



# Town of Yorktown

Office of the Town Clerk  
Diana L. Quast



## FINAL TOWN BOARD MEETING AGENDA

July 2, 2024

Spadaccia Meeting Room

363 Underhill Avenue, Yorktown, NY 10598

### 6:30 PM EXECUTIVE SESSION

The Town Board may move into Executive Session to discuss personnel and/or litigation matters.

### 7:30 PM TOWN BOARD MEETING

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. MOMENT OF SILENCE
4. INTRODUCTIONS
5. REPORT FROM SUPERVISOR EDWARD LACHTERMAN
6. REPORTS FROM TOWN OFFICIALS
7. POET LAUREATE  
John McMullen
8. PERSONNEL

#### **Accept the resignation letter received from Gordon Fine from the Zoning Board of Appeals**

Resolved, that the Town Board accepts the resignation letter received from Gordon Fine from the Zoning Board of Appeals, with many thanks for his 29 years of service to the Town, effective July 25, 2024.

#### **Accept the resignation letter received from Deanna Peterson from her position as Recreation Assistant in the Parks and Recreation Department**

Resolved, that the Town Board accepts the resignation received from Deanna Peterson from her position as a Recreation Assistant in the Parks and Recreation Department effective June 26, 2024.

**Appoint Lisa Rodriguez as a member of the Conservation Board**

Resolved, that Lisa Rodriguez is hereby appointed as a member of the Conservation Board for a term to expire on December 31, 2026.

9. **DISCUSSION ITEM**

Pet Care Facilities Legislation

10. **COURTESY OF THE FLOOR**

11. **RESOLUTIONS**

From the Building Department

**Authorize Building Department to purchase one (1) Used Ford F150 Truck from Westchester Auto Exchange for a bid proposal amount of \$48,850.00**

WHEREAS, invitation to bid for one (1) Used Vehicle Purchase for the Building Department was duly advertised, and

WHEREAS, said bid was received and opened at 11: 00 AM on the 26<sup>th</sup> day of June, 2024; now

Therefore Be It Resolved, that upon recommendation of the Building Inspector, the bid be awarded to Westchester Auto Exchange, 2311 Crompond Road, Cortlandt Manor, NY 10567, the only bidder; and

Now, Therefore Be It Further Resolved, that the Town Board hereby authorizes the Yorktown Building Department to purchase one (1) Used Ford F150 Truck from Westchester Auto Exchange, 2311 Crompond Road, Cortlandt Manor, NY 10567 at a bid proposal amount of \$48,850.00.

**Authorize Comptroller to process the following Budget Transfer for the Building Department**

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

From: A.1002 General Fund – Fund Balance	\$48,850.00
(to be funded by ARPA)	
To: A.3620.210 Building Dept - Vehicle	\$48,850.00

for the payment to Westchester Auto Exchange for the purchase of a used 2023 Ford F150 truck with 25,213 miles according to the bid proposal for (1) Used Vehicle Purchase for the Building Department awarded in the amount of \$48,850.00.

**Authorize Supervisor to enter into a Professional Consultant Plan Review Services agreement with LaBella Associates for plan review associated with the Underhill Farm Project**

WHEREAS, the Building Department is seeking to enter into an agreement with LaBella Associates to provide professional consulting services for plan review associated with the 117,000 square foot Underhill Farm Apartment project located at 370 Underhill Ave for a proposed estimated fee up to \$14,500.00.

WHEREAS, the cost will be funded through fees collected by the developer Unicorn Contracting Corp.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign an agreement with LaBella Associates for professional consultant plan review services for the Building Department's Underhill Farm project proposed estimated fee up to \$14,500.00,

**Authorize Supervisor to enter into a Professional Consultant Plan Review Services agreement with LaBella Associates for plan review associated with the Garden Lane Apartment Project**

WHEREAS, the Building department is seeking to enter into an agreement with LaBella Associates to provide professional consulting services for plan review associated with the 31,000 square foot Garden Lane Apartment project located at 3848 Old Crompond Rd, Yorktown, NY for a proposed estimated fee up to \$8,500.

