

May 25, 2006

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 25th day of May at 7:30 PM, Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Stephen Malfitano . . . . . Supervisor

Joseph Cannella        )  
Thomas Scappaticci    ) . . . . . Councilmen  
Patrick Vetere         )  
Robert Paladino        )

ALSO ATTENDING

Frank Allegretti . . . . . Town Attorney  
Joseph Latwin . . . . . Deputy Village Attorney  
Fred Castiglia . . . . . Village Attorney  
Robert Wasp . . . . . Commissioner of Public Works  
Maureen MacKenzie . . . . . Comptroller  
Judy D'Agostinis . . . . . Director of Purchasing  
David Hall . . . . . Chief of Police

May 25, 2006

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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. Report by the Department of Public Works for March and April 2006, with a chart of Complaints and Requests for Service.
- 1b. Report by the Chief of Police for March 2006.
- 1c. Report by the Chief of Police for April 2006.
  
2. Notification from the City of Rye Department of Planning, Re: A Local Law to amend Chapter 197 (Zoning) of the Code of the City of Rye, New York, Re: the Application of Wetlands and Watercourses in Meeting Zoning Code Requirements, Referral Pursuant to Westchester County Administrative Code.

3. Notification from the Westchester County Department of Environmental Facilities

that the Town/Village of Harrison has been presented with the Certificate of Achievement for the 2006 Recycling Awards Program.

The Town collected in excess of 3,000 tons of recycling material. It also implemented an educational program to encourage people to recycle.

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 234

PUBLIC HEARING: RE: BRAE BURN COUNTRY CLUB, THE MODIFICATION OF AN  
EXISTING SPECIAL EXCEPTION USE PERMIT, PURSUANT TO SECTIONS 235-14,  
235-16 AND 235-17 OF THE ZONING ORDINANCE OF THE TOWN OF HARRISON,  
PROPOSING TO RENOVATE THE ATTIC OF THE EMPLOYEE DORMITORY TO  
PROVIDE FOUR (4) ADDITIONAL BEDROOMS.

The Hearing was postponed until June 22<sup>nd</sup> as the applicant had not notified the neighbors, as required by law.

May 25, 2006

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AUTHORIZATION TO ADD CERTAIN PEOPLE TO THE PART-TIME  
AVAILABILITY LIST FOR THE RECREATION DEPARTMENT

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Superintendent of Recreation Ron Belmont and authorize the addition of the attached list of new part-time employees to the Recreation Part-time Availability List, at the listed rate of pay, effective immediately:

<u>NAME</u>	<u>HOURLY RATE OF PAY</u>
ALVES MATIAS	\$ 5.75
ATTILIO MICHELLE	6.75
BASSO DAVID	5.50
BRANCA ALEXIS	5.75
CARNAVALLA JOHN JR.	5.50
CASARELLA ELISABETTA	6.25
CENTUDRI KELLY	5.50
CIAMEA MARY	10.00
CIRIONI ANDREW	6.25
CORTESE ROBIN	10.00
DERUBEIS NICOLE	5.75
FERRITO GIAN LUCA	6.75
FIorentino DANA	5.50
FRATTINI CHRISTOPHER	6.25
GALLACE JOSEPH	9.50
GORLON MIKE	5.75
LABARBERA RALPH	5.75
LEAVY THOMAS	5.50
LEPINO JACLYN	5.50
LIFRIERI JAMIE	5.50
LIONETTI AMANDA	5.50
MALFITANO CHRIS	6.75
MANSTREAM MITCHELL	5.75
MARCONE ALYSSA	5.50
MAURO MICHAEL	6.75
MIRAKAJ ADRIANA	5.50
MURABITO DANIEL	5.75
NOVIELLO MICHELE	5.50
OLIVIA SALVATORE	5.50
PASCALE CHARLES JR.	5.50
PAULO CHRIS	5.75
POSTIGLIONE AMY	5.50
RAFAIL SAMANTHA	10.25

RICCIARDI ALI	5.75
SANTULLO CHRISTINA	9.00
SCAPPATICCI MICHAEL	6.75
SCAVONE FELICIA	6.25
SPROVIERI JAMES	5.75
STROZZA BRYAN	6.75
TENNER CHRISTINE	9.50
VALENTINO GEORGE	5.75
VERENINI ALLISON	10.00
WEINTRAUB DANIELLE	5.50

FURTHER RESOLVED that the following rate of pay changes per the attached 2006 part-time availability list is approved, effective immediately:

	<b>FROM</b>	<b>TO</b>
ABELE KERI	\$ 5.75	\$ 6.25
ABINAKAD MAYA	8.25	9.00
ACOCELLA JOSEPH	9.50	10.50
ADOLPH JOCELN	8.50	No change
AHNE DANIEL	7.00	No change
AMBROSEO CANDIDA	8.00	8.50
AMENDOLA STEVEN	5.75	6.25
ANGARANO ELISSA	11.00	11.50
ANGARANO MATT	5.50	No change
ANGARANO RONALD	9.50	10.50
ANGARANO WILLIAM	6.50	7.00
ANUNZIATO JOSEPH	6.25	6.75
ARCARA MARINA	8.25	9.00
ASTARITA SALVATORE	6.25	6.75
BARONE CHRISTOPHER	7.50	8.00
BASSO SAMANTHA	7.25	7.75
BASSO SHEREE	10.00	No change
BAYLIS JAMES	10.00	No change
BECKETT KRISTINA	7.50	8.00
BECKETT ROBERT	6.50	7.00
BELMONT MATTHEW	11.00	No change
BELMONT MICHELLE	10.00	11.00
BENEDETTO NICOLE	6.25	6.50
BENEDICT JOSEPH	6.75	7.25
BONISTALL AMY	7.50	8.00
BOURDEAU JOANNA	5.75	6.50
BRANCA VERONICA	6.50	No change
BRIEM CHARLES	10.00	No change
BRIGANTI LISA	5.50	6.25
BRUNO CHRISTINE	8.00	8.50
CALLGY NICK	6.50	No change

CALLAGY WILLIAM	7.00	8.00
CANNELLA ASHLEY	9.50	10.25
CANONICO ALYSSA	6.50	7.00
CARBONE MICHELIA	10.00	No change
CARLUCCI CHRISTINE	9.25	10.00
CARNETTO ROSA	6.75	7.50
CARREA LAURA	6.25	6.75
CARSON BRIAN	8.75	9.25
CARSON DOUGLAS	6.75	7.25
CARUSO DONNA	9.50	10.50
CASARELLA THERESA	6.50	7.00
CASTIGLIA MICHAEL	5.50	6.25
CASTIGLIA TARA	6.25	6.75
CIARAMELLA DIANE	10.00	No change
CIARAMELLA MICHAEL	5.75	6.50
COLACO SHELDON	6.25	6.75
COLANGELO WILLIAM	6.50	7.00
CONIGLIARO ROSA	8.00	8.50
CONSIGLIERE ROCKY	8.25	9.00
CONTE DIANA	6.50	7.00
COPPA ANTHONY	5.50	6.25
COPPA MICHAEL	6.25	6.75
COPPOLA JOE	6.50	7.00
CURCIO PALO	7.25	7.75
D'ALESDANDRO ANTHONY	5.50	6.25
DALTO PAULA	10.00	No change
DEFONCE JOSEPH	7.50	8.00
DELUCCI DANIELLE	6.25	6.75
DEPIPPA PAUL	7.75	No change
DERAFFELE TRAVIS	5.50	6.25
DEROSA ALEXANDER	5.50/6.75 lifeguard	6.25/ 8.25 lifeguard
DEROSA DANIELLE	6.75	8.25
DIAZ JASON	7.25/8.75lifeguard	7.75/9.50 lifeguard
DIAZ ROBERT	8.00	6.75/8.75 lifeguard
DIBUONO CHRISTINE	10.00	10.75
DIBUONO DOROTHY	13.00	15.00
DIBUONO LOUIS	9.00	9.50
DIFATTA ANTHONY	6.25	6.75
DIFATTA SEBASTIAN	8.00	9.00
DILEO CHRISTINE	10.25	10.75
DIRENNO FRANK	6.25	6.75
DONWORTH STEPHEN	6.75	7.25
DOONAN KENNETH	6.25	6.75
DORMAN AMANDA	6.50	7.00
DOWLING RYAN	5.50	6.25
EVANGELISTA ANTHONY	6.25/8.25 lifeguard	6.75 / 9.00 lifeguard

