

February 26, 2009

A regular Meeting of the Town Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on the 26th day of February at 7:30 PM, Eastern Standard Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan B. Walsh Supervisor

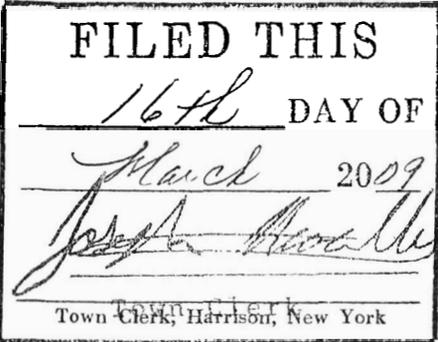
Joseph Cannella)
Patrick Vetere)Councilmen
Thomas Scappaticci)
Fred Sciliano)

ALSO ATTENDING:

Frank Allegretti Town Attorney
Fred Castiglia Deputy Town Attorney
Robert Paladino..... Village Attorney
Jonathan Kraut Deputy Village Attorney
David Hall Chief of Police
Maureen MacKenzie Comptroller
Robert Wasp Commissioner of Public Works
Bob FitzSimmons..... Building Inspector
Ron Belmont Superintendent of Recreation
James Calandrucchio Assessor

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-



February 26, 2009

2009 - - 072

ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the following correspondence and reports:

- 1a. Monthly report from the Chief of Police for January 2009.
- 1b. Monthly report from the Town Clerk for January 2009.
- 1c. Monthly report from the Commissioner of Public Works for January 2009, with a chart of complaints and requests for service.
- 1d. **Monthly report from the Building Inspector** for January 2009.
- 1e. Monthly report from the Fire Marshal for January 2009.
- 1f. Monthly report from the Superintendent of Recreation for January 2009.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

FILED THIS

16th DAY OF

March 2009

Joseph Scappaticci
Town Clerk, Harrison, New York

February 26, 2009

2009 -- 073 -- a

PUBLIC HEARING - RE: NEW YORK SMSA d/b/a VERIZON WIRELESS

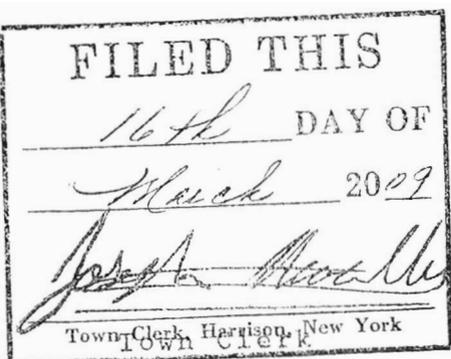
On motion of Councilman Cannella, seconded by Councilman Scappaticci, with all members voting in favor, the Hearing was opened.

Leslie Snyder of the law firm of Snyder & Snyder addressed the Board on behalf of her client New York SMSA which does business as Verizon Wireless. Mrs. Snyder explained Verizon Wireless is seeking to improve it's wireless communications and it is seeking a special permit to install a public wireless facility at 244 Halstead Avenue. The project has been unanimously approved by the Planning Board. There will be small antennas which will be flush mounted to the side of the building which would not visually hurt the area.

On motion of Councilman Cannella, seconded by Councilman Vetere the Hearing was closed.

Copies to:

- Assessor
- Benefits
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- Purch'g
- Recr'tn
- Supvs'r
-



February 26, 2009

2009 -- 073 -- b

APPROVAL FOR A SPECIAL EXCEPTION USE PERMIT TO INSTALL A
WIRELESS SERVICE FACILITY ON THE EXISTING BUILDING AT
244 HALSTEAD AVENUE, HARRISON, NY.

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the request of Leslie Snyder, Attorney with the law firm of Snyder & Snyder, on behalf of her client New York SMSA limited Partnership d/b/a Verizon Wireless for authorization for a Special Exception Use Permit to install a public utility personal wireless service facility on the roof of the existing building at 244 Halstead Avenue, Harrison, NY.

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Building Inspector, the Town Attorneys and Ms. Snyder.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

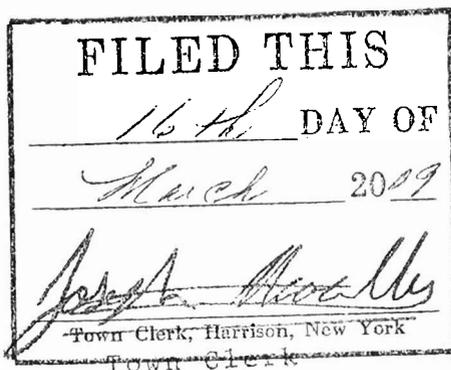
NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
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- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

Ms. Snyder



February 26, 2009

2009 - - 074

APPROVAL FOR THE 2008 YEAR END BUDGET TRANSFERS

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the following 2008 year-end budget transfers:

	To:	From:
001-1110-100-0181 Town Justice-Longevity	4,403	
001-1110-100-0407 Town Justice-Special Services	8,464	
001-1220-100-0102 Supervisor-Salaries		11,452
001-1220-100-0210 Supervisor-Furniture and Furnishing		1,415
Total:	12,867	12,867
001-1330-100-0181 Receiver of Taxes-Longevity	904	
001-1330-100-0430 Receiver of Taxes-Printing and Stationary		904
001-1345-100-0181 Purchasing- Longevity	3,277	
001-1345-100-0403 Purchasing-Office Supplies		2,770
001-1345-100-0410 Purchasing-Material and Supplies		507
Total:	3,277	3,277
001-1410-100-0120 Town Clerk-Overtime Salaries	400	
001-1410-100-0130 Town Clerk-Part Time Salaries	9,831	
001-1410-100-0181	280	

Town Clerk- Longevity		
001-1410-100-0403 Town Clerk-Office Supplies		1,568
001-1410-100-0407 Town Clerk-Special Services		8,943
Total:	10,511	10,511
	To:	From:
001-1420-100-0102 Law -Salaries	3,523	
001-1420-100-0120 Law-OverTime Salaries	329	
001-1420-100-0181 Law- Longevity	1,326	
001-1420-100-0130 Law-Part Time Salaries	319	
001-1420-100-0210 Law-Furniture and Furnishings		5,497
Total:	5,497	5,497
001-1610-100-0181 Central Services-Longevity	344	
001-1610-100-0402 Central Services-Equip.Mtce. & Repairs		344
001-1620-100-0420 General Town Buildings-PASNY	2,677	
001-1620-100-0240 General Town Buildings-Other Equipment		2,677
001-1110-100-0120 Town Justice-Over Time Salaries	10,613	
001-1220-100-0417 Supervisor-Postage		6,000
001-1220-100-0430 Supervisor-Printing and Stationary		2,000

