

June 14, 2007

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 14th day of June, 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
Fred Castiglia Village Attorney
Jonathan Kraut Deputy Village Attorney
Joseph Latwin Deputy Village Attorney
Robert Wasp Commissioner of Public Works
Maureen MacKenzie Comptroller
Ronald Belmont Superintendent of Recreation

June 14, 2007

2007 -- 250 -- a

RECOGNITION OF BERNIE GUAGNINI FOR AGAIN FOR PARTICIPATING IN THE
NATIONAL FUND-RAISING EFFORT FOR CANCER RESEARCH:
SWIM ACROSS AMERICA

Supervisor Malfitano recognized former Superintendent of Recreation Bernard Guagnini for his participation in the fund-raising effort: Swim Across America, which raises funds for cancer research. At age 83, Bernie will again be swimming across Long Island Sound on July 28th, as he has done for many years now. Mr. Malfitano said that Bernie is again seeking sponsors for this 4-mile Swim. He added that checks should be made payable to: Swim Across America, and mailed to Bernie at his home at 35 Mathews St., Harrison, NY 10528.

The Supervisor praised Bernie for this extraordinary effort.

June 14, 2007

2007 -- 250 -- b

INVITATION TO ALL TOWN RESIDENTS TO ATTEND THE
1ST ANNUAL TOWN-SPONSORED 4TH OF JULY FIREWORKS CELEBRATION

Supervisor Malfitano invited all town residents to join the 4th of July fireworks celebration on July 4th, to be held on Oakland Avenue, adjacent to the Project Home Run site. He mentioned that Roy Aletti and his family had contributed much of the cost of the fireworks, and thanked them for their donation. Mr. Aletti had sponsored a similar neighborhood display in 2006. The celebration will begin about 9 PM, when it is dark enough, and last about half an hour.

ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to accept the following correspondence and reports:

- 1a. Monthly report from the Town Clerk for May 2007.
- 1b. Monthly report from the Fire Marshal for May 2007. (72 Inspections)
- 1c. Monthly report from the Building Inspector for May 2007. (222 new applications)
- 1d. Monthly report from the Receiver of Taxes for May 2007.
- 1e. Monthly report from the Recreation Department for May 2007.

2. Notification by Superintendent of Recreation Ron Belmont RE: "2007 It's Great to Live in Harrison/Columbus Day Observance" of the following festivities:
Saturday, October 6th Fireworks, West Harrison - Dusk
Monday, October 8th Parade 10 am (line-up at 9:30 am)
Festival in Riis Park immediately following parade.

3. Notification by Town Clerk Ann Leber of the Town of North Castle that the North Castle Town Board will be holding a Public Hearing on June 27, 2007 at 7:30 PM, at 15 Bedford Road, Armonk, NY, for the purpose of considering the adoption of a Local Law to amend the Code of the Town of North Castle, Section 213-22.2C, to address gross land coverage that benefits other or multiple Lots.
Referred to Town Planner Pat Cleary

Adopted by the following vote:

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

ACCEPTANCE, WITH REGRET, OF THE RETIREMENT OF SUE COLANERI

Supervisor Malfitano pointed out that Ms. Colaneri had served the Recreation Department of the Town of Harrison for 40 years, in one capacity or another, most recently as the Office Assistant for Superintendent of Recreation Ron Belmont, and served it well. He added that she will be greatly missed.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to accept the letter of retirement from Sue Colaneri, Senior Office Assistant-Recreation, effective June 30, 2007.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, Ms. Colaneri and the Superintendent of Recreation.

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

AUTHORIZATION FOR POLICE OFFICER FRANK MASSARO
TO ATTEND IONA COLLEGE, FALL 2008. COST: \$5,200

It is a provision in the PBA contract that officers may attend college at Town expense. Councilman Vetere stated that he will vote "No" on this request as one of the courses does not have any bearing on police work.

On motion of Councilman Scappaticci, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Chief of Police Dave Hall for authorization for P.O. Frank Massaro to attend Iona College for the 2008 Fall Semester, at a cost of \$5,200, taking the following courses:

"Life Experience Seminar" and "Presentation of Evidence"

FURTHER RESOLVED that, upon satisfactory completion and submission of his attendance record at the above listed courses and upon submission of proof of payment, the Comptroller be authorized to audit and pay for expenses as outlined in the contract with the Harrison Police Association.

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

Adopted by the following vote:

AYES: Councilmen Paladino, Cannella and Scappaticci
Supervisor Malfitano

NAYS: Councilman Vetere

ABSENT: None

June 14, 2007

JUNE 14TH, 2007 COST: \$225

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Chief Hall for authorization for Det. Louis Arlotta to attend the "Internet Investigators Seminar", being held at the Westchester County Police Academy on June 14, 2007, from 9 – 4, at a cost of \$225. This is a budgeted item.

