

May 15, 2008

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 15th day of May at 7:30 PM, Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan B. Walsh Supervisor

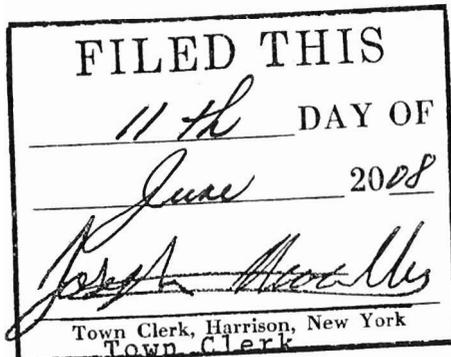
Joseph Cannella)
Patrick Vetere) Councilmen
Thomas Scappaticci)
Fred Sciliano)

ALSO ATTENDING:

Frank Allegretti Town Attorney
Robert Paladino Village Attorney
Jonathan Kraut Deputy Village Attorney
David Hall Chief of Police
Maureen MacKenzie Comptroller
Judy D'Agostinis Director of Purchasing
Bob Wasp Commissioner of Public Works

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May 15, 2008

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PRESENTATION OF THE 2008 MAYOR'S CHOICE AWARDS

Each March, the students in the various schools in Harrison are invited to show their art work in the halls of the Municipal Building as part of Youth Art Month. It has been the custom for many years for the Supervisor to choose works that in her opinion are outstanding and, with the permission of the artists, add them to the permanent collection of the town.

This year, the Supervisor/Mayor chose art by the following students, and presented certificates of appreciation to them:

Celeste Hofland, Harrison High School, Grade 10
Ceramic: "Branch & Leaves Mobile

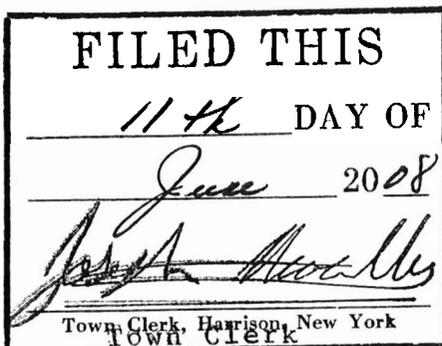
Johnny Principe, Harrison High School, Grade 10
Metal Etching

Victoria Acevedo, Louis M. Klein Middle School, Grade 7
Watercolor

Samantha Lisk, Preston School, W. Harrison, Grade 5
Artwork of Two Faces

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May 15, 2008

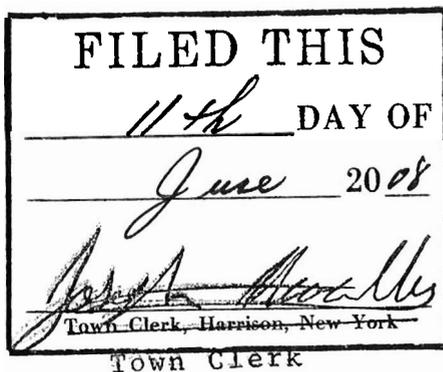
2008 - - 273

PRESENTATION BY VETERANS' OFFICER BEN DEFONCE
RE: MEMORIAL DAY PARADE

Veterans' Officer Ben DeFonce invited all residents to the Memorial Day Parade on May 26th beginning at 10:00 am. Line up will be at 9:30 am at the corner of West Street and Halstead Avenue, and march down Halstead Avenue to Ma Riis Park. A reception will immediately follow at the Veterans' Building on Halstead Avenue.

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The following Resolution was taken out of order.

May 15, 2008

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REQUEST BY DANIEL RICHMOND OF THE LAW FIRM OF ZARIN & STEINMETZ
FOR THE TOWN BOARD TO ASK THE PLANNING BOARD
TO ADJOURN A PUBLIC HEARING TO A LATER DATE.
RE: SHERMAN AVENUE SUBDIVISION AS PROPOSED BY THE FALCON GROUP

Daniel Richmond of the law firm of Zarin & Steinmetz is requesting that the Town Board declare itself as an involved agency with respect to the Planning Board's review of the Sherman Avenue subdivision as proposed by the Falcon Group. Mr. Richmond points out that the Falcon Group proposes to construct a bridge across the Mamaroneck River, connecting to Dorado Drive, and contends that only the Town Board can approve such a new road. Mr. Richmond also states that the Town Board was not the given opportunity to comment on the Draft Environmental Impact Statement submitted by the applicant although there is significant erosion, flooding and drainage problems. A Public Hearing on the application is schedule before the Planning Board on May 20, 2008. Mr. Richmond is requesting that the Town Board ask the Planning Board to adjourn the Public Hearing to a later date or at least hold the Hearing open until the Town Board has a chance to contribute to the SEQRA review.

Town Attorney Frank Allegretti stated that the matter should be held in abeyance until the Planning Board has an opportunity to review it.

Councilman Sciliano stated that he believed the matter should be held until the Law Department had a chance to review it.

Councilman Vetere seconded.

Councilman Cannella asked the Law Department to look at the Town Board jurisdiction with respect to this application and ask the Planning Board to take this matter under advisement.

Councilman Scappaticci agreed.

Supervisor Walsh stated that the Falcon Group is planning to build a 17 lot subdivision in the area of Sherman Ave and that this is a steep slope area which has had multiple owners.

Nelson Canter, resident of Harrison, stated that when there are public hearings it takes a lot of time to get residents to come out for something that will have a large effect on the community. Mr. Canter stated that the Board should be conscious of this and take appropriate action only after feedback from the community.

Mary Malara, resident of Harrison, addressed the Board and stated that this is not an ordinary application and asked the Board to consider the application carefully before making any decision.

Mrs. Malara went on to say that it was her belief that the Town Board has asked the Planning Board to delay proceedings in the past and urged the Board to take the same action.

Dan Ritchmond, attorney for the Law Firm of Zarin Steinmetz addressed the Board and asked the Board to exercise its authority to open and close roads.

Councilman Cannella stated that his hopes the Law Department will look into that.

Anna Barri addressed the Board and stated that she is opposed to this project and hopes the Board will take into consideration what the impact of this project will have on the schools and the roadways. It will have an impact on the quality of life in the neighborhood.

Mr. Cannella stated this kind of site is extremely difficult to build on because of the fact it is on a steep slope. He further stated that the town adopted very stringent steep slope legislation last year for which he was a major proponent of. Mr. Cannella continued by stating it would be best if the Law Department reviewed the matter to determine what jurisdiction the Town Board had concerning it.