FABIAN ALEX	6.25	6.75
FANELLI ASHLEY	7.25	7.75
FAZZINO ANGELA	9.50	10.00
FAZZINO JOSEPH	10.75	11.50
FAZZINO THOMAS	9.75	10.50
FEALY MARY ELLEN	10.00	No change
FEENEY AIMEE	5.50	6.25
FERRIRA CARLA	5.50	6.25
FERRITO SIMONA	6.25	7.75
FIN ROTH	10.75	11.50
FIORE MARISSA	5.50	6.25
FIORE MARK	7.50	8.00
FIorentino KRISTINA	8.75	9.25
FLEISCHNER ZACH	9.00	9.75
FORGIONE NICK	6.25	6.50
FRANK EVAN	5.50	6.25
FRATTAROLA RUTHANN	10.00	No change
FUGGETTA ERICA	9.50	10.00
FULLER AMANDA	6.25	6.75
GALASSO NICK	7.25	7.75
GALLO JOE	6.50	7.00
GAMBACORTA AMANDA	6.50	7.00
GAMBACORTA KRISTA	8.00	8.50
GARCIA DEKER	5.50	6.25
GASPARRE THERESA	9.00	10.00
GENTILE ANN MARIE	7.00	7.50
GENTILE MICHAEL	5.75	6.25
GEORGE JOAN	10.00	No change
GIORGI ANN	10.00	No change
GREENBURG ALEX	5.50	6.25
GREENBURG ANDREW	5.50	6.25
GRESCAK ANDREW	9.50	10.00
GROZINGER DOREEN	10.00	No change
HACHMANN PATRICK	7.00	7.50
HAWKS DANIEL	5.50	6.25
HERRON ERIC	7.50	8.00
HINCHEY ERIN	10.00	10.75
HINCHEY JULIE	5.75	6.25
HOFFMAN ROBERT	8.75	9.25
IAROSSI RICHARD	6.25	6.50
JENTER DOROTHY	9.00	9.50
JEAN-PHILLIPPE JUNKO	10.00	No change
KATSOGRIDAKIS NOEL	12.50	13.00
KEAVENY KEITH	7.50	8.00
KENNEALLY LINDSAY	7.75	8.25
KLEIN JONATHAN	5.50	No change

KUMTHEKAR ROHAN	6.25	6.75
LANNI LISA	11.00	No change
LARUSSO KIMBERLY	8.75	10.00
LARUSSO VICTORIA	6.25	6.75
LAUDER JEAN	10.00	No change
LAWRENCE SEAN	9.50	10.00
LEGRAZIE KATHLEEN	10.00	No change
LEHMKUHL KELLY	6.75	7.25
LIFRIERI BRIAN	5.75	6.25
LOMBARDO NICHOLAS	6.75	7.25
LUGO BRIANNA	7.75	8.25
LUGOVINA FRANCISCO	7.00	7.50
LUONGO FRANK	6.25	6.75
LUONGO MELISSA	6.25	6.75
MACCHIA FELICIA	7.50	8.00
MAGEE CAITLYN	5.50	6.25
MAIETTA MARILYN	8.50	9.00
MALFITANO AMANDA	8.25	9.00
MANCINI MELISSA	6.50	7.25
MARCHSANI STEPHEN JR	5.50	6.25
MARCONE JEFF	6.50	7.00
MARCONE MICHAEL	6.75/9.00 lifeguard	7.25 /10.00 lifeguard
MARCONE MONICA	8.50	9.00
MARIANI CHRISTINA	6.25	6.50
MARINACCIO JESSICA	6.50	7.00
MARINO DENNIS	7.00	7.75
MARKOWITZ KIMBERLY	5.50	6.25
MARSICO KAREN	9.75	10.25
MARSICO LONI	12.00	12.50
MASCIOLA CHRISTINA	6.25	6.75
MASCIOLA GEORGIA	10.00	No change
MASCIOLA JOHN	7.25	7.75
MASTROGIACOMO MARIA	6.75	7.25
MASTROGIACOMO MICHAEL	6.25	6.75
MASTROGIACOMO ROCCO	6.25	6.75
MASTROGIACOMO ROSA	7.75	8.25
MCCABE CAROLYN	6.25	No change
MCCARTHY SAMANTHA	5.50	6.25
MELLEA ANTHONY	8.75	9.00
MELLEA JOSEPH	5.50	6.25
MEZZANCELLO JONATHAN	6.75	7.25
MEZZANCELLO MATTHEW	8.25	No change
MIGLIACIO RENEE	11.50	12.00
MILLER MATT	8.50	9.00
MOELLER CHERYL	12.00	13.00
MOLITERNO KRISTIN	6.50	7.00