001-1220-100-0403 Supervisor-Office Supplies		613
001-1220-100-0418 Supervisor- Telephone		2,000
Total:	10,613	10,613
001-1330-100-0102 Receiver of Taxes-Salaries	735	
001-1330-100-0120 Receiver of Taxes-Over Time Salaries	1,581	
001-1330-100-0430 Receiver of Taxes-Printing and Stationary		2,316
Total:	2,316	2,316
	To:	From:
001-1490-100-0120 Public Works-Over Time Salaries	4,249	
001-1490-100-0242 Public Works-Safety Equipment		4,249
001-1620-100-0504 General Town Buildings-Silver Lake Park Building	1,077	
001-1620-100-0130 General Town Buildings-Part Time Salaries		1,077
001-1620-100-0510 General Town Buildings-Gas -Mintzer Center	54	
001-1620-100-0515 General Town Buildings-Nike Site	2,376	
001-1620-100-0516 General Town Buildings-DOT	2,493	
001-1620-100-0120 General Town Buildings-Over Time Salaries		4,923
Total:	4,923	4,923
001-1680-100-0182 Central Data Processing-Salaries Vac. & Ret.	545	

001-1680-100-0240 Central Data Processing-Other Equipment		
001-1680-100-0418 Central Data Processing-Telephone	12,308	
001-1620-100-0120 General Town Buildings-Over Time Salaries		12,308
001-1680-100-0476 Central Data Processing-Software Maintenance	1,017	
001-1620-100-0120 General Town Buildings-Over Time Salaries		1,017
001-3120-100-0120 Police-Over Time Salaries	228,110	
001-3120-100-0155 Police-Salaries-Civil Employees	1,294	
001-3120-100-0154 Police-P/T School Crossing Guards	6,112	
001-3120-100-0181 Police-Longevity	2,771	
001-3120-100-0182 Police-Salaries Vac & Ret.	25,032	
	To:	From:
001-3120-100-0220 Police-Office Equipment		884
001-3120-100-0240 Police-Other Equipment		7,417
001-3120-100-0410 Police-Materials and Supplies		4,921
001-3120-100-0810 Police-NYS Retirement		106,092
001-3120-100-0444 Police-Cable		266
001-3120-100-0451 Police-Books, Serials, Periodicals		1,296

001-3120-100-0470 Police-Gasoline	2,691
001-3120-100-0471 Police-K-9 Services	258
001-3120-100-0479 Police-Auto Body Work	2,044
001-3120-100-0491 Police-School Resource Officer	3,314
001-1010-100-0406 Town Board-Travel and Conference	1,111
001-1110-100-0130 Town Justice-Part Time Salaries	1,467
001-1220-100-0406 Supervisor-Travel and Conference	769
001-1620-100-0430 General Town Buildings-Printing and Stationary	6,000
001-1620-100-0130 General Town Buildings-Part Time Salaries	2,585
001-1620-100-0130 General Town Buildings-Part Time Salaries	3,542
001-1355-100-0120 Assessor-Over Time Salaries	3,577
001-1355-100-0210 Assessor-Furniture and Furnishings	1,000
001-1355-100-0407 Assessor-Special Services	5,544
001-1355-100-0415 Assessor-Schooling	2,085
001-1355-100-0430 Assessor-Part Time Salaries	10,410
001-1355-100-0483 Assessor-Appraisal	2,500
001-1410-100-0407	2,468

To:

From:

Town Clerk-Special Services

001-1411-100-0130 Archive-Part Time Salaries	7,671
001-1420-100-0406 Law-Travel and Conference	2,790
001-1420-100-0407 Law-Special Services	8,552
001-1420-100-0428 Law-Legal Notices	6,746
001-1440-100-0102 Engineer-Salaries	26,639
001-1440-100-0415 Engineer-Schooling	5,293
001-1450-100-0407 Board of Elections-Special Services	14,350
001-1450-100-0413 Board of Elections-Moving and Transportation	8,000
001-1450-100-0416 Board of Elections-Rentals	1,800
001-1490-100-0418 Public Works-Telephone	3,365
001-1490-100-0470 Public Works-Gasoline	1,137
001-1610-100-0407 Central Services-Special Services	2,829
001-1610-100-0417 Central Services-Postage	1,906

Total: 263,319 263,319

To: From:

001-1315-100-0130 9,460
Comptroller-Part Time Salaries

001-1315-100-0181 Comptroller-Longevity	341	
001-1315-100-0220 Comptroller-Office Equipment		500
001-1315-100-0403 Comptroller-Office Supplies		446
001-1315-100-0407 Comptroller-Special Services		500
001-1315-100-0418 Comptroller-Telephone		826
001-1315-100-0430 Comptroller-Printing and Stationary		561
001-1315-100-0433 Comptroller-Memberships and Dues		193
001-1345-100-0130 Purchasing-Part Time Salaries		1,953
001-1355-100-0130 Assessor-Part Time Salaries		4,822
Total:	9,801	9,801
001-3125-100-0102 Youth Forum-Salaries	291	
001-3125-100-0120 Youth Forum-Over Time Salaries	719	
001-3125-100-0181 Youth Forum-Longevity	763	
001-3125-100-0403 Youth Forum-Office Supplies		1,135
001-3125-100-0418 Youth Forum-Telephone		521
001-1620-100-0130 General Town Buildings-PartTime Salaries		117
Total:	1,773	1,773

	To:	From:
001-3310-100-0120 Traffic-Over Time Salaries	425	
001-3310-100-0140 Traffic-P/T Summer Salaries	6,644	
001-3310-100-0181 Traffic-Longevity	1,526	
001-3310-100-0240 Traffic-Other Equipment		7,751
001-3310-100-0402 Traffic-Equip.Mtce & Repairs		844
Total:	8,595	8,595
001-3510-100-0407 Safety From Animals-Special Services	1,164	
001-3420-100-0476 Fire Inspection-Software Maintenance		1,164
001-4540-100-0472 Volunteer Ambulance Corp-Diesel Fuel	7,731	
001-3620-100-0120 Building-Over Time Salaries		7,731
001-5182-100-0420 Street Lighting-PASNY	51,464	
001-5182-100-0470 Street Lighting-Gasoline	155	
001-5182-100-0472 Street Lighting-Diesel	1,499	
001-3420-100-0102 Fire Inspection-Salaries		38,741
001-3420-100-0130 Fire Inspection-Part Time Salaries		14,377
Total:	53,118	53,118
001-6989-100-0493 Community Services-Taxi Programs	858	