Michael D'Angelo, resident of Harrison, addressed the Board and stated that he was extremely disappointed that three large oak trees were cut down by the Falcon Group in the area of Dorado Drive three years ago. Mr. D'Angelo claims that the Commissioner of Public Works Robert Wasp authorized the Falcon Group to cut down said trees and that the trees still have not been cleaned up.

Supervisor Walsh asked to see any documentation proving Mr. Wasp authorized the cutting of said trees.

Mr. D'Angelo stated he would provide the documentation to the Supervisor.

Mr. Sciliano stated that he believed the matter should be held in abeyance until it is clear whether or not the Town Board has jurisdiction.

On motion of Councilman Sciliano, seconded by Councilman Vetere,

it was

RESOLVED to request the Planning Board to delay the public hearing in the matter of the Sherman Avenue subdivision as proposed by the Falcon Group for at least one meeting until the Law Department issues a report to the Town Board clearly stating whether or not the Board has jurisdiction over the extension of the road in the said subdivision connecting to Dorado Drive.

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

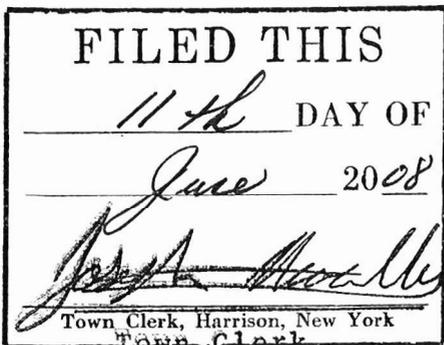
Adopted by the following vote:

AYES: Councilmen Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSTAIN: Councilman Cannella

ABSENT: None



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May 15, 2008

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PRESENTATION BY ACTING TOWN ENGINEER ROBERT WASP
RE: THE FIFTH ANNUAL STORMWATER REPORT

Acting Town Engineer Robert Wasp presented the Fifth Annual Stormwater Report which the Town is required to submit to the New York State DEC on a yearly basis. Mr. Wasp stated that his Department has summarized all of the projects the DEC has required in the report, including a combination of the technical, legal and operational projects going on in the Town. Mr. Wasp asked the Board to accept the report and that the Supervisor sign the same so it may be forwarded to the New York State DEC.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to accept the Fifth Annual Stormwater Report from Acting Town Engineer Robert Wasp.

FURTHER RESOLVED to authorize the Supervisor to sign the Fifth Annual Stormwater Report.

FURTHER RESOLVED to forward a copy of this Resolution to the Engineering Department, and the Town Attorneys.

Adopted by the following vote:

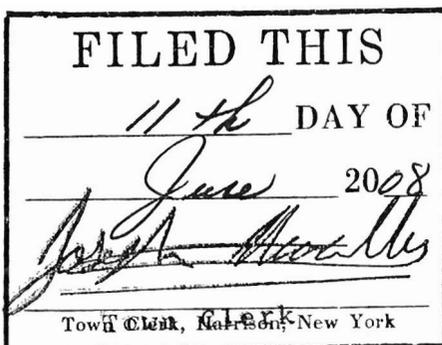
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to accept the following correspondence and reports:

- 1a. Monthly report from the Town Clerk for April 2008.
- 1b. Monthly report from the Fire Marshal for April 2008.
- 1c. Monthly report from the Receiver of Taxes for April 2008.
- 1d. Monthly report from the Building Inspector for April 2008.
- 1e. Monthly report from the Recreation Department for April 2008.

2. Notification by the Town of North Castle Planning Board Chairperson, Peg Michelman, that a Public Hearing will take place on May 28, 2008, RE: A Local Law to amend Section 213-21, Part I of the Town of North Castle Town Code to Permit the Expansion of Buildings within the RO Zoning District for Conversion to Professional Office and to Create a Maximum Floor Area Ratio in the RO Zoning District.

3. Notification from Holly Bukofser that she can no longer be a member of the Environmental Advisory Committee of Harrison. Mrs. Bukofser has taken on a number of commitments, both professional and personal and she can no longer devote the time and attention the Environmental Committee deserves.

4. Notification from Rev. Christopher Monturo of St. Anthony's Church in West Harrison, that the parish will be holding a "Blue Mass" on Friday, May 30, 2008 at 7:30 pm. A Blue Mass, as is the usual custom in many cities across our nation, is held to show our appreciation to the Police and Fire Departments and Civil Officials of our Community. Everyone in Harrison is welcome to join us that night to say thank you.

5. Notification from Doug Wilk of his resignation from the Architectural Review Board, effective May 5, 2008. Mr. Wilk has decided to become involved with the Downtown Revitalization Committee.

6. Notification from Janet Insardi, Village Attorney for the Village of Mamaroneck that a public hearing will be held on May 20th at 6:30 pm, at 169 Mount Pleasant Ave, Mamaroneck, NY, RE: Local Law No. 8-2008, Extension of Interim Development Moratorium for Multifamily Dwellings within the Village of Mamaroneck.

Copies to:

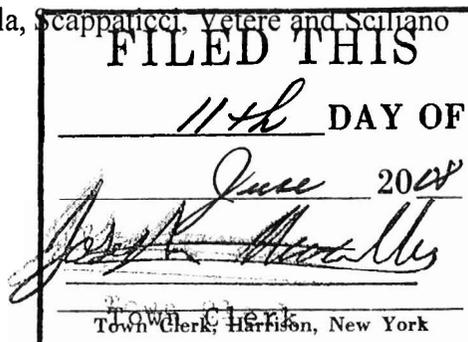
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Adopted by the following vote:

AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
 Supervisor Walsh

NAYS: None

ABSENT: None



May 15, 2008

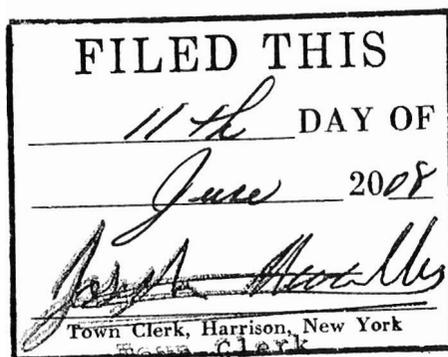
2008 -- 277 -- a

PUBLIC HEARING: PURSUANT TO ARTICLE 2, SECTION 10 AND ARTICLE 3,
SECTION 20 OF THE MUNICIPAL HOME RULE LAW, BY ADDING CHAPTER 16 TO
THE TOWN/VILLAGE CODE ENTITLED
"DISCIPLINARY PROCEEDINGS."

