

Meeting of the Town Board, Town of Yorktown held on Tuesday, November 21, 2023 at Town Hall, 363 Underhill Avenue, Yorktown, NY 10598.

Present: Thomas P. Diana, Supervisor
Edward A. Lachterman, Councilman
Luciana Haughwout, Councilwoman
Mary Capoccia, Councilwoman

Also Present: Diana L. Quast, Town Clerk
Adam Rodriguez, Town Attorney

Absent: Sergio Esposito, Councilman

TOWN BOARD MEETING

Supervisor Thomas Diana called the meeting to order.

EXECUTIVE SESSION

Upon motion made by Councilman Lachterman, seconded by Councilwoman Capoccia, the Town Board moved into Executive Session to discuss personnel items and/or litigation matters with legal counsel. Upon motion made by Councilwoman Capoccia, seconded by Councilman Lachterman, the Town Board moved out of Executive Session and proceeded with the meeting.

PLEDGE OF ALLEGIANCE

Councilwoman Haughwout led the Pledge of Allegiance.

MOMENT OF SILENCE

Supervisor Diana asked for a moment of silence to remember all of our first responders: police, fire, ambulance, and EMTs who serve us on a daily basis. Supervisor Diana also asked to keep in our thoughts and prayers the members of the military who serve to protect our freedoms both here and overseas and defend our freedoms on a daily basis.

INTRODUCTIONS

Members of the Town Board introduced themselves, along with Town Clerk Diana Quast, Town Attorney Adam Rodriguez, and Highway Superintendent Dave Paganelli.

REPORTS FROM TOWN OFFICIALS

Councilwoman Capoccia announced changes in the garbage pickup due to the Thanksgiving holiday. She also announced the Toys for Tots collections that will be located at three locations in Town: John C. Hart Memorial Library, the Albert A. Capellini Cultural and Community Center, and in front of the Town Clerk's office in Town Hall. Councilwoman Capoccia congratulated members of the Town Board who won re-election, as well as re-elected Town Clerk Diana Quast, and newly elected Councilman Patrick Murphy. Councilwoman Capoccia said that she was thankful for having the opportunity to serve Yorktown residents as a member of the Town Board; she will be finishing her term this year.

Councilwoman Haughwout congratulated her husband for passing his national paramedic exam and thanked him for his service. She also welcomed Michelle Lent, a medical massage therapist, as a new business in Town. Councilwoman Haughwout wished everyone a thoughtful Thanksgiving.

Councilman Ed Lachterman announced the Turkey Drive the Yorktown Lions held; they delivered over 200 turkeys to those in need and thanked those who donated to the drive. He said they would be doing a spiral ham/turkey collection for the December holidays.

REPORT FROM THE HIGHWAY SUPERINTENDENT

Highway Superintendent Dave Paganelli spoke about closing of a portion of Old Crompond Road since July and said that the new structural engineer said that the structure integrity of the center of the bridge is substantial. He said that the current plan is to make the bridge one lane, barricade it off, and place two traffic lights to mitigate the traffic. Superintendent Paganelli said that he is hoping the center lane will be paved and the road opened by the end of next week. He also spoke of upcoming paving projects.

REPORT FROM TOWN SUPERVISOR

Supervisor Diana reported on recent events, including the following:

- Additionally, once that portion of Old Crompond Road opens, it will only be for passenger vehicles.
- Congratulated Maya Montalvo who just achieved the rank of Eagle Scout – her project was to refurbish a WWI canon and anchor located in front of the VFW. Supervisor Diana listed her other accomplishments.
- Senator Murphy’s Turkey Trot on November 23 from 8:30 to 10:00 a.m. and will begin at Front Street. Registration is online.
- His visit to the new Universal Pre-K at the French Hill School. Supervisor Diana said they have done a wonderful job setting up the classrooms and congratulated the YMCA who is running the program.
- He thanked everyone for their support during the recent election.

Councilman Lachterman said the Sons of the American Legion would not be doing their monthly fundraising breakfast next month because they will be doing a Veterans’ Luncheon on the third Sunday of the month - December 17. It is a free luncheon for the veteran and \$10 for any guests.