MONASTRA DAVID	9.75	10.50
MONTEMARANO JAMES	6.25	6.50
MONTES MARY ANN	10.00	No change
MORENA ALEX	5.50	6.25
MORENO MARILYN	10.00	No change
MULROY MARY	6.50	7.00
MURDOCCA NICOLE	6.25	6.75
NASELLI ALEJANDRA	7.50	8.00
NEGRON LEANNE	8.50	No change
NEIDER BRITTANY	5.50	6.25
NESHEIWAT AMAL	10.00	No change
NEWEL TARA	5.50	6.25
NORBERTO LAUREN	11.50	12.00
NOVAK KRISTEN	6.50	7.00
NOVIELLO NICHOLAS	6.50	7.00
O'CONNELL MICHAEL	8.00	8.50
O'DONNELL SHANNON	6.25	6.75
OPER ARI	5.75	6.50
O'SHEA BRIAN	7.25	7.75
PARRELLO MATTHEW	6.75	7.25
PASCALE NICOLE	6.75	7.25
PASSARELLA ADAM	6.25	6.75
PASSARELLA AMANDA	5.50	6.25
PEREZ ALFREDO	5.75	6.25
PERSICO PAOLO	5.75	6.25
PETRERA JENNA	9.00	9.75
PIOMBINO ANNA	8.25	9.00
PIPITONE TERESA	10.00	No change
PIPITONE VINCE	5.50	6.25
PLANAMENTO ERICA	6.25	6.50
POLIZZOTO LUCY	9.00	9.50
POWERS BRIAN	10.00	No change
PULIAFICO JENNIFER	6.75	8.25
QUINTERO JOSEPH	9.75	10.50
RAFAIL STEPHANIE	9.25	10.00
REYNOLDS RITA	13.00	15.00
RICCIARDI AMANDA	5.50	6.25
RINALDI MARK	6.50	7.00
RINALDI ROBERT	6.25	6.75
ROA MARIA	7.00	7.50
ROCK JON-PETER	11.25	12.00
ROSANIA ANTHONY	6.25	6.75
ROSARIO DANIEL	5.75	6.25
ROSENBERG STEVEN	5.50	6.25
ROSENZWEIG MATT	5.50/6.75 lifeguard	6.25 / 8.25 lifeguard
ROSIELLO ANDREW	8.50	9.00

ROVIEZZO THOMAS	6.50	7.00
RUSSO DAVID	7.75	8.25
RUSSO ELEANOR	15.00	17.00
RUSSO RUDOLPH	12.00	No change
SAGES JULIA	5.50	6.25
SAGES LISA	7.25	7.75
SAGES VALERIE	10.00	No change
SALERNO JAMES	8.50	9.00
SALERNO JOSEPH	9.00	9.50
SALERNO RICHARD	11.00	12.00
SALONGER MATTIE	6.25	6.75
SANDOR CLARE	6.50	7.00
SANTIAGO DANIELLE	8.25	8.50
SANTIAGO EDDIE	8.00	8.25
SANTIAGO NANCY	6.50	7.00
SANTORSOLA RACHELLE	11.00	12.00
SCAPPATICCI STEVEN	8.25	9.00
SCAPPATICCI TOM	11.00	12.00
SCILIANO KATELYN	5.75	6.50
SENADE MONICA	7.00	7.50
SERVINO JOSEPH	7.50	8.00
SGOBBO DANIELLA	5.50	6.25
SMALLEY RICHARD	5.50	6.25
STISO DANIELA	5.50	6.25
STONE NATASHA	5.50	6.25
STRICKLAND ERIC	6.25	6.50
NOAH STRONE	6.50	7.00
STURINO GREG	6.75	7.25
SUN KEVIN	6.50	7.00
SZABO DANIELLE	5.50	6.25
TALIBON NICOLE	5.50	6.25
TALT NICOLE	6.75	7.25
TARASCIO CAROL	10.00	No change
TINERVIA JOSEPH	8.50	9.00

TISO LISA	10.00	No change
TORRES GINA	7.50	No change
TROIA ANTHONY	6.75	7.25
TROIANO NICHOLAS	7.00	7.50
TROIANO THOMAS	10.00	11.00
VECCHIOLLA LENNY	10.00	No change
VECCHIOLLA MARK	5.50	6.25
VICARS JULIA	6.25	6.50
VITI ANTHONY	11.00	No change

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

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

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AUTHORIZATION FOR POLICE OFFICER ISSA KHAROUBA TO ATTEND A  
HOMICIDE SEMINAR, SEPTEMBER 16-21, 2006, IN COLONIE, NEW YORK,  
COST: NOT TO EXCEED \$750

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Chief of Police Dave Hall and authorize P.O. Issa Kharouba to attend the 19<sup>th</sup> Annual Colonel Henry F. Williams Homicide Seminar, from September 16<sup>th</sup> to September 21, 2006 in Colonie, New York, at a cost, including travel expenses, not to exceed \$750.

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

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

APPOINTMENT OF MICHELLE BEHR TO THE PART-TIME AVAILABILITY LIST

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Town Clerk Joan Walsh for the appointment of Michelle Behr as a summer employee in the Town Clerk's office, effective June 1, 2006, at \$12.50 per hour. This is a budgeted item.

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

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

AUTHORIZATION TO PAY THE COSTS OF BOARDING K-9 DOG YOURIE FROM  
MAY 26<sup>TH</sup> TO MAY 30, 2006, AT A COST NOT TO EXCEED \$150.

Chief Hall explained that most dogs are kept by family members when the handler is away on vacation, but Police Officer Light does not have such family members.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Police Chief Dave Hall for authorization to pay the costs of boarding retired K9 Yourie from May 26 to May 30, 2006, at a cost not to exceed \$150.

FURTHER RESOLVED that in the future, in addition to food and medical care as already provided, boarding of dogs be included as a benefit provision for retired K9's, rather than the request being brought to the Town Board each time a handler needs to board his or her dog.