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, Paladino, Cannella and Scappaticci
Supervisor Malfitano

NAYS: None

ABSENT: None

June 14, 2007

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AUTHORIZATION FOR RATE-OF-PAY CHANGES FOR PART-TIME AVAILABILITY
RECREATION ATTENDANTS AND THE ADDITION OF NEW HIRES TO THAT LIST

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Superintendent of Recreation Ron Belmont for authorization for rate of pay changes for the following Part-time Availability List Recreation Attendants:

2007 PART TIME RECREATION ATTENDANTS
AVAILABILITY LIST HOURLY RATE CHANGES

<u>EMPLOYEE</u>	<u>FROM</u>	<u>TO</u>
ABELE KERI	\$ 6.25	\$ 6.75
ABINAKAD MAYA	9.00	9.75
ACOCELLA JOSEPH	10.50	same
ACOMPORA JUSTINE	5.50	6.25
AHNE DANIEL	7.00	7.50
ALVES MATIAS	5.75	6.25
AMODEO ANDREW	5.75	6.25
ANGARANO ELISSA	11.50	same
ANGARANO MATT	6.25	6.75
ANGARANO RONALD	10.50	10.75
ANGARANO WILLIAM	7.00	7.50
ANUNZIATO JOSEPH	6.75	7.25
ARCARA MARINA	9.00	9.75
ASTARITA SALVATORE	6.75	7.25
ATTILIO MICHELLE	6.75	8.25
BARBAGALLO GERALDINE	10.00	same
BASSO DAVID	5.50	6.25
BASSO SAMANTHA	7.75	8.25
BASSO SHEREE	10.00	11.00
BAYLIS JAMES	10.00	same
BECKETT KRISTINA	8.00	8.50
BECKETT ROBERT	7.00	7.50
BELMONT MATTHEW	11.00	same
BELMONT MICHELLE	11.00	same
BENEDETTO NICOLE	6.50	7.00
BENEDICT JOSEPH	7.25	7.75
BIVONA CORTESE ROBIN	10.00	11.00
BOURDEAU JOANNA	6.50	7.25
BRANCA ALEXIS	5.75	6.25
BRANCA VERONICA	6.50	7.00
BRIEM CHARLES	10.00	11.00
BRIGANTI LISA	6.25	6.75
CALLAGY NICK	6.50	10.00
CALLAGY LEONARD	5.50 / 6.75 LG	6.25/ 8.25 LG
CALLAGY WILLIAM	8.00	8.50

CANNELLA ASHLEY	10.25	11.00
CARLUCCI CHRISTINE	10.00	same
CARNETTO ROSA	7.50	same
CARSON BRIAN	9.25	9.75
CARSON DOUGLAS	7.25	7.50
CARUSO DONNA	10.50	10.75
CASTIGLIA MICHAEL	6.25	6.75
CENTUDRI KELLY	5.50	6.25
CIARAMELLA MICHAEL	6.50	6.75
CIRIONI ANDREW	6.25	6.75
CONSIGLIERE ROCKY	9.00	9.75
COPPA ANTHONY	6.25	same
COPPA MICHAEL	6.75	same
COPPOLA JOE	7.00	same
CORVINO ALBERT	5.50	6.25
CORVINO JONATHAN	5.50	6.25
CURCIO PALO	7.75	8.25
D'ALESSANDRO ANTHONY	6.25	6.75
DALTO PAULA	10.00	same
DEFONCE JOSEPH	8.00	8.50
DELUCCI DANIELLE	6.75	7.50
DEPIPPA PAUL	7.75	8.75
DERAFFELE TRAVIS	6.25	6.75
DERUBEIE NICOLE	5.75	6.75
DIAZ JASON	7.75/9.50 lifeguard	8.50/10.50LG
DIAZ ROBERT	6.75/8.75 lifeguard	8.00/9.75 LG
DIBUONO CHRISTINE	10.75	11.50
DIBUONO DOROTHY	15.00	same
DIBUONO LOUIS	9.50	10.25
DIFATTA ANTHONY	6.75	same
DIFATTA SEBASTIAN	9.00	same
DIRENNO FRANK	6.75	same
DONWORTH STEPHEN	7.25	7.75
DOONAN KENNETH	6.75	7.25
DORMAN AMANDA	7.00	7.50
DOWLING RYAN	6.25	6.75
EATON ROBERT	11.00	same
EVANGELISTA ANTHONY	6.75 / 9.00 lifeguard	9.75
FABIAN ALEX	6.75	7.25
FANELLI ASHLEY	7.75	same
FAZZINO ANGELA	10.00	same
FAZZINO JOSEPH	11.50	11.75
FAZZINO THOMAS	10.50	same
FEALY LISA	5.75	6.50
FEALY MARY ELLEN	10.00	same
FERRITO SIMONA	6.75	7.25