PROCLAMATION FOR NORMAN BUSSEL

Supervisor Diana read the following proclamation:

WHEREAS, Norman Bussel was born in Memphis, Tennessee on October 2, 1923 and currently lives in Mohegan Lake, New York, and

WHEREAS, during world war II, he served as a radio operator/gunner on a b-17 bomber. flying out of Rattlesden, England on April 29, 1944, he was shot down over Berlin with four of his crew losing their lives. He was interned in Stalag Luft IV at Grosstychow near the Baltic Sea, and

WHEREAS, in February 1945, as Russian troops advanced, he was among the POW’s the Germans moved by boxcar to a camp at Nuremberg to avoid liberation. as American forces closed in on Nuremberg, he was then moved to Moosburg, in Bavaria, and ultimately liberated by General Patton’s tank corps on April 29, 1945, and

WHEREAS, upon returning home, he attended Memphis state university on the GI bill and then joined the family supermarket business. in 1965, he entered the publishing field, becoming an editor at progressive grocer magazine and was later promoted to profit center manager. later, he joined supermarket business magazine as research director; and

WHEREAS, in 1980, he and his wife, Melanie, founded Melnor Publishing, Inc., providing the drug store industry with marketing information, and

WHEREAS, now retired, he has been active for more than 20 years in the Hudson Valley Chapter of American ex-prisoners of war (AXPOW) serving as trustee, adjutant, and commander. He has served in the N.Y. State Department of AXPOW as member of the finance committee and as a delegate to national conventions. Elected as a director on the Board of the AXPOW Service Foundation in March 2000, he was named vice president in September 2000 and elected president in 2003. He retired from the foundation in 2007 to concentrate on his writing, and

WHEREAS, his book, *My Private War—liberated body...captive mind*, was published in November 2008 by Pegasus Books, and

WHEREAS, in 2004, he and his wife became AXPOW National Service Officers and maintained office hours at the VA hospital in Montrose, N.Y. where they assisted former POW’s, their widows, and other veterans in filing claims for service-connected benefits; and

WHEREAS, on June 19, 2007, Norman Bussel was called to testify before the house veterans' affairs subcommittee on disability assistance and memorial affairs. He addressed legislation which would correct an inequity affecting POW widows whose husband’s passed away before September 30, 1999, and

WHEREAS, in September 2009, he was again called to testify before John Hall’s house

subcommittee on legislation which would make it easier for veterans to apply for PTSD benefits, and he was the keynote speaker at the drug enforcement agency's veterans' day observance in November 2009, and

WHEREAS, in 2010, he was appointed a member of the National POW Advisory Commission, a 12-member board which meets twice a year and reports directly to the Secretary of Veterans Affairs. his term expired in 2017, and

WHEREAS, on July 1, 2017, Norm was awarded the Legion d'honneur by the French Government for his WWII service,

NOW, THEREFORE BE IT RESOLVED, that I, Thomas P. Diana, Town Supervisor of the Town of Yorktown, and on behalf of the entire Town Board congratulate Norman Bussel on his 100th Birthday. This magnificent milestone is truly a cause for celebration and we are grateful for his selfless service to our nation during WWII and subsequent work for veterans' affairs.

TOWN BOARD ANNOUNCEMENTS

Councilwoman Capoccia announced that the Holiday Lights Parade will be held next Saturday, December 2 at 5:00 p.m. If you would like to enter, please visit the Parks & Recreation Department's webpage on the Town's website.

Supervisor Diana announced that the Shrub Oak Tree Lighting will be held on Saturday, December 9 (rain date December 10) at the J.C. Hart Memorial Library. There will be activities for the children, as well as a choir.

Parks and Recreation Superintendent James Martorano, Jr. spoke about some additions to the Holiday Lights Parade. He said that Perry Gusikoff, owner of Yorktown Auto Body, is putting on a small concert as part of the pre-event to the parade. It will be from 2:00-4:30 p.m. on Front Street. Front Street will be closed from Underhill Avenue to Richard Place. Access to businesses will be from Moseman Avenue. It was also announced that there will be a menorah lighting on December 10 at 4:00 p.m. at the track/gazebo at the Jack DeVito Veterans Memorial Field.