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

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May 15, 2008

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ADJOURNED: PUBLIC HEARING: PURSUANT TO ARTICLE 2, SECTION 10 AND
ARTICLE 3, SECTION 20 OF THE MUNICIPAL HOME RULE LAW, BY ADDING
CHAPTER 16 TO THE TOWN/VILLAGE CODE ENTITLED
“DISCIPLINARY PROCEEDINGS.”

Supervisor Walsh stated if an employee is suspended and brought before the Town Board for their suspension at the present time the law says the Town Board hold those hearings. The proposed law would give the Town Board if they choose, the opportunity to hire a hearing officer to hear the charges against the employee and make a determination to the board on what the punishment should be. Mrs. Walsh went on to state that the problem is that these hearings are lengthy and the Town Board members are part time and have other commitments. She went on to say that it is very hard to get together for a current matter before the Board.

Councilman Vetere read the following statement:

I have been a Councilman in this Town for approximately twenty years and in my twenty years of service I have never experienced such disregard for our Towns' employees. The law before this Board tonight is an unlawful attempt to distance the Town Board from disciplinary proceedings brought against our employees. This Board has been elected by the people of this Town to serve and it is absurd that we are attempting to assign our responsibility to serve to a third party. If any of our employees are accused of misconduct or their actions have subjected them to disciplinary action by their superiors, then it is our duty, our responsibility to hear, listen, oversee and ultimately to judge what punishment is imposed, if any. For this Board to authorize a third party to do its job is a breach of the public trust and should this law pass, come election time, the public should remember what this Board has done. My opinion is that if we are going to let someone else do our job, then there is no need for a Town Board. If anyone on the Council feels that sitting through the hearing is "too much", then maybe they should reconsider being a Councilman. Personally, I am ready and willing to hear any complaints lodged against any of our employees. More importantly, I sit here today and stand by the oath I have taken six times. I don't know about the rest of this Board, but I stand ready to serve my constituents and I demand that this proposed law be rejected and voted down immediately. Thank you.

Councilman Sciliano stated that he disagreed with Councilman Vetere and that it was unfair to say that people will look down upon us on Election Day. Mr. Sciliano went on to say that we are not relinquishing our duties and still have the ability to accept or reject the findings from the Hearing Officer. Justice is not being served with the current situation and we must look at an alternative.

Councilman Scappaticci stated that we have been trying since January and it is hard meet and to serve the people suspended, it is easier to have a Hearing Officer during the day to hold these hearings. He continued by saying that we are not abandoning our responsibility of the matter. We will still receive the transcripts from the hearing.

Councilman Cannella stated that this is a difficult proposition. It is a travesty for all persons involved, and continued by adding we have a person who is sitting in limbo for indefinite direction which cannot be comfortable. The problem of scheduling is a major factor. The problem is efficiency. The Town is paying employees who are suspended and the suspended persons are still waiting for the hearings to be completed.

Town Attorney Frank Allegretti read the section §16-3 of the proposed law into the record: *If a Hearing Officer is appointed by such Board they shall keep or cause to be kept the record of such hearing. After the conclusion of such Hearing, the Hearing Officer shall make specific findings of fact which they then shall transmit to the Board together with their conclusions regarding each of the charges and specifications, their recommendation for a penalty and the record of the Hearing. The Board shall then review the record, the actual findings and conclusions of recommendations of the Hearing Officer and render a decision.*

Mr. Cannella stated the Board will receive a transcript and the decision still remains with the Board, he went on to state I see very little choice but to support it.

Roy Porto resident, stated by not physically hearing the evidence the Board members should give up their positions as Commissioners for Police, Fire, etc.

Karen DiLeo, resident, stated having a third party come in is ridiculous. Mrs. DiLeo believes ten (10) individuals can put their family business aside for these officers.

Brendon Murphy, resident, stated the Town Board has been elected to do what is right; and the community counts on them to hear these charges and bring back the facts. Mr. Murphy stated the current Hearing Officer was disbarred.

Supervisor Walsh stated that is an unfair claim and that those charges are not founded.

Mr. Murphy stated the Board cannot neglect their duties.

Councilman Scappaticci stated the Board will still be making the decision based upon the transcripts from the Hearing Officer.

A heated discussion ensued between Mr. Murphy and the Board regarding the matter.

Gregory Kaczynski, PBA Attorney addressed the Board. Mr. Kaczynski stated the Westchester Police Act states it is the non delegable duty of the Board to oversee the disciplinary hearings in a police matter. Mr. Kaczynski asked what has changed in the Westchester Police Act? Mr. Kaczynski went on to state that according to the Westchester County Police Act, the Town Board has the authority to appoint a separate Board of Police Commissioners to hear disciplinary proceedings at any time either for this case or any future cases.

Town Attorney Frank Allegretti stated that that issue have been raised and the Board will not

take the matter up this evening.

Deputy Jonathan Kraut stated Harrison would not be the only municipality that has done this. Mr. Kraut continued by stating that a Town Board member has the right to recuse themselves at anytime and in their place, appoint a Hearing Officer.

Mr. Kaczynski reiterated once again for the record that paragraph 1 of the Westchester County Police Act states the Town Board has the authority to appoint a Board of Commissioners at anytime it deems necessary.

Mr. Kraut asked how this was different from a Hearing Officer?

Mr. Kaczynski stated if you have a group of Commissioner's overseeing the hearing it is different then one Hearing Officer in that the Board of Commissioners makes the final decision, they are present for the actual testimony which enables them to hear and see the witnesses instead of one Hearing Officer which will give the Town Board a transcript of the hearing to make a final decision. Mr. Kaczynski concluded by stating you can never take the place of hearing and seeing the testimony.

Naomi Oppman, resident, addressed the Board and asked what the a cost would be to hire a Hearing Officer and if there is a cost analysis to see which is more cost effective?

Supervisor Walsh responded the cost is the same.

Roger Walther, resident, stated the system that is in place works. Mr. Walther continued by stating arbitrators are no good because the Board chooses the arbitrator. You cannot replace a jury system.

Mike Walther, PBA President addressed the Board and stated These officers have been suspended for months and time is of the essence. Mr. Walther went on to state we started at the end of March and they were suspended last year. This is time consuming and this needs to be done.

Supervisor Walsh stated you are right, its time consuming. We are trying to determine several dates. With so many people involved it is hard to find the time.