FIN ROTH	11.50		12.00
IORE MARISSA	6.25		6.75
IORE MARK	8.00		same
IORENTINO DANA	5.50		6.25
IORENTINO KRISTINA	9.25		9.75
FLEISCHNER ZACH		9.75	10.50
FORGIONE NICK	6.50		6.75
FRANK EVAN	6.25		6.75
FRATTAROLA RUTHANN	10.00		11.00
FRATTINI CHRISTOPHER	6.25		6.75
GAITA PHILIP	11.00		6.75
GALASSO NICK	7.75		8.25
GALLO JOE	7.00		7.50
GAMBACORTA AMANDA	7.00		7.50
GARCIA DEKER	6.25		6.75
GASPARRE THERESA	10.00		11.00
GENTILE ANN MARIE	7.50		8.00
GENTILE MICHAEL		6.25	6.75
GEORGE JOAN	10.00		same
GIORGI SCOTT	10.00		11.00
GORLON MIKE	5.75		6.25
GREECHAN DANA	10.00		same
GREENBURG ALEX	6.25		6.75
GREENBURG ANDREW	6.25		6.75
GRESKAK ANDREW	10.00		10.25
GROZINGER DOREEN	10.00		11.00
HAWKS DANIEL	6.25		6.75
HERRON ERIC	8.00		8.50
HINCHEY ERIN	10.75		12.50
HINCHEY JULIE	6.25		6.75
HOFFMAN ROBERT	9.25		9.75
JENTER DOROTHY	9.50		9.75
JEAN-PHILLIPPE JUNKO	10.00		11.00
KENNEALLY LINDSAY	8.25		8.75
KIDWAI IRFAN	5.50		6.25
KLEIN JONATHAN	5.50		6.25
KUMTHEKAR ROHAN	6.75		7.25
LABARBERA RALPH	5.75		6.25
LARUSSO KIMBERLY	10.00		11.00
LAUDER JEAN	10.00		11.00
LEE ANDREW	5.75		6.25
LEGRAZIE KATHLEEN	10.00		same
LEHMKUHL KELLY	7.25		7.75
LEPINO JACLYN	5.50		6.25
LIFRIERI BRIAN	6.25		6.75
LIFRIERI JAMIE	5.50		6.25

LUONGO FRANK	6.75	7.25
LUONGO MELISSA	6.75	10.25
MACCHIA FELICIA	8.00	8.25
MAGEE CAITLYN	6.25	6.75
MAIETTA MARILYN	9.00	9.25
MALFITANO AMANDA	9.00	9.75
MALFITANO CHRIS	6.75	8.00
MANCINI MELISSA	7.25	7.75
MANSTREAM MITCHELL	5.75	same
MARCHSANI STEPHEN JR	6.25	6.75
MARCONE ALYSSA	5.50	6.25
MARCONE JEFF	7.00	7.50
MARIANI CHRISTINA	6.50	7.00
MARINO DENNIS	7.75	8.25
MARSICO KAREN	10.25	10.50
MARSICO LONI	12.50	13.00
MASTROGIACOMO MARIA	7.25	7.75
MASTROGIACOMO MICHAEL	6.75	7.25
MASTROGIACOMO ROCCO	6.75	7.25
MASTROGIACOMO ROSA	8.25	10.00
MATHIAS BRANDON	5.75	6.25
MAURO MICHAEL	6.75	7.25
MCCABE CAROLYN	6.25	7.25
MCCARTHY SAMANTHA	6.25	6.75
MELLEA ANTHONY	9.00	9.25
MELLEA JOSEPH	6.25	6.75
MEZZANCELLO JONATHAN	7.25	7.75
MINISHI JULIANNA	6.75	7.25
MOELLER CHERYL	13.00	13.25
MOLITERNO KRISTIN	7.00	7.50
MONASTRA DAVID	10.50	11.25
MONTEMARANO JAMES	6.50	7.00
MORENO MARILYN	10.00	same
MURABITO DANIEL	5.75	6.25
MURDOCCA NICOLE	6.75	7.25
NEIDER BRITTANY	6.25	6.75
NESHEIWAT AMAL	10.00	same
NILL JACLYN	5.50	6.25
NOVIELLO MICHELE	5.50	6.25
NOVIELLO NICHOLAS	7.00	same
O'DONNELL JOHN	11.00	same

O'DONOGHUE EOI	5.50	6.25
OLIVIA SALVATORE	5.50	6.25
OPER ARI	6.50	same
O'SHEA BRIAN	7.75	same
PARRELLO MATTHEW	7.25	7.75
PASCALÉ CHARLES JR.	5.50	6.25
PASSARELLA ADAM	6.75	7.75
PAULO CHRIS	5.75	6.25
PEREZ ALFREDO	6.25	6.75
PERSICO PAOLO	6.25	6.75
PETRERA JENNA	9.75	10.50
PIPITONE TERESA	10.00	11.00
PIPITONE VINCE	6.25	6.75
PLANAMENTO ERICA	6.50	7.00
POLIZZOTO LUCY	9.50	9.75
POSTIGLIONE AMY	5.50	6.25
PULIAFICO JENNIFER	8.25	9.00
QUINTERO JOSEPH	10.50	11.00
RAFAIL SAMANTHA	10.25	11.00
RAFAIL STEPHANIE	10.00	10.75
REYNOLDS RITA	15.00	same
RICCIARDI ALI	5.75	6.25
RICCIARDI AMANDA	6.25	6.75
RINALDI MARK	7.00	7.50
RINALDI ROBERT	6.75	7.25
RIZZARO PAM	11.00	same
ROA MARIA	7.50	8.00
ROCK JON-PETER	12.00	12.50
ROSANIA ANTHONY	6.75	7.25
ROSARIO DANIEL	6.25	6.75
ROSENBERG STEVEN	6.25	6.75
ROVIEZZO THOMAS	7.00	7.50
RUSSO DAVID	8.25	8.75
RUSSO ELEANOR	17.00	18.00
RUSSO RUDOLPH	12.00	13.00
SAGES JULIA	6.25	same
SALERNO JAMES	9.00	9.25
SALERNO JOSEPH	9.50	10.00
SALERNO RICHARD	12.00	same
SALONGER MATTIE	6.75	7.25
SANTIAGO DANIELLE	8.50	8.75
SANTIAGO EDDIE	8.25	8.50
SANTORSOLA RACHELLE	12.00	same
SANTULLO CHRISTINA	\$ 9.00	\$ 9.50
SCAPPATICCI MICHAEL	6.75	8.25
SCAPPATICCI STEVEN	9.00	10.50

