

November 29, 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 29th day of November at 7:30 PM, Eastern Standard Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Stephen Malfitano Supervisor

Joseph Cannella)
Patrick Vetere)Councilmen
Robert Paladino)

MEMBERS ABSENT:

Thomas Scappaticci Councilman

ALSO ATTENDING

Frank Allegretti Town Attorney
Joseph Latwin Deputy Village Attorney
Jonathan Kraut Deputy Village Attorney
Fred Castiglia Village Attorney
David Hall Chief of Police
Maureen MacKenzie Comptroller
Judy D'Agostinis Director of Purchasing
Robert Wasp Commissioner of Public Works
Robert FitzSimmons Building Inspector
Michael Amodeo Senior Engineer
Frank Balbi, Jr. Assistant Engineer
Steve Surace Fire Marshal
Albert Mignone Assistant Fire Marshal
Ron Belmont Superintendent of Recreation

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ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to accept the following correspondence and reports:

1. Monthly report from Building Inspector Robert FitzSimmons for October 2007.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino, and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 29, 2007

PUBLIC HEARING: CONTINUATION OF PUBLIC HEARING
RE: DELETING THE TITLE AND CONTENTS OF CHAPTER 130 ENTITLED
["EROSION AND SEDIMENT CONTROL"] AND REPLACING THE TITLE AND
CONTENTS OF CHAPTER 130 TO THE TOWN/VILLAGE CODE,
BY LOCAL LAW NO. ___ OF 2007.

Attorney Jonathan Kraut stated that this issue was a carry over from the last two meetings, the only difference between the proposal as circulated at those meetings and the present one is that this document clears up a number of inconsistencies. He continued there are two changes on page 9 and page 10 regarding the size of the land area. The first category concerns land areas of one half acre or more and the second category concerns land areas from 500 square feet to less than a half acre. Attorney Kraut continued that the Town hired the firm of Dolph Rotfeld Engineering and Mr. Mike Ritchie is here tonight to give an overview of the requirements.

Mr. Ritchie stated that since March 2003 like every jurisdiction, urban area in the State of New York, has been operating their municipal storm water collection system and discharging that system to waters of the United States under permit of NYS. NYS in turn is operating under the federal permit. The town filed a plan in order to obtain that coverage, under the state permit, that plan provided the town to implement a stormwater management plan to improve the water that is collected and discharged to water bodies into Long Island Sound.

He went on to say that the town's first five year permit expires January 8, 2008 as long as the town has met and implemented the first five year plan including this legislation you automatically roll over into coverage of another five year permit. The Town really doesn't want a gap there. There are new requirements in the second five year period. The Park Lane area that is east of Hudson New York City watershed that is subject to even further stringent requirements are still being finalized and when they are another category will be needed. The impact will be relative.

Mr. Kraut requested that the date of December 20, 2007 be set for a Public Hearing, RE: Illicit Discharge.

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PUBLIC HEARING RE: SPECIAL EXCEPTION USE PERMIT TO CONSTRUCT
SIX (6) NEW APARTMENTS ABOVE THE EXISTING RESTAURANT
AT 307 HALSTEAD AVENUE

Steven Basini, Project Manager of Petruccelli Engineering, appeared on behalf of the applicant, Lan Pam Realty, Inc., for a Special Exception Use Permit to construct six (6) new apartments above the existing restaurant at 307 Halstead Avenue.

Supervisor Malfitano met with representatives of the owner, the Town Planner and a member of the Architectural Review Board. He expects them to come back at the next meeting, December 13th with final plans.

On motion of Councilman Cannella, seconded by Councilman Paladino, with all members voting in favor, the Hearing was continued until the December 13, 2007, Town Board Meeting.

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PUBLIC HEARING – RE: LOCAL LAW AMENDING DEFINITION
OF “SB-O EDUCATIONAL SCHOOL”

Local Law for the purpose of amending Chapter 235, Section 235-4 Definitions – by amending definition of “SB-O Educational School”, adding 235-17 U. SB-O Educational Schools in the SB-O District of the Town of Harrison Zoning Ordinance as Town of Harrison Local Law No ____ of 2007

On motion of Councilman Cannella, seconded by Councilman Paladino, with all members voting in favor, the Hearing was continued to the December 13th Town Board Meeting.