POET LAUREATE

Poet Laureate John McMullen read a poem, "This Old House" from his newly published autobiographical book of poetry

OPEN FLOOR FOR PUBLIC COMMENT

The following members of the public spoke:

- Jay Kopstein, resident, spoke about campaign contributions received by both parties, so one should not be hypocritical.
- Walt and Jane Daniels, residents and members of the New York Trail Conference, thanked the Board for working on the proposed ATV law, although he feels the draft has confusing terminology. He said that state law refers to "self-propelled vehicles" and that this means pedaled and/or motor driven. The names of vehicle types are not well defined, which are generally defined by the manufacturer. Mr. Daniels said most confusing are the electric bikes and mini bikes, which have separate laws that apply to them. Mr. Daniels spoke about the legal differences between them. Jane Daniels said the word "unregistered" in the proposed law does not distinguish between whether a vehicle is required to be registered or whether registration is not current. She suggested using the word "unregistrate-able" for vehicles that cannot be registered. Ms. Daniels then gave her suggestions to the proposed local law.
- Susan Siegel, resident and president of the Yorktown Trail Town Committee, commented on what Mr. & Mrs. Daniels said about the proposed ATV law. She said that the Trail Town Committee submitted their comments on the draft legislation. She said that they feel that ATVs need to be separated from E-Bikes. If both are a problem, they need to be addressed separately and the regulations for both should not be the same. Ms. Siegel also said that the state law does regulate ATVs, which should be made clear in the local law, and does allow the Town to add a permit requirement for ATVS that should be considered as it would give the Town more control. She urged the Town Board to give the Committee's suggestions consideration and thanked the Board for their work on resolving this issue.

- Dan Strauss, resident, said that the ATV situation was brought to the Town Board’s attention by Jane and Walt Daniels two and half years ago and it is sad that it has taken this long to resolve. He read an email that he sent to the Town Board on September 25, 2023 regarding some thoughts he had about the ATV incident that occurred in Town. He said that it was his opinion that not much would be done regarding punishment of the perpetrators. He said that he doubted that code enforcement would be enforced and was concerned another incident would result in a death.
- Sarah Wilson, resident, announced an upcoming Yorktown 100 and Federated Conservationists of Westchester County hosted event: a pub talk about climate change being held at the Mohansic Grille & Lounge on December 3 in two sessions; 3:30-5:00 p.m. and 5:30-7:00 p.m. The pub talk is free to attend. Information may be found on the Town’s community calendar.

Upon motion made by Councilman Lachterman, seconded by Councilwoman Capoccia, Open Floor for Public Comment was closed.

Town Attorney Adam Rodriguez addressed comments made regarding the proposed ATV local law. He said that they have compiled information and have been in contact with an advocacy group in the state that is pushing other legislation in order to make this a more collaborative effort. He said that all comments would be reviewed and considered.

Supervisor Diana assured the public that this is a law that the Board is taking very seriously. They want to make sure that they cover as much as they can so that the police can enforce the law and that consequences will take place if the law is broken.

Other members of the Town Board also commented on the proposed local law regarding ATVs. Councilman Lachterman cautioned that an amendment of a local law is a long process and patience is required in order to make the law as comprehensive as possible. Councilwoman Haughwout said that everyone must be accountable when purchasing these types of vehicles and take all safety measures.

APPOINT EDUARDO HERNANDEZ TO MOTOR EQUIPMENT OPERATOR – HIGHWAY DEPARTMENT
RESOLUTION #558

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Be It Resolved, that Eduardo Hernandez of Brewster, NY, is hereby appointed temporary to the civil service title, Motor Equipment Operator, job class code 0427-02, within the Highway Department, effective November 22, 2023 to be paid from Yorktown CSEA Salary Schedule A, Group 10, Step 1 which is \$57,300.00 annually.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

APPOINT CARLA ESPOSITO TO TEMPORARY OFFICE ASSISTANT (AUTOMATED SYSTEMS) – BUILDING DEPARTMENT
RESOLUTION #559

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout, Be It

Resolved, that Carla Esposito of Yorktown Heights, NY, is hereby appointed temporary Office Assistant (auto systems) job class code 0750-01, effective December 11, 2023 to be paid from Yorktown CSEA Salary Schedule A1, Group 8, Step 2 which is \$59,317.00 annually.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