001-6989-100-0130 Community Services-PartTime Salaries		
001-8020-100-0102 Planning Board-Salaries	208	
001-8020-100-0120 Planning Board- Over Time Salaries	1,196	
001-8020-100-0406 Planning Board-Travel and Conference		1,404
Total:	1,404	1,404
	To:	From:
001-9000-100-0865 Employee Benefits-Health Insurance Buyout	1,980	
001-9000-100-0835 Employee Benefits-Medicare	2,815	
001-9000-100-0840 Employee Benefits-Workmen's Compensation	31,783	
001-9000-100-0850 Employee Benefits-Unemployment Insurance	2,687	
001-9000-100-0861 Employee Benefits-Medicare Reimbursements	4,187	
001-9000-100-0870 Employee Benefits-Dental Plan	13,556	
001-9000-100-0875 Employee Benefits-Vision Insurance	6,942	
001-3420-100-0130 Fire Inspection-Part Time Salaries		10,918
001-3420-100-0240 Fire Inspection-Other Equipment		9,410
001-3620-100-0102 Building-Salaries		17,685
001-3620-100-0210 Building-Furniture and Furnishings		2,800

001-3620-100-0423 Building-Uniforms/Shoe/Tool Allowance		1,600
001-3620-100-0445 Building-Books and Publications		2,375
001-3620-100-0470 Building-Gasoline		3,888
001-6410-100-0410 Publicity-Materials and Supplies		6,000
001-7020-100-0130 Recreation-Part Time Salaries		6,661
001-7020-100-0210 Recreation-Furniture and Furnishings		2,613
Total:	63,950	63,950
001-3120-100-0875 Police-Vision Insurance	4,028	
001-1610-100-0417 Central Service-Postage		4,028

	To:	From:
002-7410-100-0102 Library-Salaries	65,024	
002-7410-100-0120 Library-Over Time Salaries	1,178	
002-7410-100-0181 Library-Longevity	7,887	
002-7410-100-0401 Library-Building Mtce. and Supplies		3,118
002-7410-0402 Library-Equip Mtce and Repairs		942
002-7410-100-0403 Library-Office Supplies		253

002-7410-100-0406 Library-Travel and Conference	1,431
002-7410-100-0407 Library-Special Services	3,728
002-7410-100-0417 Library-Postage	1,778
002-7410-100-0418 Library- Telephone	290
002-7410-100-0421 Library-Water/Utility	380
002-7410-100-0422 Library-Gas Heat	483
002-7410-100-0433 Library-Membership and Dues	196
002-7410-100-0436 Library-Insurance Premiums	16,000
002-7410-100-0451 Library-Books, Serials, Periodicals	3,959
002-7410-100-0453 Library-Audio Visual Materials	1,021
002-7410-100-0490 Library-Contingency	40,288
002-7410-100-0475 Library-Westchester Library System	222

Total:	74,089	74,089
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To:	From:
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003-5110-100-0102 Highway-Salaries	136,314
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003-5110-100-0130 Highway-Part Time Salaries	1,594
003-5110-100-0182 Highway-Salaries Vac & Ret.	2,605
003-5110-100-0183 Highway-Salaries Out of Title	26,525
003-5110-100-0220 Highway-Office Equipment	48
003-5110-100-0240 Highway-Other Equipment	218
003-5110-100-0406 Highway-Travel and Conference	115
003-5110-100-0407 Highway-Special Service	470
003-5110-100-0416 Highway-Rental	19,607
003-5110-100-0436 Highway-Insurance Premium	8,911
003-5110-100-0437 Highway-Street Signs	3,137
003-5110-100-0470 Highway-Gasoline	2,686
003-5110-100-0488 Highway-Nike Clean Up	10,392
003-5110-100-0490 Highway-Contingency	98,052
003-5120-100-0410 Highway Bridges-Material and Supplies	500
003-5130-100-0240	5,461

Highway Machinery-Other Equipment

003-5142-100-0120 17,441
 Highway Snow-Over Time Salaries

Total: 167,038 167,038

003-5130-100-0402 3,515
 Highway Machinery-Equip Mtce & Repairs

003-5142-100-0120 3,515
 Highway Snow-Over Time Salaries

003-5110-100-0472 63,907
 Highway-Diesel

003-5142-100-0120 36,047
 Highway Snow-Over Time Salaries

003-5142-100-0140 27,860
 Highway Snow-Part Time Summer Salaries

Total: 63,907 63,907

003-9000-100-0850 313
 Highway Benefits-Unemployment Insurance

003-5142-100-0172 313
 Highway Snow-Sal Leaf Pick Up

To: From:

013-1900-100-4461 44,494
 Sewer Mtce-Judgement and Claims

013-8120-100-0120 12,331
 Sewer Mtce.-Over Time Salaries

013-8120-100-0240 7,000
 Sewer Mtce.-Other Equipment

013-8120-100-0402 5,646
 Sewer Mtce.-Equipment Maintenance

011-1900-100-4461 49,471
Fire #2 Special Items Judgement and
Claims

011-3411-100-0120 49,471
Fire #2-Over Time Salaries

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

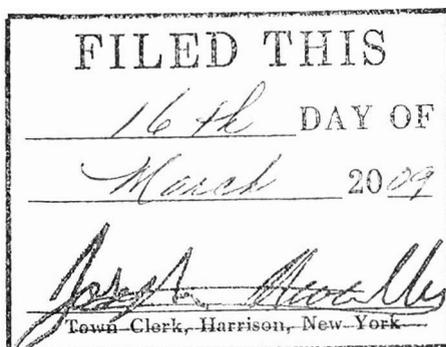
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
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- P. Wrks
- Purch'g
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- Supvs'r
-



February 26, 2009

2009 - - 075

AUTHORIZATION TO RELEASE A CHECK TO
THE CHURCH OF OUR SAVIOUR,
2195 WESTCHESTER AVENUE, RYE, NY,
IN THE AMOUNT OF \$57,500

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED that the Building Department has inspected the parking lot of The Church of Our Saviour for site improvements.

FURTHER RESOLVED to approve the request of Building Inspector Robert FitzSimmons for authorization to release a certified check in the amount of \$57,500 to The Church of Our Saviour.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Building Inspector.