WHEREAS, the cost will be funded through fees collected by the developer Garden Lane Development LLC.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Town Supervisor to sign an agreement with LaBella Associates for professional consultant plan review services for the Building Department's Garden Lane Apartment project proposed estimated fee up to \$8,500.00

From the Highway Department

**Authorize Comptroller to release Street Opening Permit #023-008 in the amount of \$8,500.00 for work done at 2293 Haymaker Drive, Yorktown, NY 10598**

Whereas, a representative of the Highway Department has inspected the following site and found the work to be completed satisfactorily, now

Be It Resolved, that the Comptroller is authorized to release a Street Opening Permit #023-008 in the amount of \$8,500.00 to Beth and Kevin Ryan for work done at 2293 Haymaker Drive, Yorktown, NY 10598.

**Extend Pavement Marking Bid for the Highway Department**

WHEREAS, invitation to bid for the Pavement Marking Bid for the Town of Yorktown was duly advertised, and

WHEREAS, said bids were received and opened on August 31, 2023,

RESOLVED, that upon the recommendation of the Highway Superintendent, Dave Paganelli, the bid for the Pavement Marking for the Town of Yorktown be and is hereby extended for one year, per the terms of the Bid; to Sealcoat USA, Inc., 79 Pembroke Drive, Yonkers, NY 10710; and

BE IT FURTHER RESOLVED, the dates of the extension will be September 1, 2024 to August 31, 2025.

From the Engineering Department

**Award Bid for the Stony Street Interchange Improvements**

WHEREAS: The Town of Yorktown solicited bids for the Stony Street Interchange Improvements project, and

WHEREAS: The bids were opened on February 29, 2024 and the results are summarized as follows:

Giafi Corp.	\$444,000
Sun Up Construction	\$435,500
Con -Tech Construction	\$357,000
Siteworks Contracting Corp.	\$207,000

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Stony Street Interchange Improvements, be awarded to Siteworks Contracting Corp, at a total bid price of \$207,000.

**Authorize Comptroller to release Sewer Permit Application #7528 in the amount of \$350.00 to CC Well Pumps P & H**

WHEREAS, CC Well Pumps P & H, as applicant, posted check #2597 in the amount of \$350, which was deposited to the T33 account on June 26, 2024, to serve as the application fee for Sewer Permit #7528, and

WHEREAS, the applicant has requested his money be released as the contractor posted the application fee for this permit earlier in the week, and

WHEREAS, the Town Engineer has informed this Board that the check may be released, NOW, THEREFORE BE IT

RESOLVED, that the above referenced check be released to CC Well Pumps P & H, 299 Jay Street, Katonah, NY 10536, Attn: Nicholas Carrozza.

**Authorize Comptroller to release SAFECO Insurance Company of America Bond #6659889, in the amount of \$238,065.00, and Travelers Casualty and Surety Company of America Subdivision Bond #105339326, in the amount of \$7,500.00 to JP Morgan Chase Bank**

WHEREAS, JP Morgan Chase Bank, as Principal, provided the Town with SAFECO Insurance Company of America Bond #6659889, in the amount of \$238,065.00, to serve as the Performance Bond for the Chase Bank Site Plan, located on Route 202, and

WHEREAS, JP Morgan Chase Bank, as Principal, provided the Town with Travelers Casualty and Surety Company of America Subdivision Bond #105339326, in the amount of \$7,500.00, to serve as the Wetland Bond for Wetland & Excavation Permit #WP-E-042-08, and

WHEREAS, the Town Engineer has informed this Board that a representative of his department has inspected the property and determined that the work has been satisfactorily completed, and that the above referenced bonds may be released,

NOW, THEREFORE, BE IT RESOLVED, that the above referenced bonds be released to JP Morgan Chase Bank, 237 Park Avenue, 12<sup>th</sup> Floor, New York, NY 10017, Attn: Mr. Zuri Farnago, VP, Real Estate Project Manager.