Mr. Walther responded stated the Board has a commitment they must keep.

Peter Di'Vittorio, Harrison Police Sergeant stated the testimony on a hearing cannot be reproduced on paper. Mr. Di'Vittorio continued by stating when the Board members ran for Town Board they knew the Commissioners badge came with it. Mr. Di'Vittorio stated if it is not in the members schedule, they get someone else but to get one person is unjust. Mr. Di'Vittorio questioned how can the Board decide the fate of someone's career from a piece of paper?

Councilman Cannella stated the matter should be adjourned to the next meeting. He continued by stating this is not a question of convenience, the Board has made itself available and this is a

cumulative issue to make the arrangements to get people together.

Mrs. Held, resident, stated this is the first time we have been subject to this. We want this settled now.

Supervisor Walsh stated we will discuss this law with the attorneys.

Mrs. Held stated the Board should do it themselves or get five other commissioners.

Mrs. Walsh stated the Board does deserve the privilege of talking with the attorneys.

Jimmy Forrest, president of the local Firefighters. Stated we work for the Town; our opinion is if a decision has to be made we want the actual Board to hear the charges. Mr. Forrest questioned how long it would take for the Hearing Officer to render a decision.

Supervisor Walsh stated there is no time table.

Mr. Forrest asked Supervisor Walsh if she thought this is the right thing to do?

Supervisor Walsh responded no, she didn't. Supervisor Walsh went on to state she has listened to the attorneys, other Mayors, and heard their comments. It is a hard decision because it is not being heard on a timely basis. In one way it makes sense. In another way it doesn't because of being present to hear and see the testimony in person. Supervisor Walsh concluded by stating she finally came down on the side of wanting to see the person and objected to appointing a Hearing Officer.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to adjourn the Public Hearing until the June 5th meeting.

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

Adopted by the following vote:

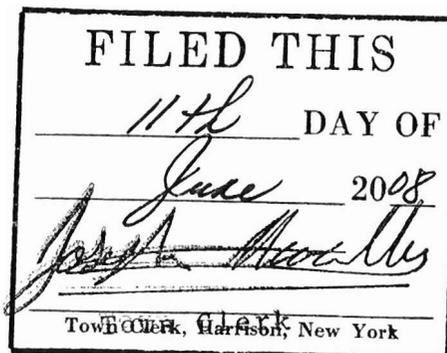
AYES: Councilmen Cannella, Scappaticci and Sciliano
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None

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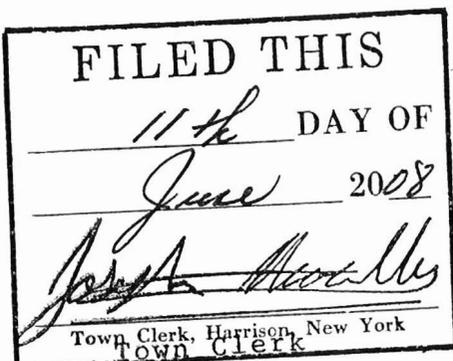
2008 - - 278

ADJOURNED TO JUNE 5, 2008, PUBLIC HEARING: PURSUANT TO ARTICLE 2,
SECTION 10 AND ARTICLE 3, SECTION 20 OF THE MUNICIPAL HOME RULE LAW,
BY ADDING CHAPTER 190 TO THE TOWN/VILLAGE CODE ENTITLED
“ESTABLISHMENT OF TERMS AND CONDITIONS FOR USE OF RIGHTS OF WAY
BY COMPANIES PROVIDING VOICE, VIDEO OR INFORMATION SERVICES AND
ESTABLISHING CONDITIONS ON PROVIDERS OF CABLE SERVICE”
AS LOCAL LAW NO. 2008

On motion of Councilman Cannella, seconded by Councilman Scappaticci, with all members voting in favor, the Hearing was adjourned until the June 5th meeting.

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May 15, 2008

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AUTHORIZATION FOR POLICE CHIEF DAVID HALL TO ATTEND
THE NYS CHIEFS OF POLICE ANNUAL TRAINING CONFERENCE,
IN LAKE GEORGE, NY, COST: NOT TO EXCEED \$1,500

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Chief of Police David Hall for authorization to attend the NYS Chiefs of Police annual training conference, from July 27th through July 30, 2008, in Lake George, NY, at a cost, including travel expenses, not to exceed \$1,500.

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

Adopted by the following vote:

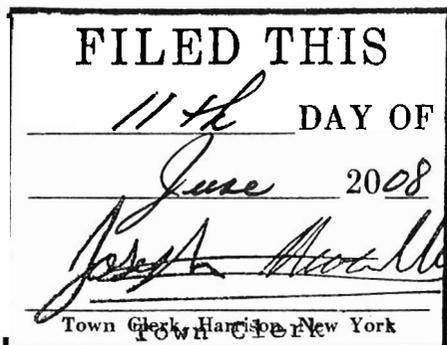
AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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May 15, 2008

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AUTHORIZATION FOR FIRE MARSHAL STEVE SURACE TO ATTEND THE
NYS ASSOCIATION OF FIRE CHIEFS CONFERENCE, IN LAKE GEORGE, NY,
COST NOT TO EXCEED \$1,200.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Fire Marshal Steve Surace for authorization to attend the NYS Association of Fire Chiefs Conference, in Lake George, NY, from June 11th through June 15, 2008, at a cost not to exceed \$1,200.

FURTHER RESOLVED to authorize the Comptroller to issue an advance check in the amount of \$1,200.

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

Adopted by the following vote:

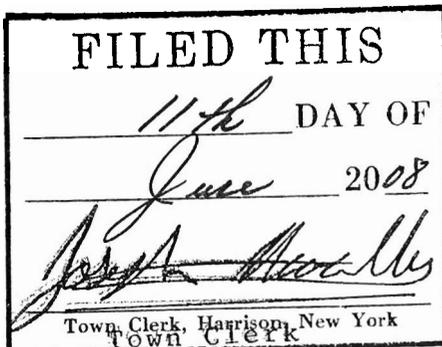
AYES: Councilmen Vetere, Cannella, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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May 15, 2008

2008 - - 281 - - a

APPOINTMENT OF PAUL MARCONE AS A PART-TIME SUMMER EMPLOYEE

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Chief of Police David Hall for authorization of the appointment of Paul Marcone as a part-time summer employee, effective May 19, 2008, at an hourly rate of \$11.