Adopted by the following vote:

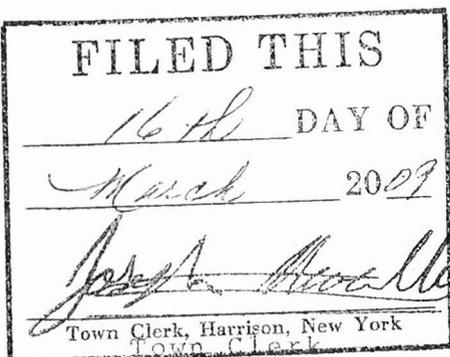
AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
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- Eng'ng
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- Police
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- Purch'g
- Recr'tn
- Supvs'r



February 26, 2009

2009 - - 076

TABLED: SPECIAL EVENT PERMIT FOR A WALK
RE: MAKING STRIDES AGAINST BREAST CANCER

The matter was tabled.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-

FILED THIS

16th DAY OF

March 20*09*

Joseph A. Biondi
Town Clerk, Harrison, New York
Town Clerk

February 26, 2009

2009 - - 077

APPROVAL FOR A SPECIAL EVENT PERMIT FOR A WALK-A-THON
FOR AUTISM SPEAKS

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the Special Event Permit for Autism Speaks for a Walk-a-thon, Sunday, June 7, 2009 at Manhattanville College.

FURTHER RESOLVED that the Walk will be fully contained on campus with registration to begin at 9:30 am.

FURTHER RESOLVED that the Certificate of Insurance has been approved by the Law Department.

FURTHER RESOLVED to approve the use of the Recreation Department's Portable Stage.

FURTHER RESOLVED that the fees be waived.

FURTHER RESOLVED to forward a copy of this Resolution to the Superintendent of Recreation, the Purchase Fire Department, the Harrison EMS and Ms. Connell.

Adopted by the following vote:

AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

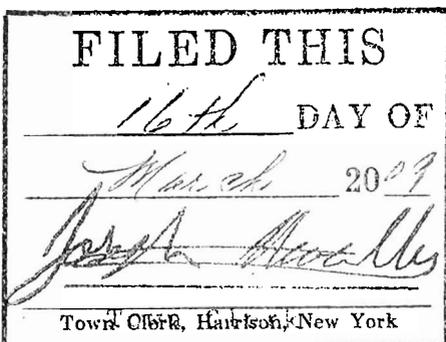
NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-
-
-

*Purchase Fire Dept.
Harrison EMS
Ms. Connell*



February 26, 2009

2009 -- 078 -- a

APPROVAL TO USE SUB-DIVISION RECREATION FUNDS
RE: PETTI JOHN PARK IMPROVEMENTS. COST: \$92,700.75

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED approve the request of Commissioner of Public Works Robert Wasp for authorization to use Sub-Division Recreation Funds for Petti John Park Improvements, in the amount of \$92,700.75.

FURTHER RESOLVED that the County Grant in the amount of \$46,350.38 (which is the cost of 50%) will be credited back to the Sub-Division Recreation account upon receipt of payment for the project.

FURTHER RESOLVED that the Town's share of this project in the amount of \$46,350.37 is the other 50%.

FURTHER RESOLVED to authorize the Comptroller to transfer funds in the amount of \$92,700.75 from the Sub-Division Recreation Fund to the Village Capital Account #09RP04, Petti John Park Improvements.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Commissioner of Public Works, the Director of Purchasing and the Town Attorneys.

Adopted by the following vote:

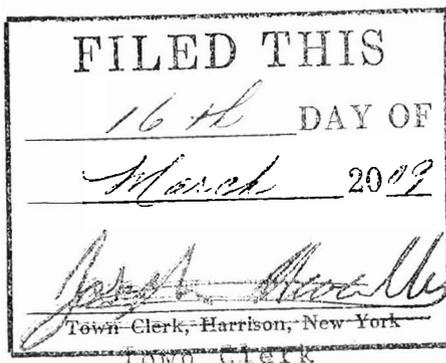
AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-



February 26, 2009

2009 -- 078 -- b

BID AWARD TO LOUIS BARBATO LANDSCAPING, INC.
FOR PETTI JOHN PARK IMPROVEMENTS. COST: \$92,700.75

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for a Bid Award to Louis Barbato Landscaping, Inc., 1600 Railroad Avenue, Holbrook, NY, having met all the requirements of the specifications for Petti John Park Improvements (Westchester County CDBG Grant) at their total net bid price of \$92,700.75.

FURTHER RESOLVED that funding will be taken from the Recreation Sub-Division Funds. When the Town receives the County reimbursement of \$50,000, that amount will be deposited back into that account.

FURTHER RESOLVED to authorize the Town Attorney to prepare the contract, which the Supervisor is authorized to execute.

FURTHER RESOLVED to authorize the Comptroller, upon receipt of claims to audit and upon audit the Supervisor to pay same.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Commissioner of Public Works, the Director of Purchasing and the Town Attorneys.

Adopted by the following vote:

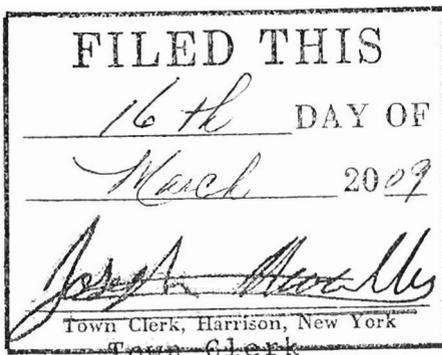
AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-



February 26, 2009

2009 - - 079

APPROVAL FOR A SPECIAL EVENTS PERMIT FOR
MANHATTANVILLE COLLEGE FIREWORKS DISPLAY
AS PART OF A STUDENT ACTIVITY EVENT

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Joseph Hinchey, Director of Campus Safety & Security on behalf of Manhattanville College for authorization for a Special Events Permit for a fireworks display as part of a Student Activity event on Saturday, April 25, 2009 at 9:00 pm.

FURTHER RESOLVED that a Certificate of Insurance has been approved and received by the Building Department.

FURTHER RESOLVED that the fees be waived.

FURTHER RESOLVED that a copy of this Resolution be forwarded to the Purchase Fire Department, the Chief of Police, the Harrison EMS and Mr. Hinchey.

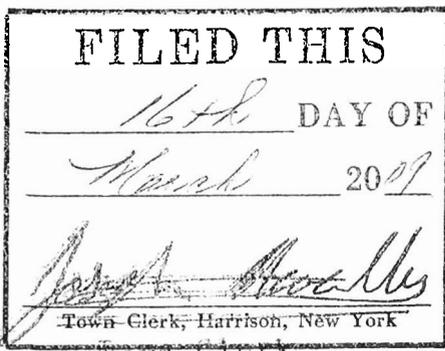
Adopted by the following vote:

- AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh
- NAYS: None
- ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-
-
-

*Purchase Fire Dept
Harrison EMS
Mr. Hinchey*



February 26, 2009

2009 - - 080

APPROVAL FOR THE USE OF THE RECREATION DEPARTMENT'S MOBILE
STAGE BY THE INTERNATIONAL CLUB OF LMK MIDDLE SCHOOL

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to approve the use of the Recreation Department's mobile stage by The International Club of the Louis M. Klein Middle School, on April 30, 2009.