SCAPPATICCI TOM	12.00	13.50
SCAVONE FELICIA	6.25	7.00
SCILIANO KATELYN	6.50	7.00
SCIORTINO JOE	5.75	6.25
SERVINO JOSEPH	8.00	same
SGOBBO DANIELLA	6.25	6.75
SMALLEY RICHARD	6.25	6.75
SOKOLSKI SEMYON	9.50	10.00
STISO DANIELA	6.25	6.75
STONE NATASHA	6.25	6.75
STRICKLAND ERIC	6.50	7.00
STROZZA BRYAN	6.75	7.25
SUN KEVIN	7.00	7.50
SURACE FRANK	5.50	5.75 / 8.00 LG
SZABO DANIELLE	6.25	6.75
TALIBON NICOLE	6.25	6.75
TARASCIO CAROL	10.00	11.00
TINERVIA JOSEPH	9.00	9.25
TISO LISA	10.00	11.00
TROIA ANTHONY	7.25	7.75
TROIANO THOMAS	11.00	same
VALENTI JOHN	7.50	8.00
VECCHIOLLA LENNY	10.00	11.00
VECCHIOLLA MARK	6.25	6.75
VERENINI ALLISON	10.00	11.00
VICARS JULIA	6.50	7.00
WEINTRAUB DANIELLE	5.50	6.25
ZATARI NADIA	5.50	6.25

FURTHER RESOLVED to add the following individuals as listed to the Part-time Availability List:

RECREATION ATTENDANT

HOURLY RATE OF PAY

ALFANO KRISTEN	\$ 10.00
ANNUNZIATA ANTHONY	5.75
ALTAMURO CHRISTINE	10.00
BARRETT MATTHEW	10.00
BAYER MARY	10.00
BRUNNER ZACHARY	5.75
BURCHELL MAX	5.50
CAMPO MATTHEW	5.50 / 6.75 Lifeguard
CAPRA CHRISTINE	5.75
CEGLIO NICHOLAS	5.50 / 6.75 Lifeguard
COLON JACLYN	5.50
CIARMELLA JUSTIN	5.50

COLANERI SUE	25.00
DANG VIET	56.25
DIBUONO RICHARD	5.50 / 6.75 Lifeguard
GALLACE JOE	6.50
GALASSO CHARLIE	5.50
HICKEY JILL	10.00
KAMBEITZ MATT	7.25
MOSKOWITZ ASHLEY	7.75
NEU JASON	5.50
NEU SEAN	5.50
PAREJA JUAN FELIPE	5.50
PON MATTHEW	6.75
POSTIGLIONE JOEY	5.50
ROSENBERG NICOLE	5.50
ROSENBERG VALERIE	5.50
SANZ ANDRES	5.50
SCALFANI THERESA	5.50 / 6.75 Lifeguard
SCAPPEROTTI ANNETTE	10.00
SCAPPEROTTI BRIANNA	5.50
SPRAITZ LISA	10.00
STISO PAT	5.50
SZABO CHRISTIAN	5.50
TARTAGLIA JOSEPH	5.75
VALENTI LAURA	5.75
VIEUX VANESSA	10.00
VINGO ERIC	7.25
WALLACE KRISTY	5.75
ZATARI PHILLIP	5.75

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, Paladino, Cannella and Scappaticci Supervisor Malfitano
NAYS:	None
ABSENT:	None

June 14, 2007

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AUTHORIZATION FOR SUPERINTENDENT OF RECREATION RON BELMONT TO

ATTEND THE NATIONAL RECREATION AND PARKS CONFERENCE,
SEPTEMBER 25-29, 2007, IN INDIANAPOLIS, INDIANA,
COST: NOT TO EXCEED \$2,000

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Superintendent of Recreation Belmont for authorization to Attend the National Recreation and Parks Conference, September 25-29, 2007, in Indianapolis, Indiana, at a cost not to exceed \$2,000. This is a budgeted item.

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, Paladino, Cannella and Scappaticci
Supervisor Malfitano

NAYS: None

ABSENT: None

AUTHORIZATION FOR DPW MECHANICS GARY CITINO AND LARRY CARDUCCI TO
ATTEND THE MACK TRUCK ELECTRICAL SYSTEM TRAINING SCHOOL IN
ALLENTOWN, PA., SEPTEMBER 2007. COST NOT TO EXCEED \$2,450

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Deputy Commissioner of Public Works Anthony Robinson for authorization for DPW mechanics Gary Citino and Larry Carducci to attend the Mack Truck Electrical System Training School in Allentown, Pa., in September, 2007, at a cost not to exceed \$2,450.