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

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

APPROVAL OF CERTAIN BUDGET TRANSFERS FOR THE POLICE DEPARTMENT

This transfer is for the purpose of outfitting the new recruits with uniforms, including body armor and grey uniforms for recruit school. It will also fully outfit the five new recruits planned to be hired this year.

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Comptroller Maureen MacKenzie for a Budget Transfer for the Police Department, as follows:

DECREASE:

001-1900-100-4490 SPECIAL ITEMS – CONTINGENT ACCOUNT	\$16,773.00
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INCREASE:

001-3120-100-0423 LAW ENFORCEMENT-UNIFORM/SHOE/TOOL ALLOWANCE	\$16,773.00
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FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Director of Purchasing, and the Chief of Police.

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

CODE BOOK OF THE TOWN OF HARRISON INTO AN ELECTRONIC FORMAT WHICH  
WILL BE AVAILABLE ONLINE AND "TERM SEARCHABLE,"  
COST: \$3,300 STARTUP, AND \$530 PER YEAR TO UPDATE.

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Deputy Village Attorney Jonathan Kraut for the firm of General Code, 72 Hinchey Road, Rochester, NY, to put the Code of the Town of Harrison into an easy to use electronic format, to make the Code available online to the public and term searchable.

FURTHER RESOLVED to authorize the Law Department to prepare a contract with General Code, at a start-up fee of \$3,300 with one (1) year free maintenance and about \$530 per year to update the online Code.

FURTHER RESOLVED to authorize the Supervisor to sign the contract.

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

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

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APPROVAL OF A SPECIAL EVENTS PERMIT FOR AMY HAMILTON OF

COAKLEY AVENUE TO HOLD A BLOCK PARTY ON HESS AVENUE ON SUNDAY,  
JUNE 11, FROM 11AM TO 6 PM, WITH A RAIN DATE OF SUNDAY JUNE 25, 2006

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Amy Hamilton of Coakley Avenue, for a Special Events Permit to hold a block party on Hess Avenue (between Coakley and Danner Avenues), on Sunday, June 11<sup>th</sup>, from 11:00 am to 6:00 pm with a rain date will be Sunday, June 25<sup>th</sup>.

FURTHER RESOLVED that the fee be waived.

FURTHER RESOLVED that a Certificate of Insurance be submitted, and that Ms. Hamilton will notify the Police Department, the Fire Department and the Ambulance Corps.

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

Adopted by the following vote:

AYES:	Councilmen Vetere, Scappaticci, Paladino and Cannella Supervisor Malfitano
NAYS:	None
ABSENT:	None

May 25, 2006

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APPROVAL OF A BUILDING PERMIT FOR 91 BRADFORD STREET,  
BLOCK 384, LOT 33, FOR AN ADDITION TO AN EXISTING HOME

Town Board approval is required because the site contains a portion of the Brentwood Brook

which was channelized with pre-cast concrete "U" sections during Phase II of the Brentwood Brook Project. Section 235-31-B of the Town Code requires a recommendation of approval from the Town Board before construction.

Town Engineer Hugh Greechan has a list of six (6) recommendations that must be followed during construction. It has also been determined that this addition will have no effect on the One Hundred (100) Year Flood Elevation so an Engineer's Certification is not required.

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the recommendation of the Town Engineer Hugh Greechan for the issuance of a building permit for 91 Bradford St, Block 384, Lot 33, conditioned upon the applicant following the six (6) recommendations of the Town Engineer, as follows:

1. Maintain a Five (5) foot maximum setback from the brook wall to all structures.
2. The bottom of the building footing shall be no higher in elevation than the bottom of the existing culvert slab.
3. Erosion Controls, in accordance with this office, must be properly installed and maintained at all times.
4. Grade shall not be altered immediately adjacent to the brook.
5. Objects, structures, or sediment shall be prevented from entering the brook at all times.
6. The Applicant shall protect the brook culvert during construction. The Engineer or Architect shall submit certification stating the integrity of the culvert has not been compromised. This Certification shall be submitted prior to the release of any Certificates of Occupancy.

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

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 243

APPROVAL TO SET THE DATE OF EITHER JUNE 8 OR JUNE 22, 2006  
FOR A PUBLIC HEARING

FOR AN AMENDMENT TO THE EXISTING SPECIAL EXCEPTION USE PERMIT  
FOR THE OFFICE BUILDING AT ONE & FOUR WEST RED OAK LANE

CONSISTING OF LANDSCAPING, A WATER FEATURE AND LIGHTING

Attorney Laurie Dickson of the law firm of McCullough, Goldberger and Staudt appeared for the applicant, Pirri Properties. They sought to have the date of June 8<sup>th</sup> for the Hearing, but it was uncertain if the required newspaper publication could be made in a timely manner. It was later confirmed that publication could be done in time, so the date was set for June 8th.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of attorney Frank McCullough, Jr. on behalf of his client Pirri Properties, owners of One and Four West Red Oak Lane, to set a date for a Public Hearing for an amendment of its existing Special Exception Use Permit which would allow site improvements including significant landscaping, a water feature, replacing of lighting. The Applicant will also improve and maintain the triangular piece of property at the entrance to West Red Oak Lane.