FURTHER RESOLVED that there are no additional costs involved.

FURTHER RESOLVED that a copy of this Resolution be forwarded to the Recreation Department.

Adopted by the following vote:

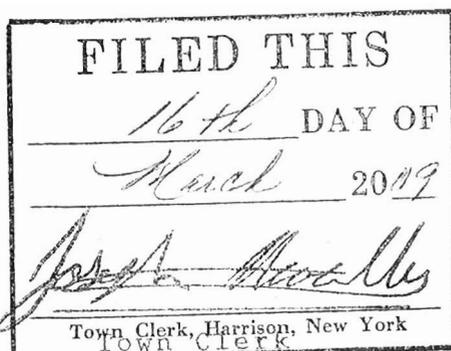
AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



February 26, 2009

2009 -- 081

AUTHORIZATION TO ADVERTISE AND RECEIVE BIDS
RE: BUS SERVICE FOR THE RECREATION DEPARTMENT

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for authorization to advertise and receive bids for Bus Service for the Recreation Department.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Director of Purchasing, the Superintendent of Recreation and the Town Attorneys.

Adopted by the following vote:

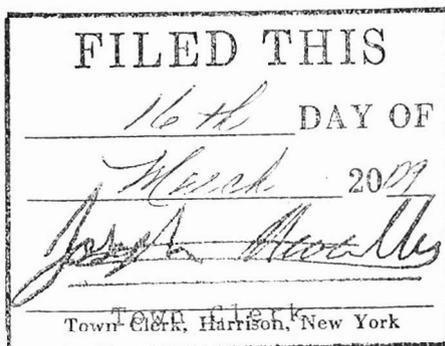
AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

Assessor
 Benefits
 Bldg
 Compt'lr
 Engrng
 Law
 Police
 P. Wrks
 Purch'g
 Recr'tn
 Supvs'r



February 26, 2009

2009 - - 082

AUTHORIZATION TO ADVERTISE AND RECEIVE BIDS
TO ERECT A BURN ROOM AT THE WEST HARRISON FIRE DEPARTMENT
TRAINING FACILITY ON PARK LANE

On motion of Councilman Vetere, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for authorization to advertise and receive bids to erect a burn room on the second floor of the West Harrison Fire Department Training Facility on Park Lane.

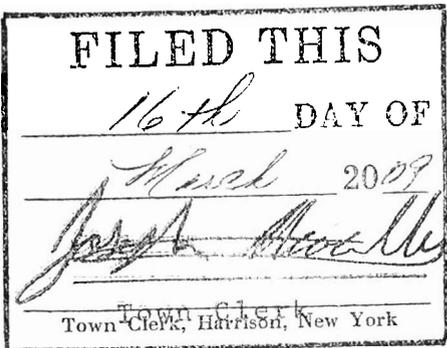
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Director of Purchasing, the Chief of the West Harrison Fire Department and the Town Attorneys.

Adopted by the following vote:

- AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh
- NAYS: None
- ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
- W. H. Fire Dept.



February 26, 2009

2009 - - 083

ADJOURNED: REQUEST BY TOWN CLERK JOSEPH ACOCELLA TO UPDATE
CHAPTER 115 OF THE TOWN CODE ENTITLED
"CABARET LICENSES"

Deputy Village Attorney Jonathan Kraut stated that Town Clerk Joseph Acocella had raised valid concerns with respect to Chapter 115 of the Town Code entitled "Cabaret Licenses". Mr. Kraut recommended the law department circulate copies of the existing code to members of the Board and they each can mark their own changes on it.

Councilman Scappaticci asked Mr. Kraut to highlight the inconsistencies in the existing code so the Board could understand where the changes need to be made.

Supervisor Walsh stated that the past renewal practice for anybody who has had a cabaret license in the town (currently only one) in the past has automatically been renewed with an inspection taking place over the course of the year. Mr. Acocella read the law and he has stated that an inspection is required every year and the location has to undergo an extensive vetting process. Supervisor Walsh stated that the applicant has been operating a cabaret under the existing rules that have been in place for many years and they have already booked entertainment at the location without knowing they would be subject to a new inspection. The Supervisor stated she believed the Board should follow past practices and issue the cabaret license to the applicants for this weekend. The applicants have attempted to make necessary changes to the location however, due to the absence of the Fire Marshal who is on sick leave the application has not been able to be approved.

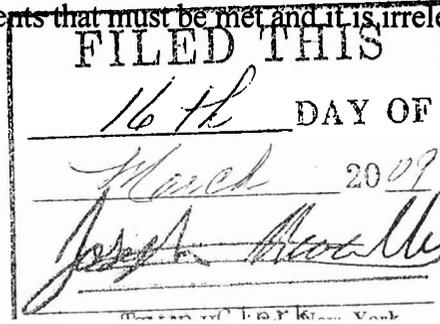
Town Clerk Joseph Acocella addressed the Board. Mr. Acocella stated he has spoken with the Building Inspector, the Chief of Police and he has received a memo from the Fire Marshal regarding this applicants request for a cabaret license. All the individuals named have raised concerns with the code and the applicant having the license. Mr. Acocella further explained that he is seeking direction from the Board as to what the code will be looking for so he (Mr. Acocella) can issue the license based on those conditions. Mr. Acocella went on to state there are a variety of issues related to the current code which make it insufficient.

Councilman Vetere stated he felt the code should be left alone.

Supervisor Walsh stated the code does need to be updated however, she does not feel it is fair to change the rules and not give the applicant time to comply with them.

Mr. Kraut stated unfortunately, the statute does not give the clerk the ability to go outside the code. The law as written has certain requirements that must be met and it is irrelevant if the code was not followed in the past.

The matter was adjourned to executive session.



Copies to:

- Assessor
- Benefits
- Bidg
- Compt'lr
- Engng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
- Fire Marshal

February 26, 2009

2009 -- 084 -- a

AUTHORIZATION FOR ZONING BOARD MEMBER WILLIAM HAROLD TO
ATTEND THE LAND USE TRAINING INSTITUTE SPRING 2009 CLASSES,
MARCH 26, 2009, COST NOT TO EXCEED \$30.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Secretary to the Zoning Board Rosemarie Cusumano for authorization for Zoning Board member William Harold to attend the Land Use Training Institute Spring 2009 classes on March 26, 2009, at a cost of \$20, but not to exceed \$30. This is a budgeted item.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Secretary to the Zoning Board.