FURTHER RESOLVED that the use of a Town-owned vehicle for transportation is authorized.

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

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Comptroller Maureen MacKenzie for authorization for the following budget transfers:

Decrease:	
001-1110-100-0445	\$449
Town Justice-Books and Publications	
Decrease:	
001-1110-100-0406	\$500
Town Justice-Travel and Conference	
Decrease:	
001-1110-100-0403	\$500
Town Justice-Office Supplies	
Increase:	
001-1110-100-0120	\$1,449
Town Justice-Over-Time	
To cover over expenditure account.	
Decrease:	
001-1490-100-0102	\$15,139
Public Works-Salaries	
Increase:	
001-1490-100-0407	\$15,139
Public Works-Special Service	
Decrease:	
001-1345-100-0102	\$3,318
Purchasing-Salaries	
Increase:	
001-1345-100-0407	\$3,318
Purchasing-Special Service	
To cover the cost to Sweeney and Associates for a temp that was used for Public Works and Purchasing Departments.	

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

Adopted by the following vote:

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

June 14, 2007

2007-- 259

NOTIFICATION THAT NOMINATIONS FOR THE ANNUAL "CITIZEN OF THE YEAR"

AWARD ARE NOW BEING ACCEPTED.

Superintendent of Recreation Ron Belmont notified the Board members and the residents of Harrison that nominations for the *2007 Citizen of the Year Award*, said award to be presented at the "Great to Live in Harrison" celebrations on Monday, October 8, 2007 are now being accepted. He added that nominations **must be received by September 3, 2007.**

June 14, 2007

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APPROVAL FOR A SPECIAL EVENTS PERMIT FOR AMY HAMILTON TO HOLD A
BLOCK PARTY ON HESS AVENUE ON SUNDAY, JUNE 24, 2007

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of resident Amy Hamilton for a Special Events Permit to hold a Block Party on Hess Avenue, between Coakley and Danner Avenues, on Sunday, June 24th from 11-6pm, with a rain date of Sunday, July 1st.

FURTHER RESOLVED that the fee be waived.

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

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

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

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APPROVAL FOR A SPECIAL EVENTS PERMIT FOR HOLLY SHARPE
TO HOLD A BLOCK PARTY ON THE CUL-DE-SAC OF BROOKSIDE LANE
ON SATURDAY, AUGUST 4TH, 2007

Ms. Sharpe invited all members of the Town Board and other Town representatives to attend this event.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request by Holly Sharpe for a Special Events Permit to hold a Block Party in the cul-de-sac at Brookside Lane, on Saturday, August 4th, rain date Sunday, August 5th.

FURTHER RESOLVED that the fee be waived.

FURTHER RESOLVED that Ms. Sharpe will notify the Police Department, the Ambulance Corps and the Fire Department as well as provide a Certificate of Insurance and an Indemnification Agreement.

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

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 262

APPROVAL FOR A SPECIAL EVENTS PERMIT
FOR THE "MAKING STRIDES AGAINST BREAST CANCER" WALK
AT MANHATTANVILLE COLLEGE ON SUNDAY, OCTOBER 21, 2007,
SPONSORED BY THE AMERICAN CANCER SOCIETY

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Susan Petre of the American Cancer Society for a Special Events Permit for their "Making Strides Against Breast Cancer" walk at Manhattanville College on Sunday, October 21, 2007. More than 10,000 participants are expected.

FURTHER RESOLVED that the Fee be waived.

FURTHER RESOLVED that a Certificate of Insurance and Indemnification be submitted, and the Building Department, the Police Department, the Ambulance Corps and the Purchase Fire Department be notified.

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 263

AUTHORIZATION FOR THE PAYMENT OF THE THIRD INSTALLMENT OF THE
FUNDING FOR THE HARRISON VOLUNTEER AMBULANCE CORPS, DUE JULY 1ST,
IN THE AMOUNT OF \$112,500

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Chief of Operations David Parsons of the Harrison Volunteer Ambulance Corps for the third installment of their 2007 funding in an amount of \$112,500 due July 1, 2007.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Mr. Parsons, and the Board of the Volunteer Ambulance Corps.

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 264

AUTHORIZATION FOR A BUDGET TRANSFER IN THE AMOUNT OF \$1,500
TO ACCOUNT #O1GB11

Comptroller Maureen MacKenzie informed the Board that on June 23, 2004, per VBR 2004-98, the Board had approved the transfer of \$17,000 from Account #O1GB11 to Account #O4RP10 to cover the cost of a contract with Diversified Technology Consultants Beautification projects. She added that the amount of the contract was \$15,500, not \$17,000 and thus requested

authorization to transfer the remaining \$1,500 back to Account #01GB11.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Comptroller Maureen MacKenzie for authorization to transfer \$1,500 from Account #04RP10 back to Account #01GB11.

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

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 265

APPROVAL TO REFER TO THE PLANNING BOARD THE REQUEST FOR
AN AMENDMENT TO THE SB-O ZONING DISTRICT, §235-17.U,
TO ALLOW A GRADUATE AND UNDERGRADUATE SCHOOL CENTER
TO OPERATE IN THAT ZONE.