FURTHER RESOLVED that the date for the Public Hearing will be on June 8, 2006.

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

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 244

REPORT ON THE PROVISIONS OF THE WESTCHESTER COUNTY  
GREENWAY COMPACT PLAN

Town Attorney Frank Allegretti stated that the report sent to the Town is really just a notification that it is being adopted by a neighboring community.

The matter was referred to the Town Planner, Pat Cleary.

May 25, 2006

2006 -- 245 -- a

BID AWARD TO SHEMIN NURSERIES FOR THE PURCHASE OF TREES, SHRUBS,  
FLOWERS AND MISCELLANEOUS SUPPLIES

Commissioner of Public Works Bob Wasp pointed out that the listed prices are for the item only, that the Town does the planting. In response to a question, he gave an estimate that approximately \$15,000 is spent on trees, and \$10,000 on flowers and shrubs. Mr. Wasp added

that the number of trees varies each year depending on homeowner requests for replacement trees, as well as the number of trees required for other purposes. He added that each Nursery offered different size trees, and that he took the best price in each instance.

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the Bid Award to Shemin Nurseries, 1081 King Street, Greenwich Connecticut, for the following trees, shrubs, flowers and miscellaneous items.

Norway Maple; Crimson King Maple; Red Maple (Red Sunset); Red Maple (October Glory); Hedge Maple; Bradford Pear; Kwanzan Cherry; Weeping Cherry; Hawthorn (Winter King); Hawthorn (Washington); Ginko (Male); English Oak; Red Oak; London Plane; Flowering Plum; Thornless Honey Locust; Littleleaf Linden; Serviceberry; Himalayan Birch; Eastern Redbud; Kousa Dogwood; Tatarian Dogwood; Blue Atlas Cedar; Japanese Zelkova; Aborvitae; Azalea (assorted colors); Hybrid Rhododendron (assorted colors); Petunias; Marigolds; Assorted Begonias; Ageratum; Snapdragons; Impatiens; Vinca Vine; Red Geranium; New Guinea Impatiens; Flower Spikes; Fast Grow Lawn Mix; Lime Pellets; Sunny Grass Seed; and Shady Grass Seed.

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

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 245 -- b

BID AWARD TO PROSPERO NURSERY FOR THE PURCHASE OF TREES, SHRUBS,  
FLOWERS AND MISCELLANEOUS SUPPLIES

Commissioner of Public Works Bob Wasp pointed out that the listed prices are for the item only, that the Town does the planting. In response to a question, he gave an estimate that approximately \$15,000 is spent on trees, and \$10,000 on flowers and shrubs. Mr. Wasp added that the number of trees varies each year depending on homeowner requests for replacement

trees, as well as the number of trees required for other purposes. He added that each Nursery offered different size trees, and that he took the best price in each instance.

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the Bid Award to Prospero Nursery, 1120 Knollwood Road, White Plains, NY, for the following trees, shrubs, flowers and miscellaneous items.

Norway Maple; Crimson King Maple; Red Maple (Red Sunset); Red Maple (October Glory); Hedge Maple; Bradford Pear; Kwanzan Cherry; Weeping Cherry; Hawthorn (Winter King); Hawthorn (Washington); Ginko Male; English Oak; Red Oak; London Plane; Blue Atlas Cedar; assorted Flower Bulbs and Miracle-Gro.

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 Director of Purchasing and the Commissioner of Public Works.

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 246

POSSIBLE CHANGE IN FLIGHT PATTERNS OF AIRCRAFT  
ARRIVING OR DEPARTING LaGUARDIA AIRPORT

Supervisor Malfitano presented to the Board a copy of a letter that had been prepared by attorneys for other Sound Shore communities which listed specific objections to the Draft Environmental Impact Statement prepared by the Federal Aviation Administration, (FAA). He stated that he had received a letter from Valerie O'Keefe, the Supervisor of the Town of Mamaroneck, asking that Harrison join with the other communities in the opposition to this proposed change. He then asked the Board to review the letter from the attorneys and forward

their comments to him.

Councilman Pat Vetere offered to research the matter.

On motion of Councilman Cannella, seconded by Councilman Scppaticci,

it was

RESOLVED to join with the other Sound Shore communities in opposing the proposed changes in flight patterns of aircraft arriving or departing from LaGuardia airport.