Adopted by the following vote:

AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

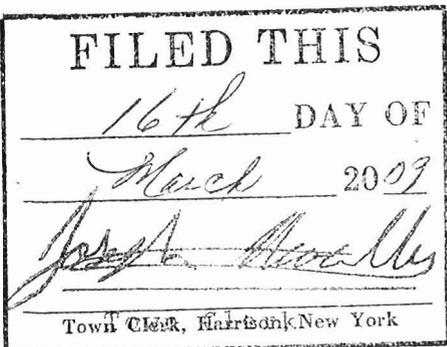
NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

Secretary to the Zoning Board



February 26, 2009

2009 -- 084 -- b

AUTHORIZATION FOR ZONING BOARD MEMBER PAUL KATZ TO ATTEND
THE LAND USE TRAINING INSTITUTE SPRING 2009 CLASSES,
MARCH 19TH AND MARCH 26, 2009, COST NOT TO EXCEED \$60.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Secretary to the Zoning Board Rosemarie Cusumano for authorization for Zoning Board member Paul Katz to attend the Land Use Training Institute Spring 2009 classes on March 19th and March 26, 2009, at a cost of \$40, but not to exceed \$60. This is a budgeted item.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Secretary to the Zoning Board.

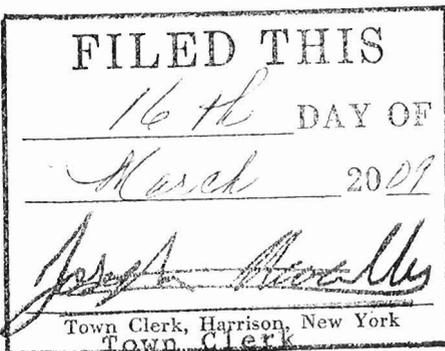
Adopted by the following vote:

- AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh
- NAYS: None
- ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
- X

Secretary to the Zoning Board



February 26, 2009

2009 -- 084 -- c

AUTHORIZATION FOR PLANNING BOARD MEMBER MARSHAL DONAT TO
ATTEND THE LAND USE TRAINING INSTITUTE SPRING 2009 CLASSES,
MARCH 16, 2009, COST NOT TO EXCEED \$30.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Secretary to the Planning Board Rosemarie Cusumano for authorization for Planning Board member Marshal Donat to attend the Land Use Training Institute Spring 2009 classes on March 16, 2009, at a cost of \$20, but not to exceed \$30. This is a budgeted item.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Secretary to the Planning Board.

Adopted by the following vote:

AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

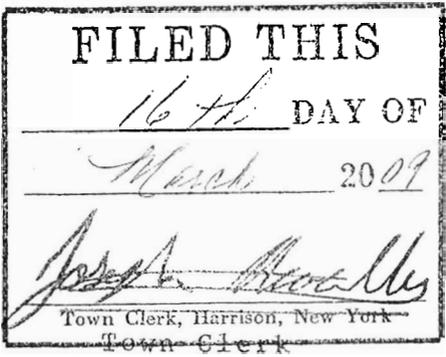
NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

Secretary to the Planning Board



February 26, 2009

2009 -- 084 -- d

AUTHORIZATION FOR PLANNING BOARD MEMBER NONIE REICH TO
ATTEND THE LAND USE TRAINING INSTITUTE SPRING 2009 CLASSES,
MARCH 16th AND MARCH 19, 2009, COST NOT TO EXCEED \$60.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Secretary to the Planning Board Rosemarie Cusumano for authorization for Planning Board member Nonie Reich to attend the Land Use Training Institute Spring 2009 classes on March 16th and March 19, 2009, at a cost of \$40, but not to exceed \$60. This is a budgeted item.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Secretary to the Planning Board.

Adopted by the following vote:

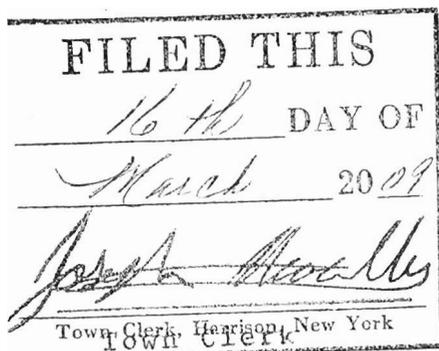
AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

Assessor
 Benefits
 Bldg
 Compt'lr
 Engrng
 Law
 Police
 P. Wrks
 Purch'g
 Recr'tn
 Supvs'r



Secretary to the Planning Board

February 26, 2009

2009 -- 084 -- e

AUTHORIZATION FOR PLANNING BOARD MEMBER RAYMOND KRAUS TO ATTEND THE LAND USE TRAINING INSTITUTE SPRING 2009 CLASSES, MARCH 19th AND MARCH 26, 2009, COST NOT TO EXCEED \$60.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Secretary to the Planning Board Rosemarie Cusumano for authorization for Planning Board member Raymond Kraus to attend the Land Use Training Institute Spring 2009 classes on March 19th and March 26, 2009, at a cost of \$40, but not to exceed \$60. This is a budgeted item.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Secretary to the Planning Board.

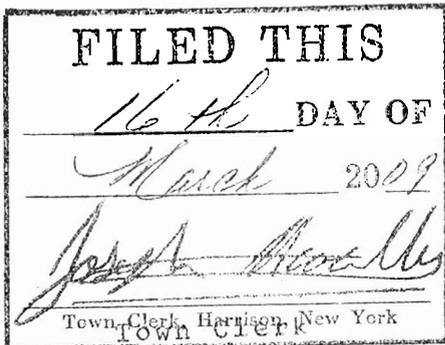
Adopted by the following vote:

- AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh
- NAYS: None
- ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
- X

Secretary to the Planning Board



February 26, 2009

2009 - - 085
TABLED: TOWN CAR POLICY

The Town Car Policy was tabled until the March 5, 2009 Meeting.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

FILED THIS

16th DAY OF

March 20 09

Joseph A. ...
Town Clerk, Harrison, New York

February 26, 2009

2009 -- 086 -- a

DISCUSSION: VENDING PERMIT FEE

Dominic Raneri, ice cream truck vendor, addressed the Board. Mr. Raneri stated he would like the Board to consider lowering the \$400 vendor fee to \$250 because the \$400 is too excessive and is cutting into his profits. Mr. Raneri stated he comes into town throughout the year depending on the weather so he is dependent on getting a yearly pass. Mr. Raneri handed out to the Board a list of what other local municipalities charge and Harrison is the highest and priciest.

