

Work Session held by the Town Board, Town of Yorktown on July 26, 2011. Yorktown Town Hall, 363 Underhill Avenue, Yorktown Heights, New York 10598.

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

Absent: James J. Martorano, Councilman

EXECUTIVE SESSION

Upon motion made by Councilman Bianco, seconded by Councilman Murphy, to move into Executive Session to discuss Tax Certiorari Settlements and Personnel. Upon motion made by Councilman Murphy, 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 and Director of Planning John Tegeder were also present.

APPOINT POLICE OFFICER

LAUREN RODRIGUEZ

RESOLUTION #372

Upon Motion by Councilman Bianco, Seconded by Councilman Murphy,

BE IT RESOLVED, that Lauren Rodriguez of Yorktown, New York is hereby appointed Police Officer in the Town of Yorktown Police Department from Eligible List No. 60-006 effective August 1, 2011 to be paid the contractual salary of \$36,190.00 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 August 1, 2011,

BE IT FURTHER RESOLVED, that this appointment is contingent upon successful completion of the required medical, background investigation and Westchester County Department of Human Resources approval.

Siegel, Bianco, Murphy, Patel Voting Aye
Resolution adopted.

APPROVE RESOLUTIONS FROM JULY 12, 2011 MEETING

RESOLUTION #373

Upon Motion by Councilman Patel, Seconded by Councilman Bianco,

Resolved, that the Town Board Meeting Resolutions for July 12, 2011 are approved by the Town Board.

Siegel, Bianco, Murphy, Patel Voting Aye
Resolution adopted.

EVENT AT DEVITO FIELD

Councilman Murphy stated that Matt Slater was here from Assemblyman Stephen Katz Office. Mr. Slater explained that Assemblyman Katz will be Co-Sponsoring this event with the D’Amato’s. The Event “To Write Love on Her Arms Event with Young Yorktown Advocates United at Devito Field on September 24, 2011.” The Town Board thanked Assemblyman Katz and the D’Amato’s for Co-Sponsoring this event.

SIDEWALK SNOW REMOVAL

Director of Planning John Tegeder and Town Attorney Jeannette Koster discussed with the Town Board creating Sidewalk Snow Removal Districts throughout the Town. The Town Board decided to move forward and discuss this at another work session.

HOUSING SET ASIDE

Ken Belfer, Chair of the Community Housing Board was present to discuss with the Town Board the proposed Local Law regarding Housing Set Aside. Changes were made to Draft #4 of the proposed law. The Town Board decided to review the new draft at the August 9, 2011 Town Board work session.

DRAINAGE ISSUES

Highway Superintendent Eric DiBartolo was present to discuss drainage issues with the Town Board. A majority of the Town Board agreed to move forward with drainage projects in areas that are causing damage to resident’s homes.

TRANSFER \$16,000 FROM THE GENERAL FUND RESERVE TO HIGHWAY BUDGET LINE D5110.479 FOR WAVERLY ROAD DRAINAGE PROJECT RESOLUTION #374

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

RESOLVED, the Town Board approves the transfer of \$16,000 from the General Fund Reserve to Highway Budget Line D5110.479 for the Waverly Road drainage project.

Bianco, Murphy, Patel Voting Aye
Siegel Voting Nay
Resolution adopted.

TRANSFER \$25,000 FROM HIGHWAY RESERVE FUND LINE TO HIGHWAY LINE D5110.403 RESOLUTION #375

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

RESOLVED, the Town Board approves the transfer of \$25,000 from Highway Reserve line to Highway D5110.403 line.

Bianco, Murphy, Patel Voting Aye
Siegel Voting Nay
Resolution adopted.

WOOD STREET 5-TON WEIGHT LIMITATION

Supervisor Siegel discussed with the Town Board a proposed Local Law that would create a 5-Ton Weight Limitation on Wood Street. The Town Board agreed to hold a public hearing on this proposed local Law in September.

REFERRAL
DONATION OF LAND
RESOLUTION #376

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

RESOLVED, that the Town Board hereby refers the parcel located at 3320 Lake Shore Drive, having tax map section/block/lot number 15.20-2-7, to the Advisory Committee on Open Space, for a report and recommendation as to whether the Town should take title to said parcel.