APPOINT OLIVIA KIM TO LIBRARIAN I – JOHN C. HART MEMORIAL LIBRARY
RESOLUTION #560

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Be It Resolved, that Olivia Kim of Croton On Hudson, NY, is hereby appointed to the civil service title, Librarian I, Children’s Services, job class code 0216-01, from Eligible List No. 62-715, Certification #000035445, at the John C. Hart Memorial Library to be paid from Yorktown CSEA Salary Schedule A-1, Group 11, Step 3 which is \$75,426.00 annually with benefits, such as sick days, personal days, and floating holidays to follow the CSEA agreement; and

Be It Resolved, contingent upon successful completion of a drug test; and

Be It Resolved, that Olivia Kim will report to work at the John C. Hart Memorial Library on January 3, 2024 and this date will be used as the first date of employment; now

Be It Further Resolved, that this appointment is subject to a probationary period of not less than 12 nor more than 52 weeks, commencing on the first date of appointment on January 3, 2024.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

APPOINT FERNANDO DENIS TO POLICE OFFICER – YORKTOWN POLICE DEPARTMENT
RESOLUTION #561

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Be It Resolved, that Fernando Denis is hereby appointed Police Officer in the Town of Yorktown effective December 4, 2023 to be paid \$61,202.00 annually; and

Be It Resolved, contingent upon successful completion of a medical and psychological examination; and

Be It Further Resolved, that this appointment is subject to a probationary period of not less than 12 nor more than 52 weeks, commencing on the first date of appointment on December 4, 2023.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

APPROVE 2023 VACATION BUY BACKS FOR DEPARTMENT HEADS
RESOLUTION #562

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Whereas, the Town Board on December 18, 2012 adopted a resolution clarifying the benefits provided to department heads and other managerial and professional employees holding office titles not covered by the Town’s CSEA contract; and

Whereas, the Town Board wishes to provide certain additional benefits to the Managerial Employees, as permitted pursuant to General Municipal Law 92(1); and

Whereas, at the option of the Managerial Employee, they may buy back the cash equivalent of up to five (5) days of their unused vacation leave balance at any time in a calendar year by written notice to the Town Board and Town Comptroller at least two (2) weeks before the date of requested disbursement, but not later than December 15; and

Whereas, the Comptroller has confirmed the available balances; now

Therefore Be It Resolved, the Town Board approves the following Managerial Employees vacation buyouts:

First	Last	Vacation Buyback Hours Requested
Daniel	Ciarcia	35
Barbara	Korsak	35
John	Landi	35
James	Martorano, Jr.	35
Sandrine	Nseng	35
Noreen	O’Driscoll	35
Kim	Penner	35

Maria	Ricci	35
Yolanda	Vazquez	35
Maura	Weissleder	35

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE RENTAL AND OVERTIME FEES TO BE WAIVED AT THE NUTRITION CENTER FOR THE CHABAD OF YORKTOWN RESOLUTION #563

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that at the request of Chabad of Yorktown, the Town Board hereby authorizes the use of the Nutrition Center at the Albert A. Capellini Community & Cultural Center for 3.5 hours on Sunday, December 10, 2023. The Town Board waives the rental and overtime fees of \$399.00.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE SUPERVISOR TO EXECUTE 15-YEAR PILOT AGREEMENT WITH HB STEEL COMMUNITY SOLAR LLC RESOLUTION #564

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, the Town Supervisor is authorized to execute a 15-year PILOT agreement with HB Steel Community Solar LLC, for a solar energy system, beginning at \$11,100.00 per year, for the property located at 500 Croton Avenue and known on the assessment roll as Section 46.08 Block 1 Lot 1.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE SUPERVISOR TO SIGN AGREEMENT WITH O’CONNOR DAVIES, LLP FOR ADDITIONAL SERVICES RELATED TO AUDIT TIME AND RELATED MEETINGS RESOLUTION #565