Councilman Scappaticci stated he thought the Town Clerk should speak on the issue because he was the one who recommended the fee be raised to \$400.

Town Clerk Joseph Acocella stated that the raising of the vendor fees was the result of the request of the Supervisor to bring in more revenue to the town. Mr. Acocella explained he was told to raise fees and therefore he looked at where there was room for an increase with respect to the fee schedule. Mr. Acocella raised the vendor fee from \$200 to \$400 based on the fact that the license is valid from January 1st of each year to December 31, of each year.

Councilman Vetere interjected and stated there were only six vendors in the town and the maximum amount earned for the budget would be \$1,200.

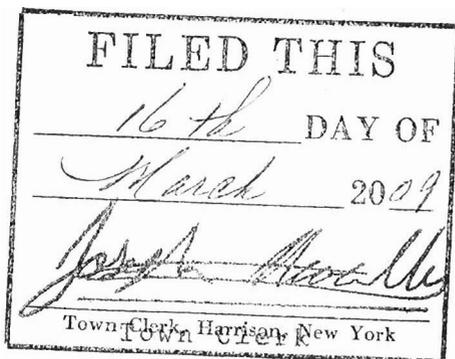
Mr. Acocella stated the \$400 fee amounted to \$1.09 a day to operate a vendor truck in the town 365 days a year.

Supervisor Walsh stated it was common sense to know that the vendor trucks do not work everyday.

Mr. Acocella observed that the vendors work whenever they want and the license gives them the ability to come in any day and operate their business. Mr. Acocella further stated he would enforce any fee the Board wishes. Mr. Acocella went on further to state that the Board received this change in fee back in November and voted on it then. Since then, vendors have purchased their licenses for the \$400 rate. Now, because of one complaint, the Board wants to lower the fee.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-



February 26, 2009

2009 -- 086 -- b

AUTHORIZATION TO LOWER THE
VENDING TRUCK PERMIT FEE FROM \$400 TO \$250

On motion of Councilman Vetere, seconded by Supervisor Walsh,

it was

RESOLVED to authorize the lowering of the Vendor Truck permit fee from \$400 to \$250.

FURTHER RESOLVED to refund the balance of \$150 from the previous \$400 fee to the new fee of \$250 to the current 2009 licensed vendors.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Clerk.

Adopted by the following vote:

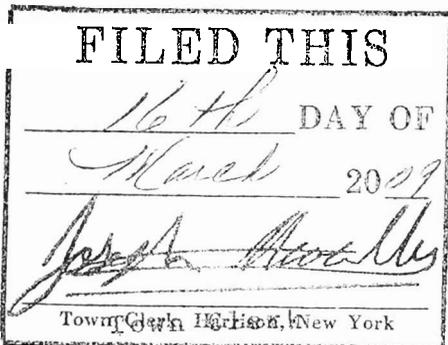
AYES: Councilmen Cannella, Vetere and
Supervisor Walsh

NAYS: Councilmen Scappaticci and Sciliano

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'r
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-



February 26, 2009

2009 - - 086 - - c

DISCUSSION: MARIE SKAMANGAS

Maria Skamangas, resident, addressed the Board and stated that she spoke with Commissioner of Public Works Robert Wasp concerning the conditions of the streets throughout the town. Mrs. Skamangas stated she is a realtor in the town and that it has been harder these few months to sell homes in the town because in her opinion, the conditions of the town is deteriorating. Mrs. Skamangas voiced her concern over the conditions of the roadways throughout the town as well as the different color and sizes of signs on the businesses. Mrs. Skamangas inquired as to whether the town can adopt a statute restricting the size and color of the signs in the business windows in order for there to be more uniformity.

Councilman Sciliano stated the Architectural Review Board governs the type of signs being displayed in the business windows.

Councilman Cannella stated that a few years ago the Board proposed such a Resolution that would restrict the color, size and type of sign in a business. The councilman continued by stating that he was in favor of adopting a similar policy.

Mrs. Skamangas stated that being in the Realty business is harder today due to the current economy to sell homes especially in Harrison because the current deteriorated conditions throughout the town. Mrs. Skamangas continued by adding she felt a new sign policy would be beneficial to the town because it would better the appearance. When she (Mrs. Skamangas) wants to take her clients through the business district she shows them the neighboring city of Rye because she is embarrassed of the current condition of the Harrison business district.

Councilman Vetere stated the Board is trying to change the appearance of the business district by continuing the MTA project started by Supervisor Malfitano.

Mrs. Skamangas stated she was very pleased the Board decided to do that. She went on further to state another issue she has had is lately, there have been solicitation signs being posted on telephone poles which read "Auction" and "Single?". Mrs. Skamangas questioned if the signs can be taken down.

Councilman Vetere stated that different businesses use different colors for their business.

Mrs. Skamangas stated that the infrastructure in town has deteriorated and needs to be addressed. Mrs. Skamangas also stated she believes there is too much signage in the business windows and they are inconsistent. She stated a new sign policy is needed in order for more uniformity.

Councilman Cannella asked Mr. Kraut to review the sign law and draft a new version.

Mr. Kraut stated that the Highway Department has been diligent over the past few months in removing any unauthorized signs in town. Mr. Kraut advised Mrs. Skamangas that if she did see any to contact the Highway Department and the sign would be removed.

Councilman Scappaticci questioned Commissioner Wasp if the DPW makes a list of any infrastructure repairs that have to be made.

Commissioner Wasp responded by stating that roads this winter have been extremely damaged by the ice. Commissioner Wasp and the DPW have made a large assessment of the damages and are prioritizing the roads that need immediate repair. The Commissioner stated he will come back to the Board with a finalized list of repairs within the next few weeks however, there is very little funding this year from both the state and federal government due to the economy for resurfacing roads.

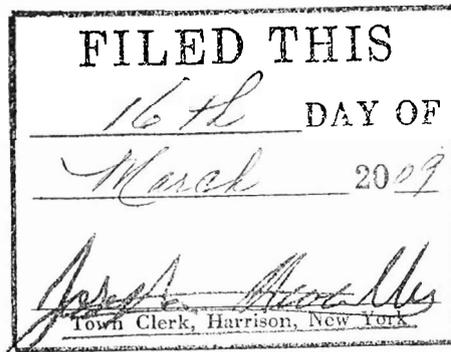
Supervisor Walsh stated Congresswoman Lowey has contacted the town in reference to a request for \$900,000 to improve the Macy Road/Halstead Avenue and Oakland Avenue intersection. The town has received \$285,000 for the request.