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PUBLIC HEARING: RE: REQUEST OF THE WILLOW RIDGE COUNTRY CLUB

FOR A SPECIAL EXCEPTION USE PERMIT TO CONSTRUCT A 1,500 SQUARE FOOT
ACCESSORY BUILDING TO HOUSE
A TENNIS PRO-SHOP AND LOCKER ROOMS

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

On motion of Councilman Paladino, seconded by Councilman Vetere, with all members voting in favor, the Hearing was closed.

Attorney Jack Geoghegan appeared for the applicant.

No one spoke against the proposal.

Town Attorney Frank Allegretti stated that he had discussed with Attorney Geoghegan that the Club had just settled the tax certiorari and it will not be re-opened. He added that it has also been agreed that the Town and the Club will come to an Agreement as to the assessment for this improvement.

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APPROVAL FOR A SPECIAL EXCEPTION USE PERMIT
FOR WILLOW RIDGE COUNTRY CLUB

FOR THE CONSTRUCTION OF A 1,500 SQUARE FOOT ACCESSORY BUILDING.

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Willow Ridge Country Club for a Special Exception Use Permit to construct a 1,500 square foot accessory building to house a tennis pro-shop and locker rooms next to the tennis courts.

FURTHER RESOLVED that this approval is subject to an executed agreement that the Club will not re-open a Certiorari and that the Club will come to an Agreement with the Town as to the assessment for the improvement.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappatici

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AUTHORIZATION FOR REIMBURSEMENT TO
POLICE OFFICER WILLIAM DUFFELMEYER,
FOR COLLEGE COURSES BEING TAKEN AT MANHATTANVILLE COLLEGE

COST: \$2,450.

It was first requested that this request be transferred to Executive Session, for advice of counsel. It was later decided to vote without further discussion.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to approve the request of Chief of Police Dave Hall for authorization to reimburse Police Officer William Duffelmeyer for the cost of a college course that he is enrolled in at Manhattanville College, 2007 Fall Semester, at a total cost of \$2,450. "Applied Exercise Physiology", as per the union contract.

FURTHER RESOLVED that upon satisfactory completion and submission of attendance and proof of payment, the Comptroller be authorized to audit and pay expenses as outlined in the Police Contract.

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

Adopted by the following vote:

AYES: Councilmen Cannella and Paladino
Supervisor Malfitano

NAYS: Councilman Vetere

ABSENT: Councilman Scappaticci

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ACCEPTANCE OF THE RESIGNATION OF JOSEPH ACOCELLA

Mr. Acocella has been elected to the position of Town/Village Clerk, with his term beginning

January 1, 2008. Mr. Acocella's letter of resignation gave the date of January 1, 2008. It must be effective December 31, 2007.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to accept the letter of resignation from Joseph Acocella, effective December 31, 2007.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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FORMAL AUTHORIZATION TO HIRE AN ADDITIONAL
TWELVE (12) PART-TIME LABORERS IN THE DEPARTMENT OF PUBLIC WORKS

Commissioner of Public Works Bob Wasp explained that he had previously polled the Board

members by phone for authorization to hire these men as they are needed for leaf pick-up.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Commissioner of Public Wasp Bob Wasp and give formal authorization to hire twelve (12) part-timers in the Highway Division in the DPW to work during leaf-pick-up season, at an hourly rate of \$11 per hour.

FURTHER RESOLVED that funding is available in account #003-5142-100-0172.

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

Adopted by the following vote:

AYES: Councilmen Paladino, Cannella and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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AUTHORIZATION FOR TWO POLICE OFFICERS TO ATTEND
THE NEW YORK STATE DEPARTMENT OF HOMELAND SECURITY STATEWIDE
INTELLIGENCE SUMMIT IN ALBANY, NY ON DECEMBER 5, 2007 COST: \$500.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Chief of Police Dave Hall for authorization for two (2) officers to attend the New York State Department of Homeland Security Statewide Intelligence Summit, on December 5, 2007, at the New York State Police Academy in Albany, NY, at a cost for travel expenses only, not to exceed \$500.

