

October 7, 2010

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 7th day of September, 2010 at 7:30 PM, Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan B. Walsh ..... Supervisor

Joseph Cannella )  
Fred Sciliano ) ..... Councilpersons  
Patrick Vetere )  
Marlane Amelio )

ALSO ATTENDING:

Frank Allegretti ..... Town Attorney  
Fred Castiglia ..... Deputy Town Attorney  
Robert Paladino..... Village Attorney  
Jonathan Kraut .....Deputy Village Attorney  
Maureen MacKenzie ..... Comptroller

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- 

**FILED THIS**  
*18th* DAY OF  
*October* 20 *10*  
*Angela J. Trucchi*  
 Town Clerk, Harrison, New York

October 7, 2010

2010 - - 355

IT'S GREAT TO LIVE IN HARRISON/COLUMBUS DAY PARADE  
ANNOUNCEMENT OF "CITIZEN OF THE YEAR AWARD"

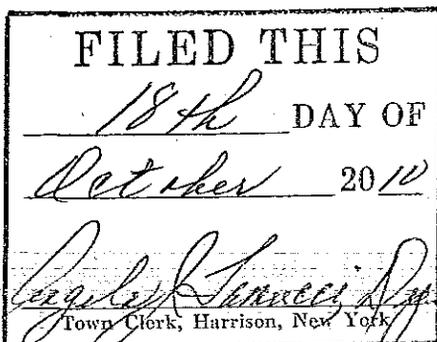
Ron Belmont, retired Superintendent of Recreation spoke about the Columbus Day week-end, with festivities beginning on Saturday night at 7 PM at the West Harrison Fire House. Mr. Belmont thanked the members of FD #1 for sponsoring Saturday evening. He further stated that fireworks display would take place at 8:15 Saturday evening. Donations are still being sought for the fireworks display.

Sunday evening the Columbus Day Society will be holding their dinner dance at Graziella's in White Plains.

Monday is the parade with several marching bands in attendance. Following the parade the festival in MaRiis Park will begin, honoring Police Officer Robert Salerno as the Citizen of the Year, who will also be the Grand Marshall of the parade.

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October 7, 2010

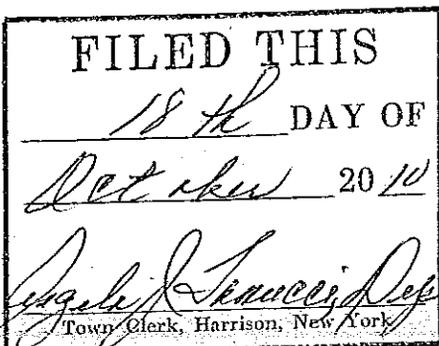
2010 - - 356

NOTIFICATION BY WEST HARRISON FIRE DEPARTMENT  
RE: 100<sup>TH</sup> ANNIVERSARY CELEBRATION

Supervisor Joan Walsh stated that the West Harrison Fire Department will be celebrating their "100<sup>th</sup>" Anniversary Celebration, Sunday, September 25, 2011. The Department is very excited about reaching this milestone and their plans began at their 75<sup>th</sup> anniversary. The food has been arranged, the parade has been arranged and other fire departments will be joining in the celebration.

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October 7, 2010

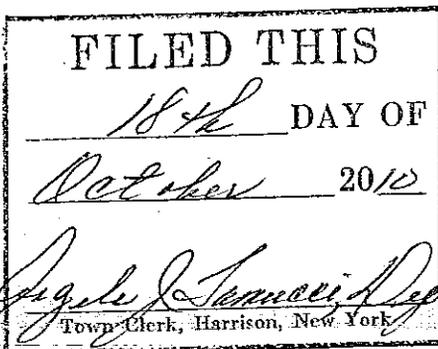
2010 -- 357 -- a

REMARKS RE: NEW YORK STATE DEPARTMENT OF TRANSPORTATION

Supervisor Joan Walsh explained that she had receive a letter from the NYS DOT dated October 9, 2008 regarding a letter sent by Lt. Richard DiBuono requesting flashing beacons on the two school zone sign assemblies located on Route 127 in the area of Harrison Avenue School. In some instance government does move slowly, as in this incident, but the DOT is going to put them through. They will pay for the installation and signs and the Town will pay for the electricity.