FURTHER RESOLVED that Mr. Marcone will be assigned to the Traffic Division of the Harrison Police Department.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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FILED THIS

11th DAY OF

June 2008

Joseph A. Scappaticci
Town Clerk, Harrison, New York
Town Clerk

May 15, 2008

2008 -- 281 -- b

APPOINTMENT OF CHRISTOPHER ROMERO AS A PART-TIME SUMMER EMPLOYEE

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Chief of Police David Hall for authorization of the appointment of Christopher Romero as a part-time summer employee, effective May 19, 2008, at an hourly rate of \$11.

FURTHER RESOLVED that Mr. Romero will be assigned to the Traffic Division of the Harrison Police Department.

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

Adopted by the following vote:

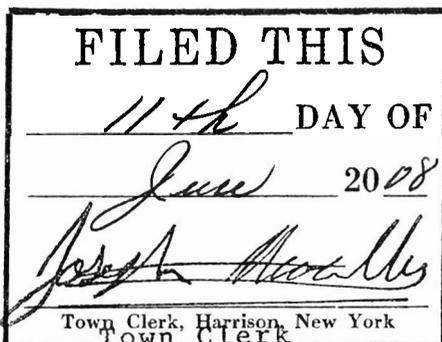
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

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May 15, 2008

2008 - - 282

AUTHORIZATION FOR SEVEN FIREMEN FROM HARRISON FIRE DISTRICT #2
TO ATTEND THE NYS CHIEFS CONVENTION, IN LAKE GEORGE, NY, COST: \$3,500

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Chief Henry Mohr of Harrison Fire Department #2 for authorization for seven (7) firemen to attend the NYS Chiefs Convention, in Lake George, NY, from June 12th through June 14, 2008, at a cost of \$3,500.

FURTHER RESOLVED to authorize the Comptroller to issue an advance check in the amount of \$3,500.

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

Adopted by the following vote:

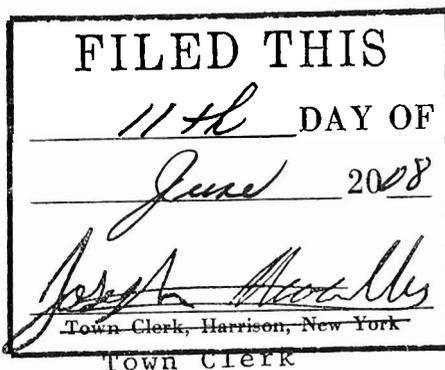
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

Assessor
 Benefits
 Bldg
 Compt'lr
 Engrng
 Law
 Police
 P. Wrks
 Purch'g
 Recr'tn
 Supvs'r



May 15, 2008

2008 - - 283

AUTHORIZATION FOR WEST HARRISON FIRE CHIEF PATRICK GALLUZZO TO ATTEND THE NYS CHIEFS CONVENTION, IN LAKE GEORGE, NY, COST: \$1,500.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of West Harrison Fire Chief Patrick Galluzzo for authorization to attend the NYS Chiefs Convention in Lake George, NY, from June 11th through June 15, 2008, at a cost of \$1,500.

FURTHER RESOLVED to authorize the Comptroller to issue an advance check in the amount of \$1,500.

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

Adopted by the following vote:

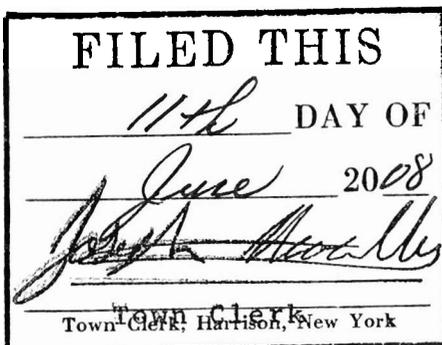
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 284

AUTHORIZATION FOR THE ADDITIONS TO THE RECREATION
PART-TIME AVAILABILITY LIST

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Superintendent of Recreation Ron Belmont for authorization for the following additions to the part-time availability list:

<u>NAME</u>	<u>HOURLY RATE</u>
Nicholas Anselmi	\$ 6.00
Mark Arcara (LG)	9.00
Ronald Capasso	12.00
Melissa Catral	7.75
Jessia Cysner (LG)	7.50
Elizabeth Dowling (LG)	7.50
Michael Ferraro	6.00/ LG 7.50
Amanda Forgione	6.00
Dana Hall	12.00
Kurt Hinrichs	7.50
Vincent Lovallo	6.75
Alessandra Neu	6.00/ LG 7.50
Joyce Noviello	9.00
Jordan Pernin (LG)	7.50
Christina Riccobono	6.00
Adrianna Schepis (LG)	8.25
Cassandra Stahl	6.00
Alyssa Santiago	6.00/ LG 7.50
Angela Turso	6.00
Nicole Turso	6.00
Max Winkelman	6.00/ LG 7.50

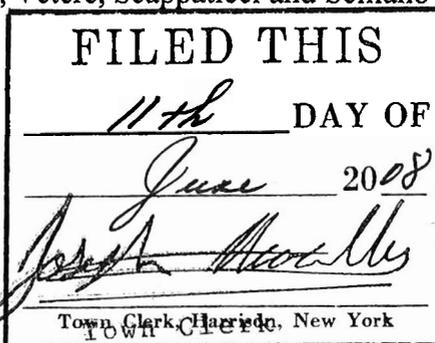
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Superintendent of Recreation and the Personnel Manager.

Adopted by the following vote:

AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
 Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

- ___ Assessor
- ___ Benefits
- ___ Bldg
- ___ Compt'lr
- ___ Engrng
- ___ Law
- ___ Police
- ___ P. Wrks
- ___ Purch'g
- ___ Recr'tn
- ___ Supvs'r

May 15, 2008

2008 - - 285

AUTHORIZATION FOR SUPERINTENDENT OF RECREATION RON BELMONT,
ASSISTANT SUPERINTENDENT ANTHONY ZACCAGNINO AND RECREATION STAFF
MEMBERS TO ATTEND THE NATIONAL RECREATION AND PARKS CONFERENCE
COST NOT TO EXCEED \$3,500

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Superintendent of Recreation Ron Belmont for authorization for himself, Assistant Superintendent of Recreation Anthony Zaccagnino and Recreation staff members to attend the National Recreation and Parks Conference, in Baltimore, MD, from October 14th through October 18, 2008, at a cost not to exceed \$3,500.