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

Adopted by the following vote:

AYES: Councilmen Paladino, Cannella and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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AUTHORIZATION TO CREATE THE POSITION
OF SENIOR OFFICE ASSISTANT AUTOMATED SYSTEMS, IN THE LIBRARY

Library Direct Ginny Vogl stated that, following a desk audit by the Westchester County Civil Service Office, the position of Senior Typist in the Library has been reclassified to Senior Office Assistant (Automated Systems). Mrs. Vogl requested the Board create this title in the Library.

She further requested that the current holder of the Senior Typist position, Connie Perrotta, be appointed to this new title in accordance with Civil Service Regulations.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Director of the Library Virginia Vogl to create the position of Senior Office Assistant Automated Systems in the Library.

FURTHER RESOLVED to increase the Library's 2008 Budget by \$9,891, under Section 130, Part-time Salaries from \$130,542 to the revised amount of \$140,433.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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APPOINTMENT OF CONNIE PERROTTA
AS SENIOR OFFICE ASSISTANT AUTOMATED SYSTEMS,
AT THE HOURLY RATE OF \$30.17.

It was stated that in accordance with the letter from Westchester County Civil Service Office, Library Director Virginia Vogl requested that Ms. Perrotta be appointed to the permanent part-time position of Senior Office Assistant (Automated Systems).

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Library Director Virginia Vogl for authorization of the appointment of Connie Perrotta to the Permanent, Part-time position of Senior Office Assistant, Grade 9, Step 2, at the hourly rate of \$30.17, pro-rated according to hours worked, effective November 29, 2007.

FURTHER RESOLVED that there will not be a probationary period as this is a change in title following a Civil Service desk audit.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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AUTHORIZATION TO ENGAGE THE FIRM
OF O'CONNOR, DAVIES, MUNNS & DOBBINS, LLP,
FOR THE YEARS ENDED DECEMBER 31, 2008, 2009 AND 2010
FOR THE PURPOSE OF AUDITING THE TOWN/VILLAGE FINANCIAL STATEMENTS

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Comptroller Maureen MacKenzie for authorization to engage the firm of O'Connor, Davies, Munns & Dobbins, LLP, Bennett Kielson Storch Division, for the years ended December 31, 2008, 2009 and 2010, at a fee of \$51,200, \$53,800 and \$56,500 respectively, for the purpose of auditing the Town and Village Financial Statements.

FURTHER RESOLVED that after review of the service agreement by the Law Department, the Supervisor be authorized to sign said agreement.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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APPROVAL OF THE REQUEST OF ATTORNEY LESLIE SNYDER ON BEHALF
OF HER CLIENT PILGRIM ROAD HOMEOWNERS ASSOCIATION FOR
PETITION OF THE PILGRIM ROAD HOMEOWNERS ASSOCIATION
TO ESTABLISH A NEW DRAINAGE DISTRICT
WITH THE ASSESSMENT AGAINST EACH OF THE PROPERTIES IN THE DISTRICT

Attorney Kraut stated that the Law Department reviewed the petition and believes it complies with State Law, and that the Board accepts the petition and directs the Engineering Department to prepare the maps and file them with the Town Clerk and the Assessor.

Councilman Paladino asked if there was a requirement of a certain percentage of the residents or does the petition include a percentage of the residents.

Supervisor Malfitano replied that they have met the qualifications for the district.

On motion of Councilman Vetere, Seconded by Councilman Cannella,

it was

RESOLVED to approve the request of attorney Leslie Snyder on behalf of her client Pilgrim Road Homeowners Association to establish a new drainage district in accordance with the comments from the Law Department.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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APPROVAL TO SCHEDULE A PUBLIC HEARING ON DECEMBER 20, 2007
RE: LOCAL LAW PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT
OF THE NYS UNIFORM FIRE PREVENTION AND BUILDING CODE.

Deputy Village Attorney Joseph Latwin stated that the Model Code should have been adopted in January of 2007, and that the Town has been out of compliance since then.

Councilman Cannella asked what is the time line.

Attorney Latwin stated that the State adopted the Building Code several years ago, as the law stated that all municipalities had to adopt it, effective as of January 1, 2007. Harrison is not in compliance.