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that the Town Supervisor is authorized to sign an agreement with O’Connor Davies, LLP, 500 Mamaroneck Avenue, Suite 301, Harrison, NY 10528 to provide additional services related to audit time and related meetings in regards to the 2022 Audited Financial Statements to implement the GASB 87 Lease accounting changes and oversee Debtbook; and

Be It Further Resolved, the Town Comptroller is hereby authorized to process the following budget transfer:

From:		
A.1002	General Fund – Fund Balance	\$14,485.00
To:		
A.1320.440	Audit Expenses	\$14,485.00

to pay O’Connor Davies for the invoice related to the 2022 Additional Services for GASB87 – Leases.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE COMPTROLLER TO ESTABLISH CAPITAL PROJECT HE2 – OLD CROMPOND ROAD CULVERT RESOLUTION #566

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that the Town Comptroller is hereby authorized to establish the following capital project:

HE2

Old Crompond Road Culvert

Be It Further Resolved, that the Town Comptroller is authorized to process the following budget transfer to fund the beginning phase of Engineering/Highway cost to repair/replace Old Crompond Road Culvert:

From: A.1002	Fund Balance	\$150,000.00
To: HE2.5031	Old Crompond Road Culvert	\$150,000.00

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE COMPTROLLER TO PROCESS BUDGET TRANSFER FOR THE REPAIR OF STREET LIGHTS – HIGHWAY DEPARTMENT RESOLUTION #567

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that the Town Comptroller is authorized to process the following budget transfer:

From: A.1002	General Fund	\$6,978.50
To: A.5182.418	Street & Traffic Light	\$6,978.50

for the repair of street lights within the Town of Yorktown.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

APPROVE RELEASE OF STREET OPENING PERMIT – 1592 MORNINGVIEW RESOLUTION #568

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that a representative of the Highway Department has inspected the following site and found the work to be completed satisfactorily. Upon recommendation of the Highway Superintendent the Town Comptroller is authorized to release the following Street Opening Permit:

<u>Type of Permit</u>	<u>Permit #</u>	<u>Amount</u>	<u>Location</u>
Street Opening	002-010	\$2,000.00	1592 Morningview

Refund to: Derek A. Gilbert, Landscaping Inc., POB 336, Shrub Oak, NY 10588.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE COMPTROLLER TO PROCESS BUDGET TRANSFER FOR PAYMENT OF RENTAL SAFETY FENCING AT PATRIOT PARK RESOLUTION #569

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that the Town Comptroller is authorized to process the following budget transfer for payment of rental safety fencing at Patriot Park:

From: A1220.101	Supervisor – Salaries	\$5,420.04
To: A.7110.416	Parks – Ground Maintenance	\$5,420.04

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE AUCTION OF OBSOLETE ITEMS FOR THE PARKS AND RECREATION DEPARTMENT
RESOLUTION #570

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Whereas, the Town of Yorktown has found that the following items are obsolete and no longer needed for use by the Town of Yorktown; now

Therefore Be It Resolved, that the Parks and Recreation Department recommends to the Town Board that the below listed items be deemed obsolete and sold at auction by Absolute Auctions & Realty, Inc:

- Air Quality Meters
- (2) Diving Boards
- Bubblers & Fountain
- Dewalt Power Tools
- Power Washer
- Cart
- Leaf Sucker
- Scaffolding
- Dryloc Paint
- Confined Space Tripod
- Halogen Lights

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE COMPTROLLER TO REFUND A 2023/2024 TAX FIRST HALF PENALTY
RESOLUTION #571

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that the following 2023/2024 First Half Penalty be refunded to account No. 3635000 in the amount of \$195.78. (Postmarked on time)

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE PURCHASE OF A 2024 AWD TOYOTA SIENNA LE HYBRID MINI-VAN FOR THE SENIOR SERVICES DEPARTMENT
RESOLUTION #572

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, the Senior Services Department is authorized to purchase a 2024 AWD Toyota Sienna, LE Hybrid mini-van from Hudson Toyota under Westchester County Contract WC-23373 for \$38,884.00 for the vehicle with an additional \$1,906.00 for AWD. Also in addition, an upgrade for \$980.00 for vinyl seats for easier maintenance will be done, non-contract; and