FURTHER RESOLVED to forward a copy of this Resolution to Supervisor Valerie O'Keefe of the Town of Mamaroneck.

Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci, Paladino and Cannella  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 247  
DISCUSSIONS

(1) RE: NEW TOWN MAINTENANCE GARAGE  
BEING CONSTRUCTED ON PARK LANE

Resident Helena Jaffe addressed the Board regarding the new Town Maintenance Garage that is being constructed on the former NIKE Base off Park Lane. Mrs. Jaffe's home is on Indian Hill Road, which is entered from Park Lane. She stated that she is concerned about the expansion of the Department of Public Works facilities on the NIKE base site, concerned because this area is a residential area. She added that the street is only a two-lane road, is a winding road, with children walking there, with many outdoor activities by the families. She added that the facility

should be by the (Westchester County) Airport.

Supervisor Malfitano said that the Town would have to find a place to put it at the Airport, and the Town does not have that option. He continued that the Town does not own property at the Airport, although it has leased the former NYS Department of Transportation site and that the moving of the Composting Site from the NIKE base site was a major benefit, removing a terrible operation with all its smells and all the truck traffic associated with that operation. He stated that the Town needs to service that end of Town, and there currently is traffic up and down Park Lane, and that is the type of traffic that will be there.

Mrs. Jaffe also pointed out that the Town has taken down (a number of trees) for the new water line, and that it is very visible, as well as the number of cars parked on that site, that it is an eyesore.

Mr. Malfitano replied that the trees were taken down according to design specifications, for a retention basin as well as the water pipes. He added that what is there now is an improvement to the community but he agreed that it could possibly be better screened.

Commissioner of Public Works Wasp stated that the Town has constructed both a sanitary drain and a storm drain in that area, adding that some evergreens have been planted, but more will be done to restore the area as the work is completed. (At a previous meeting, it had been pointed out that, as a result of the construction and disturbance of the property, rainwater from the NIKE base site was pouring onto Park Lane, flooding some homeowners' properties. The storm drain and retention basin will prevent that problem.)

## (2) PROPOSAL TO HOLD A FIREWORKS DISPLAY ON TOWN PROPERTY

Supervisor Malfitano stated that he had received a letter from resident Roy Aletti of Parsons Street, who was very interested in holding a fireworks display in lower Harrison, at his own expense, on town property, on the site of Project Home Run, on July 4<sup>th</sup> of this year. Mr. Aletti asked if this would be feasible. Mr. Malfitano continued that he had held discussions with various people in the Town House, such as if there were environmental constraints due to the fact that part of the property is a NYS regulated wetlands. He added that there were not any constraints, but there is a concern as to any danger to surrounding areas. Mr. Aletti had stated that these would not be large fireworks but of the Class C size which are not a substantial size. Mr. Malfitano said he thought this was a terrific idea, and suggested that the Board allow Mr. Aletti to proceed, with safeguards as to the qualifications of the company, and the required insurance and indemnifications.

Councilman Paladino asked if the Town of Rye needed to be notified, as this property borders the Town of Rye. Mr. Malfitano replied that there was no legal requirement to do so, but it would be a matter of courtesy to do so.

Councilman Scappaticci stated that he would support the idea, but that the Town would have to make sure that none of the surrounding buildings be harmed.

It was agreed that the fireworks company would have to examine the site beforehand, to make sure that it is suitable.

Mr. Aletti will be asked to come back to the Board at the next meeting, with further details.

(3) PROPOSAL BEFORE THE COUNTY BOARD OF LEGISLATORS  
THAT THE COUNTY SEWER DISTRICTS BE CONSOLIDATED

Supervisor Malfitano informed the Board and the audience that there would be a Public Hearing before the County Board of Legislators on June 5, 2006, on the proposal to consolidate all the County Sewer Districts. He added that this would result in a measurable tax rate increase for Harrison, as we have a lower tax rate than some other communities.

Mr. Malfitano urged the public to attend the Public Hearing, and to send their comments to County Legislator's Marty Rogowsky and Sue Swanson.

May 25, 2006

2006 -- 248

MATTERS FOR EXECUTIVE SESSION

Personnel history	9
Settlement of claims	2

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was recessed at 8:55 PM

On motion duly made and seconded,  
with all meetings voting in favor,  
the Meeting was reconvened at 11:12 PM.

May 25, 2006

2006 -- 249

APPROVAL OF PERSONNEL ASSIGNMENTS IN THE POLICE DEPARTMENT

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve personnel assignments in the Police Department as recommended by Chief Hall, as discussed in Executive Session.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino, Scappaticci and Vetere  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 250

PROMOTION OF POLICE OFFICER VITO CASTELLANO TO SERGEANT

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to promote Police Officer Vito Castellano to the position of Sergeant in the Harrison Police Department, at the annual salary of \$91,540, effective May 30, 2006, with the appointment to remain as pending until a certified list is received from Westchester County and canvassed. Said certification became effective June 5, 2006.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino, Scappaticci and Vetere  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 251

APPROVAL TO CREATE THREE ADDITIONAL POSITIONS IN  
THE DEPARTMENT OF PUBLIC WORKS AND AUTHORIZATION TO  
FILL THESE POSITIONS.