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

Adopted by the following vote:

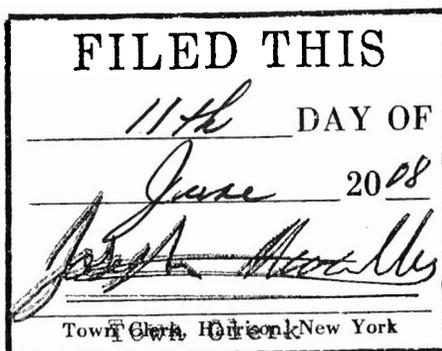
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'lr
✓ Engrng
✓ Law
___ Police
✓ P. Wrks
✓ Purch'g
___ Recr'tn
✓ Supvs'r



May 15, 2008

2008 - - 286

AUTHORIZATION TO REIMBURSE POLICE OFFICER WILLIAM DUFFELMEYER
FOR A COURSE TAKEN AT MANHATTANVILLE COLLEGE, SPRING 2008.

COST: \$2,374.75

Councilman Vetere stated that he was opposed and went on to say the class the officer was taking was ridiculous.

Chief Hall stated it is part of the contract and the officer has the right to take the class as the contract stands.

Councilman Vetere replied that this was ridiculous.

A heated discussion evolved between Chief Hall and Councilman Vetere regarding the matter.

The Chief explained that this was part of the PBA contract and unless Councilman Vetere was on the PBA contract committee and got it removed from the wording, there was nothing he could do.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Chief of Police David Hall for authorization for reimbursement to P.O. William Dufflemeyer for the costs of a college course that he took during the 2008 Spring Semester at Manhattanville College, at the cost, including tuition and books, of \$2,374.75. "Play, Games and Sports in Historical Aspects"

FURTHER RESOLVED to authorize the Comptroller to audit and pay expenses outlined as per the contract with the HPA.

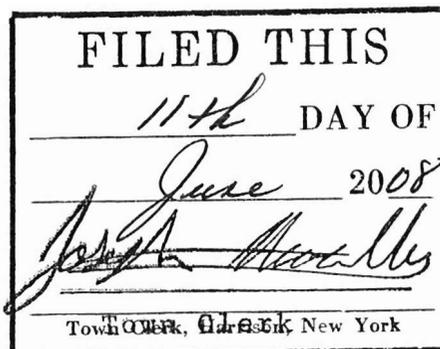
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Chief of Police.

Adopted by the following vote:

AYES: Councilmen Cannella, Scappaticci and Sciliano
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None



Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

May 15, 2008

2008 - - 287

APPROVAL FOR A SPECIAL EVENT PERMIT FOR THE CENTURY COUNTRY CLUB
TO HOLD THEIR ANNUAL 4TH OF JULY FIREWORKS DISPLAY ON CLUB GROUNDS,
ON FRIDAY, JULY 4TH, RAIN DATE OF SUNDAY, JULY 6TH

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Burton Ward, General Manager of the Century Country Club for authorization to hold their Annual Fourth of July Fireworks Display on Club grounds, Friday, July 4, 2008, with a rain date of Sunday, July 6, 2008.

FURTHER RESOLVED that the fee be sent to the Fire Marshal's office.

FURTHER RESOLVED that a Certificate of Insurance will be sent to the Law Department.

FURTHER RESOLVED to forward a copy of this Resolution to the Fire Marshal, the Town Attorney, the Commissioner of Public Works, the Chief of Police, the Building Inspector, the Volunteer Ambulance Corps, the West Harrison Fire Department and Mr. Ward.

Adopted by the following vote:

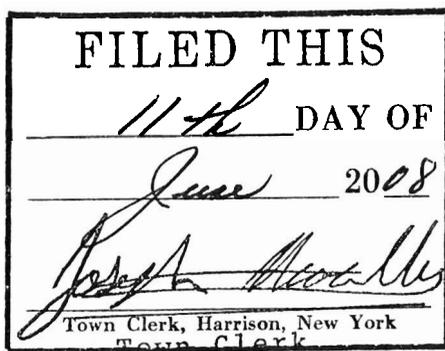
AYES: Councilmen Cannella, Scappaticci and Sciliano
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 288

AUTHORIZATION FOR A BUDGET TRANSFER

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

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

Decrease:

01-1680-100-102 30,000
MIS-Salaries

Increase:

01-1680-100-407 30,000
MIS-Special Service

A budget transfer from MIS Network Administrator salary line to MIS Special Service line to cover the consult fee for Dominick Pascale.

Adopted by the following vote:

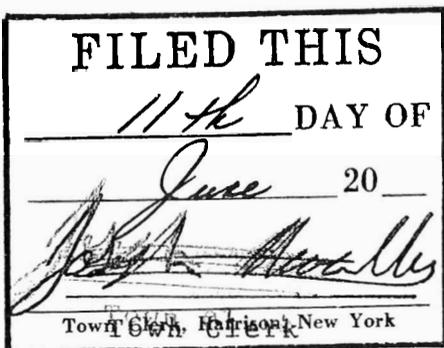
AYES: Councilmen Cannella, Scappaticci, Vetere and Sciliano
 Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 289

APPROVAL TO SET THE DATE OF JUNE 5, 2008 FOR A SPECIAL EXCEPTION USE PERMIT FOR A NEW MAINTENANCE BUILDING ON THE PROPERTY OF OLD OAKS COUNTRY CLUB, AT 3100 PURCHASE STREET

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Seth Mandelbaum, attorney with the law firm of McCullough, Goldberger & Staudt, on behalf of his client Old Oaks Country Club, to set the date of June 5, 2008 for a Public Hearing for a Special Exception Use Permit to build a new maintenance building on their property at 3100 Purchase St., Purchase, NY.

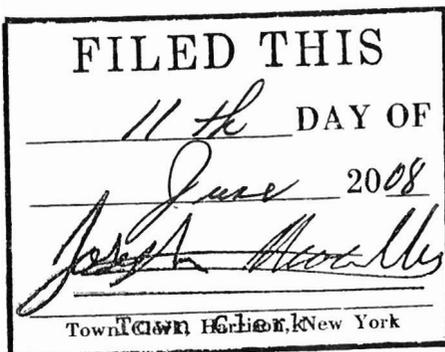
FURTHER RESOLVED to forward a copy of this Resolution to the Building Inspector, the Town Attorney, the Assessor and Mr. Mandelbaum.