Mr. Cannella asked if the Town had to adopt this code or could it be a different code.

Mr. Latwin replied it has required provisions. There are many Harrison doesn't have in place. He added that some provisions of this new code are in contradiction of the Town Code. He also stated violation at this time is Part 1203 of NYS Law.

Supervisor Malfitano said that there are differences, they should be fleshed out and they can be discussed at a Public Hearing. He went on to say that Fire Marshal Surace should meet with Attorney Latwin and Building Inspector FitzSimmons.

Mr. Cannella stated that Mr. Surace should give his ideas and suggestions to the Law Department prior to the Public Hearing so it will be an effective Hearing.

On motion of Supervisor Malfitano, seconded by Councilman Cannella,

it was

FURTHER RESOLVED to set the date of December 20, 2007 for a Public Hearing.

FURTHER RESOLVED to forward a copy of this Resolution to the Village Attorneys, the Fire Marshal and the Building Inspector.

Adopted by the following vote:

AYES: Councilman Cannella
Supervisor Malfitano

NAYS: Councilmen Paladino and Vetere

ABSENT: Councilman Scappaticci

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APPROVAL FOR AN EASEMENT ON LODEN LANE,
BLOCK 641, LOTS 12, 11, 14, 15 & 10, MAP 2903,
MAP LOT NO'S. 1, 5, 2, 3 & 4.

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Westchester Joint Water Works Manager Hugh Greechan for an easement on Loden Lane, Map #2903, said parcel being a strip of land 16 feet wide running westerly from Lincoln Avenue to Lot 4, the center line of said strip being the dividing line between Lots 1 and 5 on the north with Lots 2 and 3 on the south. Approval was given by Westchester Joint Water Works Board of Trustees to Donna Schwartz, Marvin Schwartz and

Purchase Re, LLC c/o Marvin Scheartz and Steven Tananbaum and Lisa Tananbaum, at their November 8, 2007 meeting.

<u>NAME</u>	<u>COLUMN 1</u> <u>MAP LOT NUMBER</u>	<u>COLUMN 2</u> <u>TAX LOT</u>
Donna Schwartz	1	Block 641, Lot 12
Donna Schwartz	5	Block 641, Lot 11
Purchase Re, LLC	2	Block 641, Lot 14
Marvin Schwartz	3	Block 641, Lot 15
Steven Tananbaum and Lisa Tananbaum	4	Block 641, Lot 10

FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Manager of WJWW.

Adopted by the following vote:

AYES: Councilmen Paladino, Cannella and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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TABLED: REQUEST BY WJWW MANAGER HUGH GREECHAN TO ENGAGE THE
SERVICES OF DOLPH ROTFELD ENGINEERING FOR THE PRELIMINARY AND FINAL
DESIGN PHASES OF THE OLD LAKE STREET WATER MAIN EXTENSION

The matter was tabled.

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APPROVAL OF THE APPORTIONMENT OF ASSESSED VALUATION OF BLOCK 848,
LOT 29 (29THRU32) ON THE 2007 ASSESSMENT ROLL (TAXES OF 2008)

John and Rocco Diluna would like to have the aforementioned parcel apportioned into two (2) parcels in accordance with the attached subdivision map entitled "Subdivision Map prepared for John and Rocco Diluna in the Town of Harrison" which was properly approved and filed in the Westchester County Clerk's Office on October 29, 2007 as Map #28045.

On motion of Councilman Paladino, seconded by Councilman Vetere,

it was

RESOLVED to approve the request of Assessor James Calandruccio for the apportionment of assessed valuation of Block 848, Lot 29 (29thru32) on the 2007 Assessment Roll (Taxes of 2008) as follows:

Lot A containing 5,000 square feet will hereafter be known as Lot 31 (31-32), Block 848.
Lot B containing 5,000 square Feet will hereafter be known as Lot 29(29-30), Block 848.

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Town Attorney and the Receiver of Taxes.

Adopted by the following vote:

AYES: Councilmen Paladino, Vetere and Cannella
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 29, 2007

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TABLED: REQUEST TO SCHEDULE A PUBLIC HEARING RE: THE CONDEMNATION OF PROPERTY AS DESCRIBED FOR THE PURPOSES OF ESTABLISHING A DRAINAGE EASEMENT UPON AND TROUGH WHICH A SPECIAL DISTRICT DRAINAGE IMPROVEMENT SHALL BE MADE.