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October 7, 2010

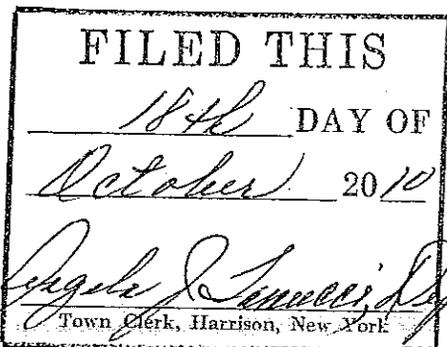
2010 -- 357 -- b

REMARKS RE: I-287 PROJECT UPDATE

Supervisor Joan Walsh stated that this week she received a copy of a letter from October 9, 2008, notifying the Town of the I-287 Stage III improvements. A Cedar Wooden Fence, approximately 8 feet in height, will be installed on the north side of Westchester Avenue and Anderson Hill Road. It will take several weeks to complete. The DOT thanks everyone, especially those residing in that area, for their patience.

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October 7, 2010

2010 - - 358

ACCEPTANCE OF CORRESPONDENCE AND REPORTS:

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the following correspondence and reports:

- 1a. Monthly report by the Chief of Police for August 2010.
- 1b. Monthly report by the Town Clerk for September 2010.
- 1c. Monthly report by the Receiver of Taxes for September 2010.
- 1d. Quarterly report by Librarian II Carol Meehan for July, August and September 2010.

Adopted by the following vote:

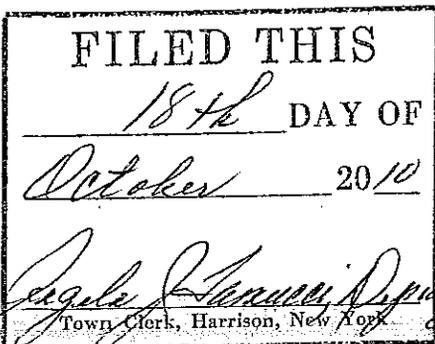
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None

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October 7, 2010

2010 - - 359

AUTHORIZATION FOR THE SUPERVISOR TO EXECUTE  
THE NYSDEC ASSISTANCE CONTRACTS

On motion of Councilman Sciliano, seconded by Supervisor Walsh,

it was

RESOLVED that;

**WHEREAS**, The Town/Village of Harrison herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its project communications and attachments for Beaver Swamp Brook Site, Site # B00109, Contract # 303209 herein called the "Project", is desirable, is in the public interest, and is required in order to implement the project; and

**WHEREAS**, The Environmental Conservation Law (ECL) authorizes State assistance to municipalities for such projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into contract herewith;

**NOW, THEREFORE, BE IT RESOLVED** BY the Town/Village of Harrison that;

1. The Supervisor/Mayor is the representative authorized to act on behalf of the Municipality in all matters related to this project. The representative is authorized to make application, execute the State Assistance Contract, sign requests for reimbursement and submit Project documentation and otherwise act for the Municipality's governing body in all matters related to the Project;
2. That his Authorization includes, but not be limited to, the scope of work as noted in SAC No. C303209 (including Amendment #1) and SAC No. C304460
3. That the Municipality understands it is responsible for 100% of the eligible incurred costs for the Project in the first instance and must submit appropriate payment requests to be reimbursed 75% of the eligible incurred costs of the Project resulting in the Municipality ultimately funding 25% of the eligible incurred costs;

4. That one (1) certified copy of this Resolution be prepared and sent to the New York State Department of Environmental Conservation

5. That this Authorization take effect immediately

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Town Engineer.