Siegel, Bianco, Murphy, Patel Voting Aye
Resolution adopted.

ILLINGTON ROAD PARCEL

The Town Board discussed a request to sell Town-owned property located on the corner of Route 134 and Illington Road. Councilman Murphy stated that the Town should sell this property.

Mr. Paul Moskowitz, member of the Open Space Committee read a letter from the Open Space Committee that stated the Town should keep this property for several reasons. A copy of this letter is on file in the Town Clerk's Office.

Councilman Bianco stated that the Town should not be selling Town-owned property it should be preserving open space. He would also like to verify with the Town Assessor, what the value of the property is.

The Town Board agreed to check with the Assessor on the value of the property and discuss this at the August 9, 2011 Town Board work session.

PROCUREMENT POLICY

Supervisor Siegel outlined changes to the Procurement policy. The Town Board agreed to place this on the August 2, 2011 Town Board agenda.

AMEND RESOLUTION #369 OF 2011 REGARDING SPECIAL USE PERMIT FOR CORNER CARE CAR
RESOLUTION #377

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

Resolved, that Resolution Number 369 of 2011 is hereby amended by deleting:

“Therefore be it resolved that the Special Use Permit for Competition Auto, Inc., d/b/a Corner Car Care is hereby renewed subject to the following conditions:

1. That the boat presently being stored on the property be removed
2. That no more than ten (10) motor vehicles be allowed be to be stored on the property
3. That all illegal signs, banners and flags be removed from the property.”

Siegel, Bianco, Murphy, Patel Voting Aye
Resolution adopted.

AMEND RESOLUTION #348 OF 2011 REGARDING AKF ENGINEERING, LLC FOR REVIEW OF T-MOBILE CELL TOWER APPLICATION
RESOLUTION #378

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

Resolution Number 348 of 2011 is hereby amended by deleting “AKF Technologies, LLC” in all places where it appears and replacing with it with “AKF Engineering, LLP.”

Siegel, Bianco, Murphy, Patel Voting Aye
Resolution adopted.

APPROVE STIPULATION AGREEMENT AND RELEASE AND ACCEPT
RESIGNATION OF POLICE OFFICER
RESOLUTION #379

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

BE IT RESOLVED, that the Town Board hereby ratifies and approves the Stipulation of Agreement and Release (“the Stipulation”) between the Town of Yorktown and Claudine Rosenbergen dated July 26, 2011 and authorizes the Town Supervisor to execute the Stipulation on its behalf; and

BE IT FURTHER RESOLVED, that the Town Board formally accepts Officer Claudine Rosenbergen’s irrevocable letter of resignation, effective upon the close of business on August 12, 2011.

Siegel, Bianco, Murphy, Patel Voting Aye
Resolution adopted.

STANDARDIZE REFUSE PACKER TRUCKS IN THE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION DEPARTMENT
RESOLUTION #380

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

WHEREAS, the Town of Yorktown has historically purchased refuse packer trucks that have Mack brand chassis and Leach brand rear loading bodies and Town currently has at least five refuse packer trucks that all have Mack brand chassis and Leach brand rear loading bodies; and

WHEREAS, all Environmental Conservation refuse removal staff and mechanics have been trained to operate, maintain and repair refuse packer trucks that have Mack brand chassis and Leach brand rear loading bodies; and

WHEREAS, the Town owns parts for Leach brand rear loading bodies;

NOW THEREFORE BE IT RESOLVED, that the Town of Yorktown determines it is necessary for efficiency for refuse packer trucks (chassis and loading bodies) purchased and used by the Environmental Conservation Department for the Town of Yorktown Special Refuse District to be a standardized model comprised of Mack chassis and Leach rear loading bodies.

Siegel, Bianco, Murphy, Patel Voting Aye
Resolution adopted.

TOWN BOARD AGENDA – August 2, 2011

The Town Board discussed the August 2, 2011 Town Board meeting agenda which will be held at Shrub Oak Memorial Park, 3800 Sunnyside Street, Shrub oak, NY 10588. The meeting will begin at 6:00 P.M.

ADJOURN

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

Diana L. Quast
Deputy Town Clerk
Town of Yorktown