The matter was tabled to Executive Session as it relates to acquisition of real property.

Councilman Paladino asked if the Board had not already approved this cost.

Supervisor Malfitano believed it was approved as part of the capital expense for the project in 2005.

Councilman Paladino asked that the matter be tabled until the question is resolved.

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APPROVAL TO SET THE DATE OF DECEMBER 13, 2007 FOR A PUBLIC HEARING
RE: THE 2008 PRELIMINARY BUDGET.

Councilman Paladino requested a list of all items discussed at the Budget Work Session, showing approvals, denials and items still under consideration. He also asked the status of (Supervisor Malfitano elect), Joan Walsh's requests for additions to the Supervisor's budget. Supervisor Malfitano replied the Mrs. Walsh's requests were not discussed at that Hearing, it is still being reviewed.

Councilman Cannella seconded the request for such a list.

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to set the date of December 13, 2007 for a Public Hearing for the 2008 Preliminary Budget.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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APPROVAL OF THE CONTRACT WITH DIVERSIFIED TECHNOLOGY
RE: ENGINEERING INSPECTION SERVICES RELATED
TO SAROSCA FARM ESTATES SUBDIVISION,
AT A COST NOT TO EXCEED \$70,000.

Acting Town Engineer Bob Wasp stated that this is to supplement our staff, there are inspection services open to subdivisions and we're looking for supplemental help on this and to use one of the existing consultants that are doing field inspections and use him to cover the time and important dates regarding this subdivision project.

Councilman Vetere asked if this could be done in-house.

Mr. Wasp stated that it's demanding in regards to time requirements. They used to have a part-time person, but that person is no longer with us. He went on to say, he spoke with other firms and free lance consultants and the developer has put money in an account for the bill.

Councilman Cannella said there were certainly times when he could call on the Planning Board, there were occasions when special consultants were needed. He asked if there would be any extra charges.

Attorney Kraut stated that there were no extra surcharges.

Attorney Kraut said only for infrastructure. Sewer, water, lighting roadcurve being normal site prep.

Mr. Paladino asked if the fee is meant to cover all the building inspection fees including the physical construction of the home.

Attorney Kraut replied that some of the fees goes for in-house oversight. This fee is strictly for some of the infrastructure that was put in, not for any construction or building permits.

On motion of Councilman Cannella, seconded by Councilman Paladino

it was

RESOLVED to approve the request of Acting Town Engineer Bob Wasp for authorization for the contract with Diversified Technology Consultants for Engineering Inspection Services related to Sarosca Farm Subdivision, at a cost not to exceed \$70,000.

FURTHER RESOLVED that the Subdivision Inspection Fees, in the amount of \$100,000 will be paid by Sarosca Farm Estates and used for the Inspection Services and placed in Account #0090000767, Inspection Esrow Sarosca Farm.

FURTHER RESOLVED to authorize the Law Department to prepare the contract with the firm of Diversified Technology Consultants for Engineering Inspection Services related to the Sarosca Farm Estates Subdivision, at a cost not to exceed \$70,000.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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DISCUSSION:

Councilman Vetere asked what has become of the \$50,000 donation promised by a resident for the renovation of land at the entrance to Harrison on North Street and Rye Ridge Road. Has it been received.

Supervisor Malfitano said he would get in touch with the residents lawyer.

Resident Lucille Held questioned if anyone was attending the meeting at the Westchester County Center tonight Re: Westchester County Airport and its effect on our water quality.

Supervisor Malfitano stated that two (2) members of the Airport Advisory Committee, Marty Rogowsky, County Legislator and one other person attended that meeting.

Mrs. Held requested that the Town Board ask Mr. Rogowsky to attend a Town Board meeting and give a report.

Mrs. Held went on to ask about the status of the proposed Resolution from Pound Ridge re: changes in flight patterns in New York City area and particularly Westchester County Airport.

Mr. Kraut answered that he has been talking to County and FAA to try to get information. He said he couldn't give an answer now.