Adopted by the following vote:

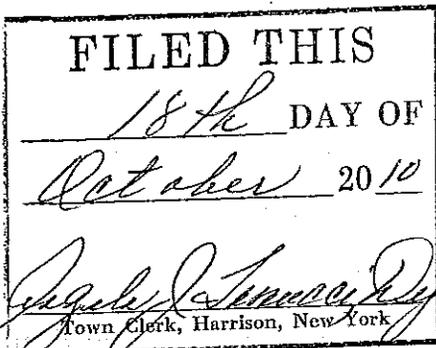
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None

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October 7, 2010

2010 - - 360

APPROVAL FOR THE AMENDMENT TO THE CURRENT SCHOOL TAX WARRANT ON  
THE CURRENT SCHOOL BILL RE: 27 MAPLE AVENUE, BLOCK 123, LOT 13, 14

On motion of Councilwoman Amelio, seconded by Councilman Sciliano,

it was

RESOLVED to approve the amendment to the current School Tax warrant on the current school bill regarding 27 Maple Avenue, Block 123, Lot 13, 14.

FURTHER RESOLVED to approve the refund in the amount of \$811.30 (the County refund portion is \$959.50.

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

Adopted by the following vote:

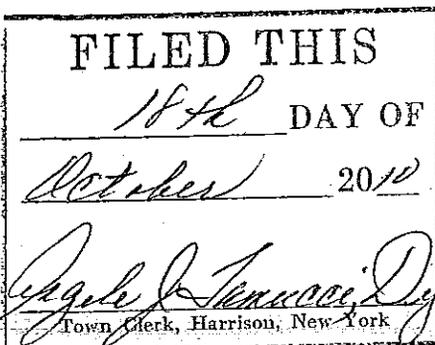
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None

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October 7, 2010

2010 - - 361

APPROVAL FOR MARK BONISTALL TO USE EQUIPMENT FROM  
THE RECREATION DEPARTMENT FOR THE 6<sup>TH</sup> ANNUAL 5K LINDSEY RUN/WALK AT  
PURCHASE COLLEGE ON SUNDAY, OCTOBER 24, 2010

On motion of Councilman Sciliano, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Mark Bonistall, Chairman or Peace Outside the Campus, The Lindsey M. Bonistall Foundation for authorization to use the following equipment from the Recreation Department:

Barricades/Horses; Finish Line Clock; Canopy; Truck for transportation and the Public Address System.

FURTHER RESOLVED to forward a copy of this Resolution to the Superintendent of Recreation.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

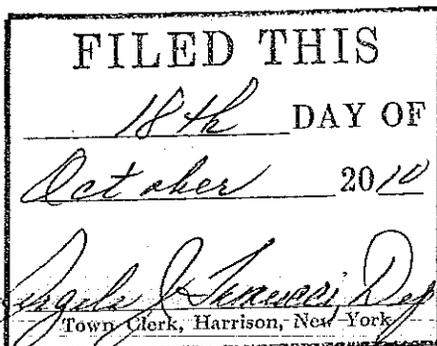
NAYS: None

ABSENT: None

Supervisor Joan Walsh stated that this was indeed a worthy cause.

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- Supvs'r



October 7, 2010

2010 - - 362

APPROVAL TO HIRE 15 SEASONAL WORKERS IN THE HIGHWAY DEPARTMENT  
FOR CURBSIDE LEAF PICK UP

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Commissioner of Public Works Anthony Robinson for authorization to hire 15 seasonal workers in the Highway Department, for curbside pick up, during the leaf season, effective October 25, 2010, at a rate of \$11 per hour.

FURTHER RESOLVED that funding is available in the Highway Operating Budget Account #003-5142-100-0172.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Commissioner of Public Works.

Adopted by the following vote:

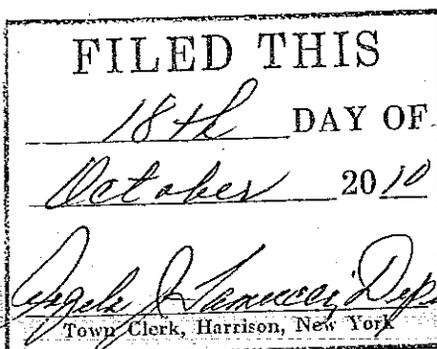
AYES: Councilpersons Amelio, Cannella and Sciliano  
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None

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October 7, 2010

2010 - - 363

AUTHORIZATION FOR THE DIRECTOR OF COMMUNITY SERVICES TO ACCEPT A  
DONATION IN THE AMOUNT OF \$100 FOR THE HARRISON FOOD PANTRY

On motion of Councilwoman Amelio, seconded by Councilman Sciliano,

it was

RESOLVED to approve the Director of Community Services Nina Marraccini for authorization to accept a donation from the West Harrison Neighborhood Association in the amount of \$100 for the Harrison Food Pantry.

