

TOWN BOARD AGENDA
MEETING OF THE TOWN BOARD OF THE TOWN OF HARRISON,
TO BE HELD AT THE MUNICIPAL BUILDING,
1 HEINEMAN PLACE, HARRISON, NY., IN WESTCHESTER COUNTY,
ON THURSDAY, AUGUST 23, 2007, AT 7:30 PM,
EASTERN DAYLIGHT SAVINGS TIME

A. REPORT FROM SUPERVISOR MALFITANO ON DECISIONS MADE
FOLLOWING TOWN BOARD MEETINGS HELD ON JULY 26, 2007.

1. Adoption of report and recommendations of Hearing Officer Richard Gardella.
2. Authorization to increase the hourly rate of pay for DPW employee Robert Struzzi.
3. Promotion of Junior Engineer Frank Blabi, Grade 10, to the title of Assistant Engineer, Grade 11.
4. Provisional appointment of Anna Giannetti, as Senior Office Assistant, Automated Systems, in the office of the Town Engineer, effective July 30, 2007.
5. Probationary appointment of Michele Allegretti, Office Assistant, Automated Systems, in the Building Department, effective July 24, 2007.
6. Addition of Jonathan Chaim to the summer part-time availability list.
7. Authorization to re-instate 156 hours of sick leave to the account of Fire Marshal Steve Surace.
8. Settlement of Tax Certiorari.
9. Authorization to raise the cap on fees in regards to the Murphy litigation.
10. Approval to recognize the School Crossing Guards as part of the bargaining unit of the CSEA Local 860, effective immediately.
11. Settlement of claim (2)
12. Authorize to raise the cap on legal fees regarding Pastore vs Town of Harrison.
13. Approval of an Intermunicipal Agreement with the County of Westchester RE: Prisoner Transportation for the years 2007, 2008, 2009 and 2010.

B. CORRESPONDENCE AND REPORTS:

- 1a. Monthly report from the Recreation Department for July 2007.
- 1b. Monthly report from the Fire Marshal for July 2007.
- 1c. Monthly report from the Town Clerk for July 2007.
- 1d. Monthly report from the Receiver of Taxes for July 2007.
- 1e. Monthly report from the Department of Public Works for June 2007, with a chart of complaints/requests for service.
- 1f. Monthly report from the Building Department for June 2007.

2. Notification from FEMA for Public Open House Meetings in September 2007 at the following locations, RE: Map Modernization and the National Flood Insurance Program.
September 10th, 2PM and 7PM, Westchester County Center, White Plains
September 11th, 10:30 AM, Mamaroneck Town Center, Mamaroneck,
September 11th, 7PM, Bedford Town House, Bedford Hills.
3. Notification from Rev. M. Jonah Kendall, Rector All Saints' Church, that on

Friday, September 14, 2007, All Saints' will be holding its Semi-Annual Silent Auction fundraising event. The success of their event has increased each time it has been held. They truly appreciate the past support of the community and local business and all that it has enabled them to accomplish. They hope the community will assist us by providing goods or services to help make this year's Silent Auction the most successful yet.

C. PUBLIC HEARING:

1. PUBLIC HEARING: RE: A Local Law amending Chapter 146 of the Code of the Town of Harrison for Flood Prevention as authorized by the NYS Constitution, Article IX, Section 2, and Environmental Conservation Law, Article 36.

D. PERSONNEL:

1. Request by Chief of Police Dave Hall for the appointment of Elaine Carlucci, of West Harrison, NY as a crossing guard on a part-time availability basis at an hourly rate of \$17.50 per hour, to be effective as of September 4, 2007.

2. Letter of retirement from Sgt. Peter Oliva, effective September 22, 2007.

3. Notification by Chief of Police Dave Hall that Lt. Lawrence Marshall has been accepted for the 232nd Session of the FBI National Academy, in Quantico, VA., from January 6th through March 14, 2008, at a cost for travel expenses only, not to exceed \$1,000. There is no fee to attend this training. Lodging and meals are included. This is a budgeted item.

4. Request for approval for reimbursement to Dorothy DiBuono of the costs for college courses that she enrolled in at Westchester Community College, 2007 Fall Semester at a total cost of \$1,859 for the following courses:

1. Computer Information Systems
2. Object Oriented Programming Logic
3. Business Communications

Mrs. DiBuono is working towards a degree in Computer Information Systems. Further requested that upon satisfactory completion and submission of attendance, and upon proof of payment, the Comptroller be authorized to audit and pay expenses outlined in the CSEA contract.

5. Request by Deputy Assessor Mark Heinbockel for approval for himself and Assessor James Calandruccio to attend the annual New York State Assessors' Association Conference in Buffalo, NY, from September 23-26, 2007, at a cost of \$1,000 per person. This is a budgeted item.

E. ACTIONS AND RESOLUTIONS:

1a. Request by Comptroller Maureen MacKenzie for approval for Budget Modifications.

1b. Request by the Comptroller for approval for a Budget Transfer, in the amount of \$1,800 from Traffic-Other Equipment to Traffic-Part Time Summer Salaries.

2. Letter from Dodie Tschirch, Vice President-Government & Public Affairs on behalf of Cablevision, thanking the Town Board for taking the time to speak with her regarding the pending transaction at Cablevision. As discussed, the plan to take the company private will not affect the management, operation or control of the franchise in Harrison, or impact the cable service the company delivers to your residents. Request for approval of the attached Resolution approving the merger of Cablevision with Central Park Holdings. Per their Resolution the Transaction will not result in any change to the control, operations or management of the cable system or the Franchise and the Franchise will continue to be held by CSC Acquisition-MA, Inc.