Adopted by the following vote:

- AYES: Councilmen Cannella, Scappaticci and Sciliano
Supervisor Walsh
- NAYS: Councilman Vetere
- ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 290

APPROVAL TO SET THE DATE OF JUNE 5, 2008 FOR A SPECIAL EXCEPTION USE PERMIT FOR THE PROPOSED REDEVELOPMENT OF THE PROPERTY AT 33-55 CALVERT STREET, TO BE KNOWN AS SEVILLE PLAZA

On motion of Councilman Cannella, seconded by Councilman Scappaticci,
it was

RESOLVED to approve the request of Linda Whitehead, attorney with the law firm of McCullough, Goldberger & Staudt, on behalf of the applicant, Calvert Street Associates, to set the date of June 5, 2008 for a Public Hearing for a Special Exception Use Permit, for the proposed redevelopment of the property at 33-55 Calvert Street, to be known as Seville Plaza.

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

Adopted by the following vote:

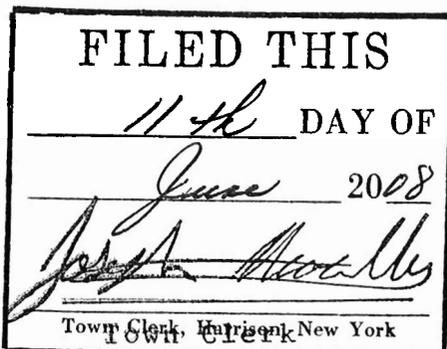
AYES: Councilmen Cannella, Scappaticci and Sciliano
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None

Copies to:

Assessor
 Benefits
 Bldg
 Compt'lr
 Engrng
 Law
 Police
 P. Wrks
 Purch'g
 Recr'tn
 Supvs'r



May 15, 2008

2008 -- 291 -- a

AUTHORIZATION TO EXECUTE THE CONTRACT WITH
THE ENGINEERING FIRM OF DOLPH ROTFELD FOR
THE PREPARATION OF A MULTI-HAZARD MITIGATION PLAN WITH SEMO

Commissioner of Public Works Robert Wasp stated that this \$75,000 is the federal share, and \$25,000 is the local share for starting the project.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Commissioner of Public Works Robert Wasp for authorization of the execution of the agreement for the preparation of a Multi-Hazard Mitigation Plan with SEMO, contingent upon review and approval by the Law Department.

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

Adopted by the following vote:

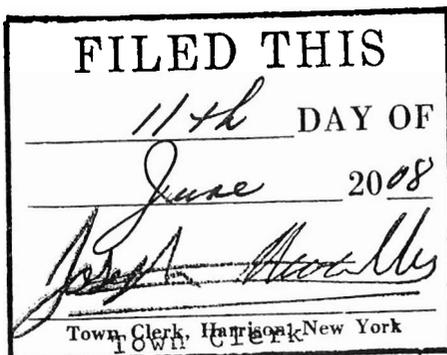
AYES: Councilmen Cannella, Sciliano, Scappaticci and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 291 - - b

APPOINTMENT OF VILLAGE ATTORNEY ROBERT PALADINO AS
CHAIRMAN OF THE HAZARD MITIGATION PLAN COMMITTEE

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to appoint Village Attorney Robert Paladino as Chairman of the Hazard Mitigation Plan Committee.

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

Adopted by the following vote:

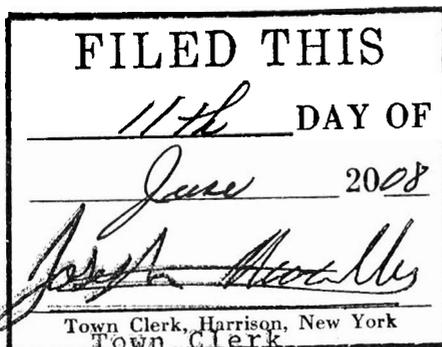
AYES: Councilmen Cannella, Sciliano, Scappaticci and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 292

AUTHORIZATION OF PO #281613 FOR MISCELLANEOUS ITEMS FOR
THE CHIEF OF FIRE DISTRICT #1, 2008 TAHOE. COST: \$13,450.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for authorization for PO #281613, for the following miscellaneous items for the Chief of Fire District #1's 2008 Tahoe, at a total cost of \$13,450. Vendor: T.C.D. Cellular Communications, 420 Mt. Pleasant Ave, Mamaroneck, NY 10543.

1 ea.	Misc. Emergency Lighting, etc. for new Fire Chief car	\$8,150.
1 ea.	Command Box with Line X	2,300.
1 ea.	Installation of Emergency Lighting	3,000.

FURTHER RESOLVED that funding is available in account 010-3410-100-02-30.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Director of Purchasing and the Chief of Fire District #1.

Adopted by the following vote:

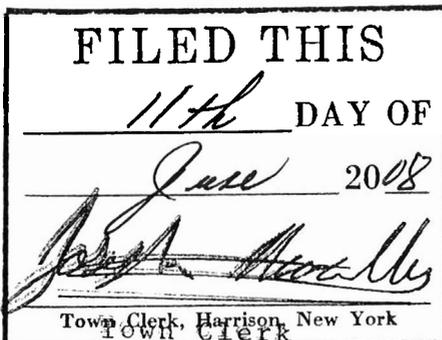
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 293

HARRISON TOWNHOUSE SPACE STUDY BY D'AMORE STUDIO

Supervisor Walsh stated that the Town has hired Mr. D'Amore to do this study because the Town Hall has reached its allotted space allocation. Mr. D'Amore distributed his report to the Board.

Mr. D'Amore stated that we have an overcrowded town hall. The report contains square footage of the town hall and number of occupants. The Building Department has only 200 sq. ft. Usually in a building like this the space is allocated for 250 sq. ft. He explained that we need an additional 7500 sq. ft., and gave several solutions. He explained we can go up, out toward Harrison Avenue, toward the train tracks or go to the train station. He went on to say that if the building were to be extended toward Harrison Avenue it would gain 8300 sq. ft. with three floors. The net space is not as large as the third option which is to out toward the train station. If the building were to be expanded toward the train station, it can be built on stilts and have parking underneath. During court days the line goes out the door. Accommodating the court is a big part of the expansion. Mr. D'Amore stated that a solution would be to add the court to the Mayors suite beginning from the lobby area.

Supervisor Walsh thanked Mr. D'Amore and said that the Board would take it under consideration.

Mrs. Held, resident, addressed the Board and asked why there was no comment by any of the members.

Councilman Scappaticci stated that he was not interested in increasing the size of the building or changing the footprint of the building.