Mrs. Held said that no one went to the meeting at LaGuardia. The patterns have changed, her house vibrates at midnight. The town doesn't know because no one went to the meeting. The Town is not paying attention to her information and complaints.

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MATTERS FOR EXECUTIVE SESSION:

Acquisition of Real Property	1
Personnel	5
Litigation	1
Settlement of claim	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 reconvened
at 10:10 PM.

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APPROVAL TO SET THE DATE OF DECEMBER 20, 2007 FOR A PUBLIC HEARING
RE: THE CONDEMNATION OF PROPERTY

On motion of Councilman Cannella, seconded by Councilman Paladino,

it was

RESOLVED to set the date of December 20, 2007 for a Public Hearing RE: the condemnation of an easement across the property on Meadow Lane.

FURTHER RESOLVED to retain an appraiser, at an amount not to exceed that amount as discussed in executive session.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 29, 2007

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AUTHORIZATION TO CREATE THE POSITION OF SENIOR OFFICE ASSISTANT LAW
IN THE LAW DEPARTMENT.

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to create the position of Senior Office Assistant Law in the Law Department.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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APPROVAL OF THE PROVISIONAL APPOINTMENT OF ANNA PILLONI TO THE POSITION OF SENIOR OFFICE ASSISTANT LAW, IN THE LAW DEPARTMENT.

A desk audit was requested by employee Anna Pilloni, and as per the results of Westchester County's audit, her position was reclassified to Senior Office Assistant Law.

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the provisional appointment of Anna Pilloni to the full time position of Senior Office Assistant Law, Grade 10, Step 5, at an annual salary of \$70,817 (rate subject to change as per Union Contract negotiations), effective January 1, 2008.

FURTHER RESOLVED that this appointment is conditional upon Ms. Pilloni passing the Senior Office Assistant Law Civil Service test.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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AUTHORIZATION TO CHANGE THE SENIOR CLERK TITLE, IN THE
BUILDING DEPARTMENT, FROM A GRADE V TO A GRADE VI, STEP 4

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to authorize the request of Building Inspector Bob FitzSimmons to change the Senior Clerk Title, in the Building Department, from a Grade V, to a Grade VI, Step 4.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere and Paladino
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

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AUTHORIZATION TO APPOINT CAROL SARACCO, SENIOR CLERK, IN THE
BUILDING DEPARTMENT, TO A GRADE VI, STEP 4

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to appoint Carol Saracco, Senior Clerk, in the Building Department, from a Grade V to a Grade VI, Step 4, at the annual salary of \$47,967, (rate subject to change as per Union Contract negotiations) effective January 1, 2008.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 29, 2007

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AUTHORIZATION TO APPOINT DIANA MINISHI, SENIOR CLERK, IN THE
TOWN CLERK'S OFFICE, FROM A GRADE V TO A GRADE VI, STEP 4

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to appoint Diana Minishi, Senior Clerk, in the Town Clerk's office, from a Grade V to a Grade VI, Step 4, at the pro-rated 71% of her salary, (rate subject to change as per Union Contract negotiations), effective January 1, 2008.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 29, 2007

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SETTLEMENT OF CLAIM: TRAVELERS INDEMNITY CO.
a.s.o. HESHMAT MAJLESSI vs. TOWN OF HARRISON

On motion of Councilman Paladino, seconded by Councilman Cannella,

it was

RESOLVED to settle the claim of Travelers Indemnity Co. a.s.o. Heshmat Majlessi vs. the Town of Harrison, in the amount of \$500.

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 Town Attorneys and the Comptroller.

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

November 29, 2007

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AUTHORIZATION TO RAISE THE CAP ON LEGAL FEES IN THE MATTER OF
CARILLO vs CARLUCCI TO \$50,000.

On motion of Councilman Paladino, seconded by Councilman Vetere,

it was

RESOLVED to raise the cap on legal fees in the matter of Carillo vs. Carlucci to \$50,000.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Paladino and Vetere
Supervisor Malfitano

NAYS: None

ABSENT: Councilman Scappaticci

There being no further matters to come before the Board,
the Meeting was, on motion duly made and seconded,
declared closed at 10:15 PM

Respectfully submitted,

Angela J. Tamucci
Deputy Town Clerk