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the creation of three (3) additional positions in the Department of Public Works, and authorize the Commissioner of Public Works to fill these positions.

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

Adopted by the following vote:

AYES: Councilman Cannella, Scappaticci and Vetere  
Supervisor Malfitano

NAYS: Councilman Paladino

ABSENT: None

May 25, 2006

2006 -- 252 -- a

APPOINTMENT OF FRANK SIERZEGA, JR. AS A LABORER  
IN THE GTB DIVISION OF THE DEPARTMENT OF PUBLIC WORKS

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to appoint Frank Sierzega, JR., as a Laborer in the GTB Division of the Department of Public Works, effective May 30, 2006, at the annual salary of \$45,765, which is 80% of the Teamster contract salary, as provided in the Teamster contract.

FURTHER RESOLVED to forward a copy of this Resolution to the Department of Public Works, the Comptroller and Mr. Sierzega.

Adopted by the following vote:

AYES: Councilmen Cannella, Scappaticci and Vetere

Supervisor Malfitano

NAYS: None

ABSENT: None

ABSTAIN: Councilman Paladino

May 25, 2006

2006 -- 252 -- b

APPOINTMENT OF JOHN CAROLLO AS A ROAD MAINTAINER  
IN THE HIGHWAY DIVISION OF THE DEPARTMENT OF PUBLIC WORKS

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to appoint John Carollo as a Road Maintainer in the Highway Division of the Department of Public Works, effective May 30, 2006, at the annual salary of \$45,765, which is 80% of the Teamster contract salary, as provided in the Teamster contract.

FURTHER RESOLVED to forward a copy of this Resolution to the Department of Public Works, the Comptroller and Mr. Carollo.

Adopted by the following vote:

AYES: Councilmen Cannella, Scappaticci and Vetere

Supervisor Malfitano

NAYS: None

ABSENT: None

ABSTAIN: Councilman Paladino

May 25, 2006

2006 -- 252 -- c

APPOINTMENT OF CHRISTOPHER COLASACCO AS A ROAD MAINTAINER  
IN THE HIGHWAY DIVISION OF THE DEPARTMENT OF PUBLIC WORKS

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to appoint Christopher Colasacco as a Road Maintainer in the Highway Division of the Department of Public Works, effective May 30, 2006, at the annual salary of \$45,765, which is 80% of the Teamster contract salary, as provided in the Teamster contract.

FURTHER RESOLVED to forward a copy of this Resolution to the Department of Public Works, the Comptroller and Mr. Colasacco.

Adopted by the following vote:

AYES: Councilmen Cannella, Scappaticci and Vetere  
Supervisor Malfitano

NAYS: None  
ABSENT: None  
ABSTAIN: Councilman Paladino

May 25, 2006

2006 -- 253

INCREASING THE STIPEND OF THE VETERANS' AFFAIRS OFFICER BEN DeFONCE  
TO \$9,000 ANNUALLY

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to increase the annual stipend paid to Veterans' Affairs Officer Ben DeFonce to \$9,000 per year, for his expenses in serving the veterans of Harrison.

FURTHER RESOLVED that this increase is effective as of January 1, 2006.

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

Adopted by the following vote:

AYES: Councilmen Cannella and Scappaticci  
Supervisor Malfitano

NAYS: Councilmen Paladino and Vetere

ABSENT: None

May 25, 2006

2006 -- 254

SETTLEMENT OF CLAIM: SOCCODATO vs THE TOWN OF HARRISON

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to settle the claim of Soccodato vs the Town of Harrison, for automobile damage, in the amount of \$1,520.40.

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 Law Department and the Comptroller.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino, Scappaticci and Vetere  
Supervisor Malfitano

NAYS: None

ABSENT: None

May 25, 2006

2006 -- 255

SETTLEMENT OF CLAIM: ST. PAUL TRAVELERS PROPERTY & CASUALTY  
INSURANCE COMPANY a.s.o. STEIN vs THE TOWN OF HARRISON

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to settle the claim of the St. Paul Travelers Property & Casualty Insurance Company a.s.o. Stein vs the Town of Harrison, for automobile damage, in the amount of \$2,965.85.

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 Law Department and the Comptroller.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino, Scappaticci and Vetere  
Supervisor Malfitano

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 11:17 PM.

Respectfully submitted,

Joan B. Walsh  
Town Clerk