FURTHER RESOLVED to forward a cop of this Resolution to the Comptroller and the Director of Community Services.

Adopted by the following vote:

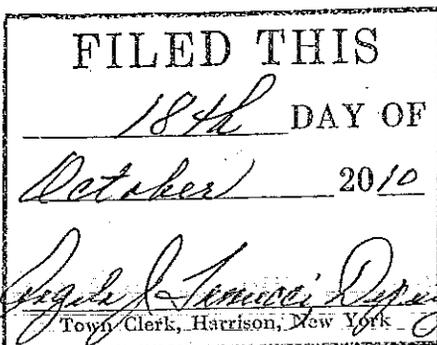
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetee  
Supervisor Walsh

NAYS: None

ABSENT: None

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October 7, 2010

2010 - - 364

APPROVAL FOR THE TWIG OF WESTCHESTER TO PLACE LARGE SIGNS AT  
VARIOUS LOCATIONS IN HARRISON

On motion of Councilwoman Amelio, seconded by Councilman Sciliano,

it was

RESOLVED to approve the request by Gigi Jorissen, President of the Twig of Westchester to place their signs, for their annual fundraiser on November 19<sup>th</sup> and 20, 2010 at the Apawamis Club in Rye, at the following locations:

- Harrison Police Station (Intersection of Pleasant Ridge Rd. and North Street)
- Purchase Community House
- Five Corners Intersection near the High School
- Mintzer Center
- Passidomo Park

FURTHER RESOLVED that no signs are to be placed at MaRiis Park.

FURTHER RESOLVED to forward a copy of this Resolution to the Commissioner of Public Works and the Chief of Police.

Adopted by the following vote:

AYES: Councilperson Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None

Councilwoman Amelio stated that there is nothing worse seeing political signs weeks and weeks after an election.

Supervisor Walsh explained that many, many years ago there was a Resolution limiting the location and duration of signs, it was challenged and the court stated "it was unconstitutional".

Naomi Oppman stated she is opposed to so many signs posted around town.

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  - Recr'tn
  - ✓ Supvs'r

**FILED THIS**  
*18<sup>th</sup>* DAY OF  
*October* 20*10*  
*[Signature]*  
 Town Clerk, Harrison, New York

October 7, 2010

2010 - - 365

APPROVAL OF THE REQUEST BY ROSA ACOCELLA, CHEERLEADING COACH  
FOR THE HARRISON HIGH SCHOOL FOOTBALL TEAM FOR A SPECIAL EVENTS  
PERMIT FOR THE TRADITIONAL RYE GAME PEP RALLY AND BONFIRE TO BE HELD  
ON FRIDAY, OCTOBER 15, 2010

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Rosa Acocella, Cheerleading Coach for the Harrison High School Football Team for a Special Events Permit for the traditional Rye Game pep rally and bonfire to be held on Friday, October 15, 2010.

FURTHER RESOLVED that the fee be waived.

FURTHER RESOLVED that Mrs. Acocella will notify the Police and Fire Departments and the Harrison EMS.

FURTHER RESOLVED to forward a copy of this Resolution to the Commissioner of Public Works, the Acting Fire Marshal and the Chief of Police.

Adopted by the following vote:

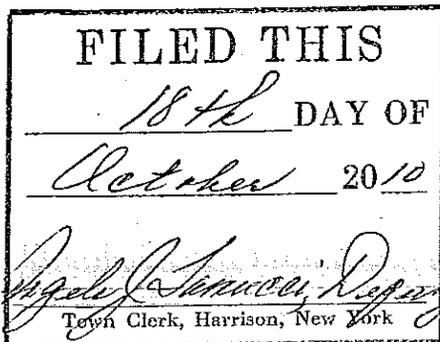
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None

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October 7, 2010

2010 - - 366

REMARKS BY LUCILLE HELD

Lucille Held stated there since there had been a police officer stationed where the Toyota car (involved in accident being investigated by police) was kept under a tent, then the Town should be able to patrol the quarry, with all its noise and dirt and being bothersome to residents.