Be It Further Resolved, that the total vehicle cost is \$41,770.00, with the monies being reimbursed from Westchester County Grant CMC6 and HDC6 after delivery; and

Be It Further Resolved, that the Town Comptroller is authorized to process the following budget transfer:

From: A.1002	General Fund	\$41,770.00
To: A.6772.202	2024 AWD Toyota Sienna, LE Hybrid mini-van	\$41,770.00

for the purchase of the above-referenced vehicle from Hudson Toyota.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE EROSION CONTROL BOND RELEASE TO TEO SIGUENZA ARCHITECT, PLLC (APPLICANT – POWERS)
RESOLUTION #573

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Whereas, Teo Siguenza Architect, PLLC, as applicant for Powers, posted check #125 in the amount of \$750.00, which was deposited to the T33 account on September 21, 2022, to serve as the Erosion Control Bond; and

Whereas, the applicants have requested their money be released as the project is complete; and

Whereas, the Town Engineer has informed the Town Board that the monies may be released; now

Therefore Be It Resolved, that the above referenced bond be released to Teo Siguenza Architect, PLLC, 460 Old Post Road, Bedford, NY 10506.

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE COMPTROLLER TO PROCESS BUDGET TRANSFER FOR THE YORKTOWN WATER POLLUTION CONTROL PLANT
RESOLUTION #574

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that the Town Comptroller is authorized to process the following budget transfer:

From: YS.1002	Yorktown Water Pollution Control Plant Fund Balance	\$34,590.00
To: YS.8130.0460.0003	Maintenance and Repair DEP	\$34,590.00

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE COMPTROLLER TO PROCESS BUDGET TRANSFER FOR WATER DEPARTMENT
RESOLUTION #575

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Resolved, that the Town Comptroller is hereby authorized to process the following budget transfer:

From: SW.8340.0490	Water – Professional Services	\$15,000.00
To: SW.8340.0403	Water – Materials & Supplies	\$15,000.00

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

AUTHORIZE CHANGE ORDER AND BUDGET TRANSFER FOR WATER METER PROJECT
RESOLUTION #576

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout,

Whereas, in 2022 approximately half of the old residential water meters throughout the Town of Yorktown were replaced with smart meters; and

Whereas, it was the intention of the Yorktown Water District to replace the remaining old Sensus residential water meters with new Sensus residential smart meters; and

Whereas, on September 28, 2022 the Town entered into an agreement with Core & Main, the sole authorized distributor of the Sensus residential smart meters, to supply and install the remaining Sensus residential smart meters throughout the water district; and

Whereas, the original agreement was for an estimated amount of 4,500 meters for a total cost of \$1,811,683.62; and

Whereas, during the installations Core & Main found that more 1” meters were needed so the Water District returned 100 5/8”x3/4” meters and accepted 100 1” for a difference in material price of \$6,687.00; and

Whereas, it was also found that locations were missing touch pads that were required to retrofit the new radios to the meter that were not originally in the scope of work and were supplied at a total cost of \$1,299.80; and

Whereas, it is now estimated that the Town will require an extra 550 5/8”x3/4” water meters, radios, and labor to install them in order to complete the meter project for an additional cost of \$217,822.00; and

Whereas, the Water Distribution Superintendent requests that the Town Supervisor sign a Change Order totaling \$225,808.80 to be attached to the meter project agreement with Core & Main for additional 1” meters purchased, touch pads purchased that were not in the original scope of work, and for the purchase and installation of an extra 550 meters; and

Therefore Be It Resolved, that upon the Water Distribution Superintendent’s recommendation, the Town Supervisor is authorized to sign a Change Order to be attached to the meter project agreement with Core & Main; now

Be It Further Resolved, that the Town Comptroller is hereby authorized to process the following budget transfer:

From: A.1002	ARPA Fund	\$225,808.80
To: HM.8340.0210	Meter Project Line	\$225,808.80

Diana, Lachterman, Haughwout, Capoccia Voting Aye
Resolution adopted.

ADJOURN

Upon motion made by Councilman Lachterman, seconded by Councilwoman Haughwout, the Town Board meeting was adjourned.

DIANA L. QUAST, TOWN CLERK
MASTER MUNICIPAL CLERK
TOWN OF YORKTOWN