Councilman Sciliano questioned if there were less expensive alternatives to resurfacing the road.

Commissioner Wasp stated the DPW is looking at an injection type tar material to patch up the road however; it does not look very good and will only be used on small back roads. The Commissioner stated much of the sidewalk repair that needs to be done will be done by the towns own personnel.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-



February 26, 2009

2009 - - 087

MATTERS FOR EXECUTIVE SESSION:

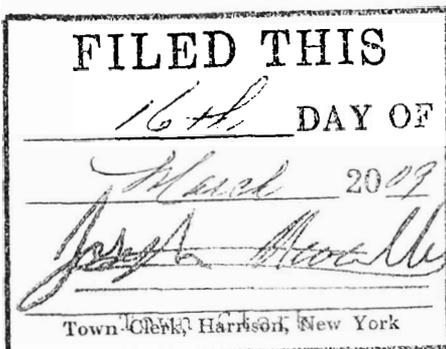
Personnel	4
Real Property	1
Advice of Counsel	1
Litigation	2

On motion duly made and seconded,
with all members voting in favor,
the Meeting was recessed at 9:18 PM.

On motion duly made and seconded,
with all members voting in favor,
the Meeting was re-convened at 10:25 PM.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Reer'tn
- Supvs'r



February 26, 2009

2009 - - 088 (corrected)

APPROVAL TO SUSPEND CODE ENFORCEMENT OFFICER
EDWARD DIBUONO

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to suspend Code Enforcement Officer Edward Dibuono, with pay, effective February 27, 2009.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Building Inspector and the Town Attorneys.

Adopted by the following vote:

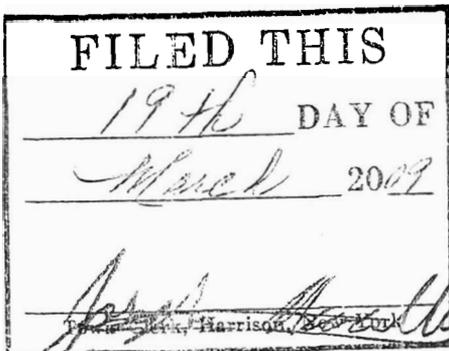
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-



Town Clerk

February 26, 2009

2009 - - 089

APPROVAL TO NOT CHARGE FOUR (4) DAYS OF SICK LEAVE TO
CHRISTOPHER COLASACCO

On motion of Councilman Sciliano, seconded by Councilman Scappaticci,

it was

RESOLVED to authorize Comptroller Maureen MacKenzie to not charge four (4) days of sick leave to Christopher Colasacco, an employee in the Department of Public Works, due to a firematic injury.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Commissioner of Public Works and the Town Attorneys.

Adopted by the following vote:

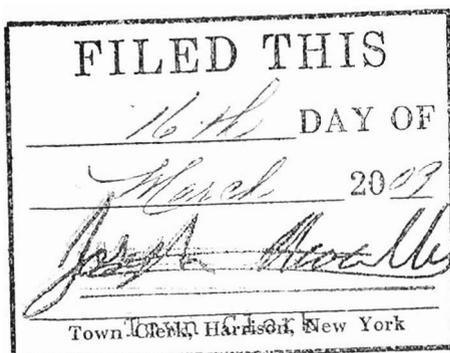
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



February 26, 2009

2009 - - 090

AUTHORIZATION TO RAISE THE CAP ON LEGAL FEES IN
THE JANE DOE MATTER TO \$25,000.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to raise the cap on legal fees in the Jane Doe matter to \$25,000.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Attorneys.

Adopted by the following vote:

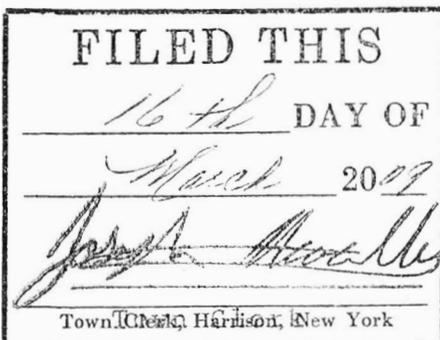
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



February 26, 2009

2009 - - 091

AUTHORIZATION TO RAISE THE CAP ON LEGAL FEES
RE: DUFFELMEYER v HALL TO \$80,000.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to raise the cap on legal fees in the matter of Duffelmeyer v Hall to \$80,000.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Attorneys.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

Assessor
 Benefits
 Bldg
 Compt'lr
 Engrng
 Law
 Police
 P. Wrks
 Purch'g
 Recr'in
 Supvs'r

FILED THIS

16th DAY OF

March 2009

Town Clerk, Harrison, New York

February 26, 2009

2009 - - 092

AUTHORIZATION FOR FIRE MARSHAL STEVE SURACE AND ASSISTANT FIRE INSPECTOR JOHN CAPARELLI TO ATTEND THE WESTCHESTER COUNTY FIRE MARSHAL & INSPECTOR TRAINING SEMINARS. COST: \$320

On motion of Councilman Scappaticci, seconded by Councilman Vetere,

it was

RESOLVED to approve the request of Fire Marshal Steve Surace for authorization for himself and Fire Inspector John Caparelli to attend the Westchester County Fire Marshal & Inspector Training Seminars on March 12th, April 9th and May 14, 2009, at a cost for both of \$320. The Seminar is being held at the Purchase Fire Department Headquarters.

FURTHER RESOLVED that this approval is contingent regardless of whether or not Fire Marshal Steve Surace has returned to work.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Town Attorney and the Fire Marshall.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

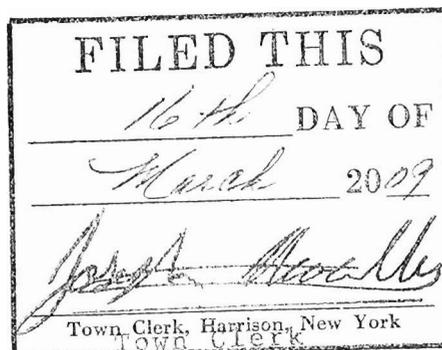
NAYS: None

ABSENT: None

There being no further matters to come before the Board, the Meeting was on motion duly made and seconded, the Meeting was declared closed at 10:27 PM.

Respectfully submitted,

Joseph Acocella
Town Clerk



Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

Steve Marshall