Attorney Seth Mandelbaum of McCullough, Goldberger and Staudt appeared on behalf of their client.

Councilman Paladino asked if traffic studies would be made, or a SEQRA review, regarding this amendment to the Zoning Code, adding that he was aware that these were required with an application for a Special Exception Use Permit. He continued that there is a difference between a K-12 school, and a college as to traffic.

Councilman Cannella stated that the Planning Board would undoubtedly declare itself as Lead Agency under SEQRA for those issues, adding that the matter would then come back to the Town Board.

He added that this is a zoning question, and the Planning Board determines if a change in zoning is to be recommended.

Councilman Vetere asked that special attention be paid to the parking space requirements.

Supervisor Malfitano commented that the former owner, VERIZON, had sold many of its properties in the US, and this one was sold to the firm of Houlihan Parnes.

Councilman Paladino asked what language would be changed to allow, as a permitted use, Classes for graduate students and undergraduate students. He asked if this change would apply to all SBO zones in the Town. He said he wanted to be sure that this property did not become tax-exempt, and the proposed tenant, Fordham University, is a tax-exempt institution, and there is always the possibility that the University might later buy the property. He added that the applicant must come back with language that will prevent loss of taxable status for this parcel.

Councilman Cannella replied that there are various other restrictions other than the K-12 one, for example, that it be a 9-acre parcel with access to Westchester Avenue. He also said that language to prevent loss of taxable status might be unconstitutional.

Supervisor Malfitano pointed out that the current zoning allows professional business uses, which is a classification that might apply to this use. He added that the wording is ambiguous and the intent to make the language clear. He further stated that these comments would be made part of the record, and referred to the Planning Board.

Councilman Scappaticci commented that the only change proposed is to add language to allow college and undergraduate students, in addition to K-12 students.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request by attorney Frank McCullough of McCullough, Goldberger & Staudt, on behalf of his client, the firm of Houlihan Parnes, the present owners of the former Verizon property at 400 Westchester Avenue for an amendment to the SB-O Zoning District §235-17.U to allow Fordham University to open a graduate school center with, a smaller undergraduate division. The present ordinance only allows schools in a SB-O zone to have classes K-12.

FURTHER RESOLVED to forward a copy of this Resolution to the Planning Board, the Town Attorneys and the Building Inspector.

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 266

APPROVAL OF A SPECIAL EVENT PERMIT FOR THE WESTCHESTER TRIATHLON
COMMITTEE FOR LEUKEMIA AND LYMPHOMA SOCIETY TO HOLD ITS
23rd ANNUAL RACE ON SUNDAY, SEPTEMBER 23, 2007.

Mr. Marc Grabisch, on behalf of the Westchester Triathlon Committee for the Leukemia & Lymphoma Society, requested approval to hold its 23rd Annual Race on Sunday, September 23, 2007. He added that no rain-date has been set. Mr. Grabisch also stated that the route of the race is to enter Harrison on Purchase St. until it crosses Rte. 287, then a left turn onto Westchester Ave. east, continuing onto Rte. 120, following Rte. 120 and then turning left onto Purchase St and continuing into the City of Rye.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Marc Grabisch, on behalf of the Westchester Triathlon Committee for the Leukemia & Lymphoma Society, for a Special Events Permit to hold its 23rd Annual Race on Sunday, September 23, 2007, with no rain-date set.

FURTHER RESOLVED that the fees be waived.

FURTHER RESOLVED that a Certificate of Insurance and Indemnification Agreement be provided, and that the Police Department, the Volunteer Ambulance and all three Fire Departments be notified.

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: Councilmen Vetere, Paladino, Cannella and Scappaticci
Supervisor Malfitano

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 267

REPORT BY TOWN CLERK JOAN WALSH

RE: HER DISCUSSION WITH THE NEW ROCHELLE HUMANE SOCIETY
REGARDING A POSSIBLE CONTRACT FOR THE PICK-UP OF STRAY CATS

Town Clerk Joan Walsh stated that she had discussed this question with Dana Rocco, Manager of the New Rochelle Humane Society. The Humane Society does not enter into contacts with any Municipalities regarding stray cats. Ms. Rocco had stated that the Society will accept cats brought to their shelter if there is room for them, and that they almost always accept kittens as they are readily adoptable. Ms. Rocco had added that in the matter of stray cats, the Society makes available to any resident trapping cages, for a small fee, and that the animals can then be brought to the Shelter. Ms. Rocco added, however, that any treatment of such animals must then

be at the cost of the person who brought it to the shelter. It was further stated that any cat hit by
a
car or otherwise in an accident will be picked up by the Society.

June 14, 2007

2007 -- 268
DISCUSSIONS

A. PROPOSED NEW FLIGHT PATTERS FOR
LaGUARDIA AND WESTCHESTER COUNTY AIRPORTS

Resident Lucille Held stated that she had attended a meeting regarding the new flight patterns for LaGuardia and Westchester County Airports, and that there would be many more planes flying over our community. She added that the Mayor of the Village of Port Chester has asked that there be a Public Hearing to discuss these changes before any were adopted, but no decision has been made.