3. Request by Andrea Rella for approval to reschedule the approved Block Party from Saturday, August 18th to Saturday, September 1, 2007 (TBR #2007-307.) The party is re-scheduled in order to accommodate more of the residents. The Certificate of Insurance has been approved by the Law Department.

4. Request by Rev. Thomas Unhenholz, Pastor of the Presbyterian Church of Harrison for approval for a Special Events Permit for the Family Fun and Safety Day to be held on Saturday, September 15th from 10 to 2 PM. Further requested that Meadow Street be closed during this event so that the space could be used for Fire and Police Department vehicles and demonstrations. Further requested that the fee be waived. A Certificate of Insurance will be provided upon Town Board approval.

5. Request by Director of Purchasing Judy D'Agostinis for authorization to advertise and receive sealed bids for the purchase of a Four Wheel Drive S.U.V. for Fire District #2. Funds are available in their 2007 Operating Budget.

6a. Notification by Acting Town Engineer Bob Wasp Re: Construction at 280 Park Avenue: pursuant to Section 235-32 of the Zoning Code, which states: "All plans for buildings built in flood areas as defined above shall be transmitted to the Town Engineer for a recommendation as to the minimum floor level of the building and the final grading of the property. Such recommendation must be confirmed by a resolution of the Town Board prior to the issuance of a building permit conforming to the recommendations." Recommendations by Acting Town Engineer Wasp are as follows:

1. No grade is permitted on property.
2. The new garage floor elevation shall be set 0.5 feet below the base flood elevation at 33.5 feet.
3. The construction of the new structure shall conform to Chapter 146, Section 17 (Flood Damage Prevention) of the Town Code.

6b. Request by Massimo Maffei that the Town Board approve the Building Permit for 280 Park Avenue.

7. Request by Director of Purchasing Judy D'Agostinis for approval of a Bid Award to AAA Emergency Supply Co., 635 No. Broadway, White Plains, NY, having met all the requirements and specifications for the purchase of Miscellaneous Fire Hose as follows:

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| A. 1-3/4" Key Fire Hose with 1.75 x 1.5 NST Couplings and 10 year warranty, in 50 foot lengths | \$109 per length |
| B. 2-1/2" Key Fire Hose with 2.5 NY Corp Couplings and 10 year warranty, in 50 foot lengths | \$157 per length |
| C. 5" Key Fire Hose with Storz Couplings and 5 year warranty, in 50 foot lengths and 100 foot lengths | |
| 50 foot lengths | \$360 per length |
| 100 foot lengths | \$545 per length |

Further requested to authorize the Comptroller, upon receipt of claims to audit and upon audit, the Mayor to pay same.

8. Recommendation from the Planning Board to rezone the section of Town known as Franklin Avenue/Hunter Street/Harrington Place, from the AB Zone to the R50 Zone.

9. Request by Frank McCullough, Jr., of McCullough, Goldberger & Staudt, on behalf of his client 400 Westchester Avenue, for approval to schedule a Public Hearing Re: a Special Exception Use Permit for a Petition for Amendment -§235-17.U of the Zoning Ordinance, to permit undergraduate and graduate schools in the building. **(Planning Board approval has been granted PB2007/41, subject to certain suggested changes to the proposed zoning amendment text.)**

10. Request by William Null of Cuddy & Feder, on behalf of his client Morgan Stanley, for approval for a Special Event Permit for a County Fair style employee event to be held at Morgan Stanley, 2000 Westchester Avenue on Saturday, October 13th and Sunday, October 14th, between the hours of 9:00 am and 6:00 pm. Mr. Null will notify the Law Department, the Fire Marshal, the Building Inspector, the Police Department, and the Purchase Fire Department.

11. Request by Commissioner of Public Works Bob Wasp for authorization for additional funding in the amount of \$48,000 for the Highway Container Rental Budget Line, as the approved budget of \$70,000 has been exceeded. The costs, estimated at \$48,000, associated with the clean-up from multiple spring and summer storms has resulted in the need for additional containers for the removal of road debris related to permanent roadway restoration at various locations throughout the Town. Following a discussion with our FEMA representative, we were advised that these costs should be submitted to FEMA for inclusion in our project worksheet for permanent roadway restoration and that funding should be granted for these costs. Further requested to authorize the transfer of funds from the Town Fund Balance to the Highway Fund and upon receipt of FEMA moneys, these funds will be transferred back to the Town.

12. Recommendation by Acting Town Engineer Bob Wasp Re: Site plan Application, 148 Halstead Avenue, Block 103, Lot 9, Re: approval to construct a retaining wall adjacent to a portion of the Brentwood Brook on the above referenced parcel, to proceed once a Town Board Resolution has been adopted, including the attached

recommendations.

13. Request by Mark Scocchera, Chairman of the Board of the Harrison Emergency Medical Services for authorization for an advance of \$30,000 of their fourth (4) Quarter Installment Payment due October 1, 2007. They have made changes in their third (3rd) Party Billing Program to improve their Recovery, but changes take time.

14. Consideration of the Planning Board's recommendations Re: the Town of Harrisons Draft Comprehensive Plan. (PB2007/29)

F. OLD BUSINESS:

1. Town Policy on use of Town-owned vehicles.

G. MATTERS FOR EXECUTIVE SESSION: