant for long term inspection and maintenance of these devices.
2. One of the requirements of the Stormwater Maintenance Agreement is for the Applicant to file an annual compliance report with the Engineering Department. The Town needs to track these measures as one of the conditions of our MS4 Town-wide Stormwater Management Program.
3. The agreement will be subject to the review and approval of the Town Attorney.

NOW, THEREFORE BE IT RESOLVED, that The Town Board authorizes the Town Supervisor to sign a Stormwater Maintenance Agreement with Urstadt Biddle Properties, Inc. for the Staples Plaza Project located at 3333 Crompond Road, Yorktown Heights.

**Authorize Comptroller to refund fifty percent (50%) of a Building Permit Fee to Solar City**

WHEREAS,

1. A building permit application for the subject property was filed with the Department on 3/1/2016. The permit fee of \$125 was paid on 3/7/2016 and

permit BP # 20160064 was subsequently issued on 3/17/2016. However the Applicant subsequently decided not to move forward with the work. A written notice of cancellation was received on 1/7/2017 as per the attached.

2. In accordance with the Town Code, Chapter 15 Building Construction Administration, Subchapter 15-16 Fees, Paragraph D, the Applicant is entitled to a 50% refund of the building permit fee paid if no work was started.
3. A follow-up inspection performed by Department personnel confirmed that no work has been performed on this project.

NOW, THEREFORE BE IT RESOLVED, that the Comptroller is authorized to refund 50% of the building permit fee in the amount of \$62.50 and remitted to Solar City, 203 Ridgewood Drive, Elmsford, NY 10523.

7. MONTHLY REPORTS  
Receiver of Taxes – March 2017
8. COURTESY OF THE FLOOR
9. ADJOURN

Dated: April 4, 2017

DIANA L. QUAST, RMC  
TOWN CLERK  
TOWN OF YORKTOWN

\*\*\* Agendas are Subject to Change\*\*\*

### **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.**

**UPCOMING PUBLIC HEARINGS, April 18, 2017**

**To consider the establishment of Hunterbrook Sewer District Extension No. 21**

On the 18<sup>th</sup> day of April, 2017, at 7:30 o'clock P.M., Prevailing Time, for the purpose of holding a public hearing to consider the establishment of the Sewer District Extension in said Town as described in the preambles hereof, to be known as Hunterbrook Sewer District Extension No. 21, and the improvements proposed therefor, and to consider the petition, map, plan and report filed in relation thereto, and to hear all persons interested in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises.

**To consider repealing in its entirety Chapter 178 “FRESHWATER WETLANDS” and replace with a new Chapter 178 ENTITLED “FRESHWATER WETLANDS PROTECTION ORDINANCE”**

NOTICE IS HEREBY GIVEN, that a public hearing will be convened by the Town Board, Town of Yorktown, Westchester County, New York at 363 Underhill Avenue, Yorktown Heights, New York 10598 on the 18th day of April, 2017 at 7:30 PM, or as soon thereafter as the same can be heard, to consider repealing in its entirety Chapter 178 of the Code of the Town of Yorktown entitled “FRESHWATER WETLANDS” and replacing with a new Chapter 178 entitled “FRESHWATER WETLANDS PROTECTION ORDINANCE”,