B. NOMINATION FOR CITIZEN OF THE YEAR

Resident Lucille Held told the Board that resident Robert Porto should be nominated for the honor of "Citizen of the Year" for his concern and work for the environment in Harrison and his efforts to preserve green space. She mentioned the formation by Mr. Porto of the charitable group: "Residents to save the Duck Pond," the pond at the intersection of Union and Nelson Avenues. Mrs. Held expressed her outrage that, after Mr. Porto had placed sandbags in the Pond to help the flow of water, police went to his house to tell him that such action was illegal, and that the sandbags had been removed.

Commissioner of Public Works Bob Wasp replied that the sandbags had been too close to the outlet pipes, and would have caused more flooding in the event of rain.

C. EXTENDED STATEMENT BY RESIDENT PAM STOCKTON

RE: ACTIONS OF THE BUILDING INSPECTOR AND ITS IMPACT ON THE APPLICATION OF THE YOUNG ISRAEL MINYON TO EXPAND THE USES OF ITS BUILDING

The following are Mrs. Stockton's comments, as submitted:

"I come before this Honorable Board tonight to inform you and the Town as a whole about several issues of town-wide significance and to ask your help.

My home adjoins 91 Union Avenue, a property owned by the Harrison Orthodox Minyan, Inc. d/b/a Young Israel of Harrison. I speak for my neighbors, several of whom are here this evening, as well as my own family. We are not here to argue the merits of this matter; we are here to give the Board and Town residents a heads up, so to speak, as to collateral matters that have arisen that have far-reaching implications for all neighborhoods, homeowners and residents of this Town.

"There is a house on the property at 91 Union Avenue that has been used by Young Israel for over a decade as a synagogue. This property is slightly less than an acre and is in a R-1 residential district. The same applicant was before the Planning Board for a year and half in 2004-2005 with three different sets of similar, but not identical, plans, but abandoned its application when a full environmental impact study might have been required. Young Israel, seeking an alternative and possibly more sympathetic forum, last month simultaneously filed plans for a replacement building of almost 7000 square feet with the Building Department and the Zoning Board of Appeals. What is being sought from them is a parking variance, as well as an interpretation of the Harrison Zoning Code that will impact environmental review of this project and all others in the Town.

"We wish to identify tonight three problem areas, not just related to this one matter, but each impacting the Town as a whole, which we ask you, as the governing body of this Town, to address immediately.

"First, the Building Inspector issued a letter dated May 22, 2007, indicating the number of parking spaces he believed were required by the proposed project. We will not get into the number arguments. What we do question is how this decision was made. The Town's Zoning Code requires that the Building Inspector adopt rules of procedure for the "uniform

administration" of his office; and that for such rules to be effective a copy "shall have been filed with the Town Clerk". Section 235-69(C). My neighbors and I have asked for a copy of these rules and regulations and been told that they do not exist. I have filed a FOIL request for these rules and regulations and have received a response from the Town Clerk which indicates that office does not have such rules on file. I have a copy of that response if you would like to see it.

“If there is no established and approved set of standards that has been adopted by the Building Department, then how can Harrison residents, applicants or the Zoning Board of Appeals itself take full measure of whether a decision of the Building Inspector was based on adequate investigation and was properly made? I would submit that not only the May 22 determination by the Building Inspector in the matter in which my neighbors and I are interested, but all other such determinations are suspect now that this administrative failure has come to light.

“I respectfully ask this Board to take corrective action on this matter.

“Second, it has been apparent for the 12 years our neighborhood has dealt with Young Israel that the conditions placed on it by the Planning, Zoning and Town Boards in conjunction with the issuance in 1996 of the Special Use Exception and the attendant Parking Variance have been ignored. What the neighbors have also found is that there has never been enforcement by the Building Department of those conditions despite various complaints filed with or brought to the attention of that Department. And under Sections 235-14(L), 235-60(b)(2), and 235-75 of the Town's Zoning Code, it is the Building Department that is charged with enforcement. We have gone to the Police and been told that such enforcement is not their responsibility. What all this really means is that neighbors are denied the protections provided by the three town boards.

“So on behalf of my family, our neighbors and the other residents of this Town, we would like to know from you who really can be looked to for enforcement of conditions put on Special Use Exceptions and Variances.

“Third--and most significantly--

At its meeting last week the Zoning Board of Appeals gave every impression of taking upon itself the role of lead agency for New York State Environmental Quality Review Act ("SEQRA") purposes on the question of the environmental impact of the proposed construction project at 91 Union Avenue, when in fact and in custom in this Town the Planning Board has served that role. The Town Zoning Code clearly contemplates that it is the Planning Board that should undertake extensive environmental review of projects in our Town. See, e.g. Section 235-14. And, as to this project, the Planning Board has had long experience with the property in question.

“Further, what Young Israel has asked the Zoning Board to do--on inadequate notice, which the Board simply brushed aside— is to issue an interpretation that the square footage of a story of a building partially below grade should not be counted for any purpose, including SEQRA, and therefore, this construction project should not be subject to full environmental review.

“This is not a matter that relates only to Young Israel. It relates to every building in Harrison. If Young Israel has its way, a 1,000,000 square foot mall could have its back 51% underground, be deemed a cellar, and avoid environmental review.