**Authorize Comptroller to release Erosion Control Bond in the amount of \$500.00 to Laura Van Sise**

WHEREAS, Laura Van Sise, as applicant, posted check #1035 in the amount of \$500, which was deposited to the T33 account on June 13, 2023, to serve as the Erosion Control Bond, and

WHEREAS, the applicant has requested their money be released as the project is complete, and

WHEREAS, the Town Engineer has informed this Board that the monies may be released,

NOW, THEREFORE, BE IT RESOLVED, that the above referenced monies totaling \$500 be released to Laura Van Sise, 20 Parkway Terrace, Pleasantville, NY 10570.

From the Northern Westchester Joint Water Works

**Authorize Comptroller to refund an overpayment to Water Account #20245 in the amount of \$661.02**

Whereas, an overpayment was made on March 13, 2023 for Account #20245 for property located at 3300 Barkley Lane Yorktown Heights, NY 10598 in the amount of \$661.02;

Now, Therefore, Be It Resolved, that a refund in the amount of \$661.02 be sent to Constance Mastro, 55 Westerly Street, Yonkers, NY 10704.

From the Nutrition Center

**Authorize Supervisor to sign an agreement with Westchester County Department of Senior Programs and Services for IIIB (transportation) to receive funding from the County in the amount of \$10,113**

RESOLVED, that the Town Board authorizes the Town Supervisor to sign an Agreement with Westchester County Department of Senior Programs and Services for IIIB (transportation) to receive funding from the County in the amount of \$10,113. This is for the period 1/1/2024 through 12/31/2024.

From the Town Clerk's Office

**Authorize Town Clerk to advertise a public hearing to amend Chapter 300 by adding Pet Care Facilities Legislation for August 8, 2024**

Resolved, that the Town Clerk is authorized to advertise a public hearing to amend Chapter 300 by adding Pet Care Facilities Legislation for August 8, 2024.

From the Water Department

**Authorize Comptroller to process the following budget transfer for the Water Department**

BE IT RESOLVED, that the Town Comptroller is hereby authorized to make the following budget transfer:

From: SW.8340.0483	Special Projects	\$40,000.00
To: SW.8340.0403	Water Materials & Supplies	\$40,000.00

for the purchase of water main materials and miscellaneous supplies.

**Award Bid for Water Maintenance Materials for the Water Department**

Whereas, invitation to bid for the Water Maintenance Materials was duly advertised, and Whereas, said bids were received and opened on June 14, 2024 with the bid amounts for the above-referenced project summarized in the attached chart and below:

Carmel Winwater Works Co	-Items 1, 1A, 2, 2A, 3, 3A, 4, 4A, 5A, 6D, 6E, 7,8,8A, 8B, 9,10A, 13, 14, 15, 15A, 16, 27, 28
Core and Main	-Items 1, 1B, 2, 3, 3A, 6, 10, 17, 19, 20, 21, 22, 24
Expanded Supply Products Inc.	-Items 3C, 6, 6A 6B, 6C, 6D, 6E, 6F, 11, 12, 12A, 12B
Ferguson Enterprises, LLC	-Items 2, 2A, 3, 3B, 3C, 5A, 12C, 13A, 14, 15, 15A, 23, 24, 25, 26
Schmidts Wholesale Inc.	-Items 3A, 5, 5A, 18

Be It Resolved, that upon the recommendation of the Water Distribution Superintendent, Paul Vasillo, the bid for Water Maintenance Materials be and is hereby awarded to the lowest bidders for each item.

12. ADJOURN MEETING

A motion will be made to adjourn the Town Board meeting.

Dated: July 2, 2024

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

**Americans with Disabilities Act:** If you need special assistance to participate in a Town meeting or other services offered by this Town, please contact the Town Clerk's office, (914) 962-5722, x210.

**\*\*AGENDAS ARE SUBJECT TO CHANGE\*\***