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FILED THIS  
18<sup>th</sup> DAY OF  
October 2010  
*Angelo J. Sarnucci, Deputy*  
Town Clerk, Harrison, New York

October 7, 2010

2010 - - 367  
CONTINUATION OF DISCUSSION  
RE: LAKE STREET QUARRY

Sam Fanelli stated that he understood there were more legal documents and asked if this public hearing will continue in November.

Supervisor Joan Walsh answered: November 3<sup>rd</sup>.

Mr. Fanelli went on to say that he has documents to present at the next meeting.

Mrs. Walsh asked if these documents could be distributed to the attorneys tonight.

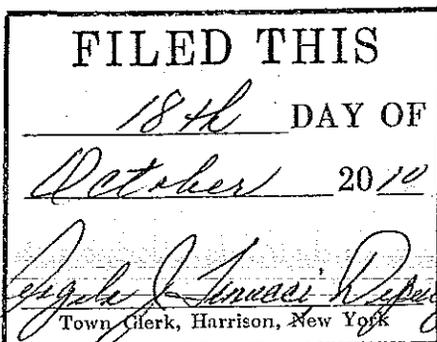
Mr. Fanelli answered: he would wait until the Hearing.

Councilman Vetere asked attorney Jonathan Kraut if there was anything he might need that Mr. Fanelli might have.

Attorney Kraut responded: He didn't know what Mr. Fanelli has. Mr. Fanelli could show him anything he would like and then Mr. Kraut would let the Board know if the documents were relevant.

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October 7, 2010

2010 - - 368

MATTERS FOR EXECUTIVE SESSION:

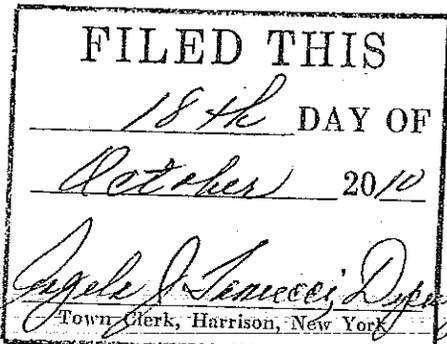
|                       |   |
|-----------------------|---|
| Advice of counsel     | 1 |
| Settlement of claim   | 1 |
| Potential litigation  | 1 |
| Collective bargaining | 1 |

On motion duly made and seconded,  
with all members voting in favor, the  
Meeting was recessed for Executive Session at 8:35 PM.

On motion duly made and seconded,  
with all members voting in favor, the  
Meeting was reconvened at 9:30 PM.

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October 7, 2010

2010 -- 369  
SETTLEMENT OF CLAIM  
NEWMAN v. TOWN OF HARRISON

On motion of Councilwoman Amelio, seconded by Councilman Cannella,  
it was

RESOLVED to settle the claim in the matter of Newman v Town of Harrison for the additional cost in the amount of \$640 for supplemental damages plus \$500 for car rental while vehicle was being repaired. Total cost: \$1,140.

FURTHER RESOLVED that this settlement is subject to the claimant signing a General Release.

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

Adopted by the following vote:

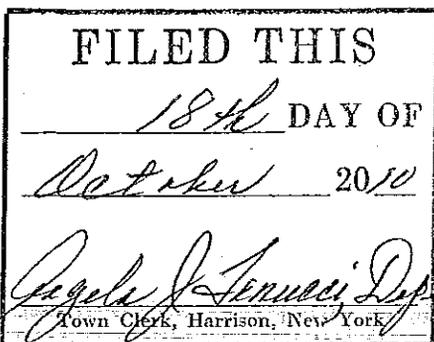
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None

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October 7, 2010

2010 -- 370

APPROVAL OF AN INCREASE IN THE HOURLY RATE OF PAY FOR ALL SCHOOL CROSSING GUARDS IN THE AMOUNT OF \$1.00 FOR THE YEAR 2011

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to approve the increase in the hourly rate of pay for all School Crossing Guards in the amount of \$1.00 per hour for the year 2011.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Chief of Police and the Law Department.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
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, declared closed at 9:30 PM.

Respectfully submitted,

Angela J. Tamucci  
Deputy Town Clerk

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