“Given the recent flooding that took place in this Town, particularly in the area of 91 Union Avenue, given the traffic impact on a street with three schools, and given especially that such a decision would serve as precedent in this Town to avoid counting all constructed square footage, we request that such an attempt to thwart environmental review be halted by this Board.

“In sum, I ask this Board to please consider: (1) corrective action on the lack of Building Department rules and regulations; (2) advising residents on how enforcement of special use exceptions and variances can be obtained; and (3) endorsing full environmental review of large projects in our Town, especially in residential zones.

Mr. Joe Toplyn, Ramapo Trail, spoke and agreed with everything that Pam stated. He asked the Board to give special consideration to the environmental reviews for projects.

Councilman Cannella stated that code violations, because they are on a case-by-case basis, are

Extensive list of considerations and commitments made at that time regarding the use of the property. The problem with the considerations and commitments, given how many there are, is that the Town does not always follow up on them. It is the responsibility of the Building Department to look at the approvals, and to determine if they are being followed.

Mrs. Stockton said formal complaints have been filed, complete with copies of the appropriate Resolutions, and that Department has failed to follow through. She added that the Town has to have it in place that residents can trust that the Town will enforce these provisions, particularly when complaints are filed.

Supervisor Malfitano said that inaction will not be tolerated.

Mrs. Stockton replied that they have been tolerated.

Town Clerk Walsh told Mrs. Stockton that, as part of an Archive project in her office, all the decisions of the Zoning and Planning Boards, dating back to the 1930's, together with the back-up documents, are being scanned and indexed by Block and Lot so that the information is readily available and thus enforceable.

D. REPORT BY ACTING TOWN ENGINEER/COMMISSIONER OF PUBLIC WORKS
BOB WASP RE: FURTHER ACTIONS REGARDING FLOOD MITIGATION

June 14, 2007

2007 -- 269

MATTERS FOR EXECUTIVE SESSION

Personnel: 7
Contract negotiations: 3
Litigation update: 1
Outside counsel fees 1

On motion duly made and seconded,
With all members voting in favor,
The meeting was recessed for Executive Session at 8:55 PM.

On motion duly made and seconded,
With all members voting in favor,
The meeting was re-convened at 10:14 PM.

June 14, 2007

2007-- 270

INCREASE IN THE CAP ON LEGAL FEES IN THE MATTER OF
BAKSH vs THE TOWN OF HARRISON

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to raise the cap of legal fees in the matter of Baksh vs the Town of Harrison, by \$6,247, to a current total of \$27,690.75.

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

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 271

AUTHORIZATION TO RE-IMBURSE DOROTHY DIBUONO, COMPUTER ASSISTANT IN THE INFORMATION TECHNOLOGY DEPARTMENT, FOR COURSES TO BE TAKEN AT THE WESTCHESTER COMMUNITY COLLEGE, IN THE AMOUNT OF \$1,300.

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to authorize Dorothy DiBuono, Computer Assistant in the Information Technology Department for the following courses to be taken at Westchester Community College, 2007 Summer Session, at a cost of \$1,300.

“American Government” and “Business Organization & Management”

FURTHER RESOLVED that, upon satisfactory completion and submission of her attendance record at the above listed courses and upon submission of proof of payment, the Comptroller be authorized to audit and upon audit to pay same.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Ms. DiBuono, and the Director of the IT Department.

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 272

APPOINTMENT OF MARSHALL DONAT, ATTORNEY
TO THE PLANNING BOARD

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to appoint Marshall Donat, attorney, of Lincoln Avenue, Purchase, to the Planning Board, in the place and stead of Robin Topol with his term to end December 31, 2012.

FURTHER RESOLVED to forward a copy of this Resolution to the Chair of the Planning Board and the Town Planner.

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 273

AUTHORIZATION TO HIRE TWO ADDITIONAL PART-TIMERS IN
THE DEPARTMENT OF PUBLIC WORKS.

Commissioner of Public Works Bob Wasp explained that a number of men in the Department of Public Works were out sick, and he needed additional people.

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to authorize the Commissioner of Public Works to hire two additional part-time laborers, at the hourly rate of \$11.

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

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 274

AUTHORIZATION TO CREATE AN ADDITIONAL TITLE OF ASSISTANT ENGINEER
IN THE ENGINEERING DEPARTMENT

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to create an additional position of Assistant Engineer in the Engineering Department.

FURTHER RESOLVED to direct the Personnel Manager to post this opening.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the President of the Civil Service Employees Association, and the Acting Town Engineer.

Adopted by the following vote:

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

NAYS: None

ABSENT: None

June 14, 2007

2007 -- 275

AUTHORIZATION TO RETAIN THE FIRM OF MANES & MANES
FOR CONSULTING AND LEGAL SERVICES
RE: 207-A AND 207-C DISABILITY MATTERS
AT A FEE NOT TO EXCEED \$10,000

On motion of Councilman Scappaticci, seconded by Councilman Cannella,

it was

RESOLVED to retain the firm of Manes & Manes for consulting and legal services regarding 207-A and 207-C disability matters.

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

Adopted by the following vote:

AYES: Councilmen Vetere, Paladino, Cannella and Scappaticci
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,
with all members voting in favor,
declared closed at 10:20 PM

Respectfully submitted,

Joan B. Walsh
Town Clerk