Councilman Cannella stated that he was not sure what the implications were regarding parking in the commuter lot. He said that currently an MTA project that could potentially have an effect in that area.

Mrs. Held said that we will lose ten (10) spaces and as a result \$10,000.

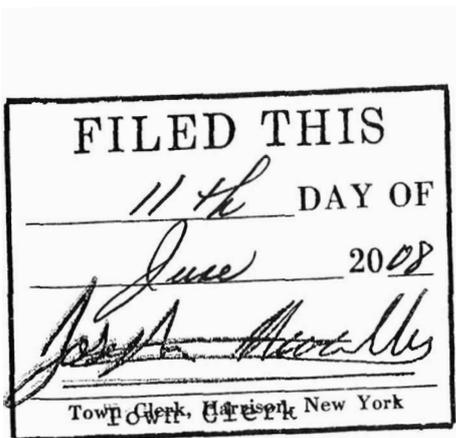
Mr. Cannella stated that we need input from the Engineering and Building Departments.

Councilman Sciliano stated that an addition out the rear is worth looking at but the cost benefit needs to be looked at as well. We are not gaining any space with the proposed plans.

Councilman Vetere stated that we should go out to the railroad and utilize the lower part for a jail during court.

Supervisor Walsh stated that going out the south side of the building is the best answer, however, the cost is two million dollars (\$2,000,000) and the Board cannot spend the money. She explained that she had offered to go to another office in the building in the beginning of the year and vacate the Supervisor/Mayors suite for the court. However, there were certain special problems with that plan.

Mrs. Held said that the Town Hall is 7,000 sq. ft. short, there are approximately 200 feet in the lobby and Mayor's conference room. The Board must reorganize the space and take space from people who don't need it and give it to people who need it. We have too many people in the lobby during court and there are space arrangements that can be made. Mrs. Held handed out plans of her own and what she believes the Town Hall allocation should be.



Copies to:

- Assessor
- Benefits
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- Engrng
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- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

May 15, 2008

2008 - - 294 - - a

DISCUSSION: TOWN CAR POLICY

Roy Porto, resident, addressed the Board, stating that he gave the Board a Policy from New Rochelle, 85,000 people, 8 cars go home. The Board has to make a decision. Asking the Board to take only 23 cars to take home. The policy in place has not changed.

First 50 cars going home. If you are a town employee you park your town car at work at night. The Police Department can accommodate four cars where employees can park there town cars. The Purdy Street lot can accommodate 13 cars. The original policy says nobody can use a town vehicle 30 miles from Westchester County. Why did we break this policy?

Mr. Porto asked the Board to vote on the matter immediately. He asked Deputy Village Attorney Jonathan Kraut what he meant at the last meeting by there are contractual issues with the way an individual is punished for violating a "car use policy".

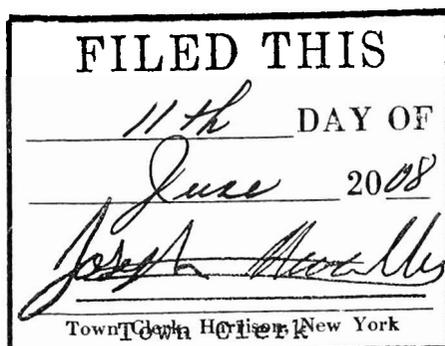
Mr. Kraut responded that with respect to the way Mr. Porto would like disciplinary matters against an employee who violates the Town Board policy involving their car cannot be done due to contractual matters.

Mr. Porto said there is no reason a town vehicle should town during lunch. Where is the discipline? How long before you finalize this?

Supervisor Walsh stated that they will come up with something by next Friday with the Board input by the next meeting.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 294 - - b

DISCUSSION: RE: NEW APARTMENT BUILDING CORNER OF
HALSTEAD AVENUE AND HAVILAND STREET

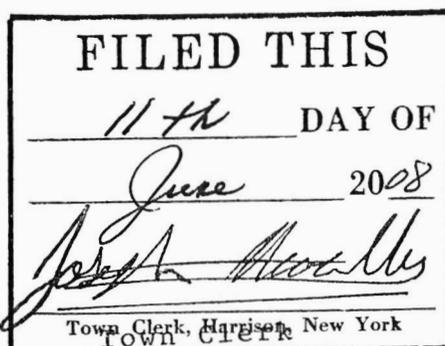
Mr. Lauro addressed the Board in reference to the new apartment building on Halstead Avenue and Haviland Street. He stated that there is not sufficient parking built for these new apartments. The original design called for 1½ parking spaces for each apartment.

Supervisor Walsh stated that the plans did call for 1½ spaces for each apartment.

Deputy Village Attorney Jonathan Kraut stated that the Board should refer the matter to the Building Department to make sure the building is in compliance with the original specifications.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
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May 15, 2008

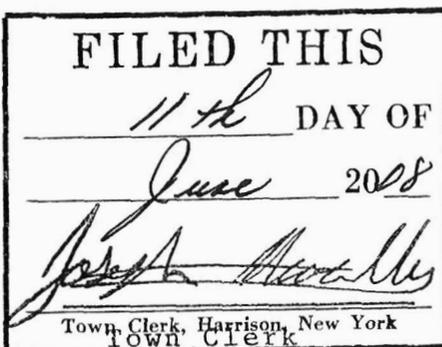
2008 - - 295

ADOPTION OF DETERMINATION OF FINDINGS, RE: 7 MEADOW LANE

On motion of Councilman Cannella, seconded by Councilman Sciliano, with all members voting in favor, this was adjourned to executive session.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
-



May 15, 2008

2008 - - 296 - - a

DISCUSSION RE: DONATION OF FIRE ENGINE 11 TO THE MIDDLEFIELD
VOLUNTEER FIRE DEPARTMENT IN ROSEBOOM, NEW YORK.

Harrison Firefighter Jimmy Forrest addressed the Board and asked permission for the Fire Department to donate the old engine 11 which is a 1988 Mac Truck to the Middlefield Volunteer Fire Department in RoseBoom, New York. Mr. Forrest stated that the Department has recently received their new engine to replace engine 11 and has no use for the old engine. Mr. Forrest went on to say the Harrison Fire Department has donated other old engines in the past citing a recent donation to a Fire Department in Louisiana who were victims of Hurricane Katrina.

Supervisor Walsh asked if the Department was able to sell the old engine.

Mr. Forrest stated the engine was not able to be sold because of its age and length of service. However, the engine would be put to good use at the Middlefield Fire Department replacing their engine that was built in 1962.

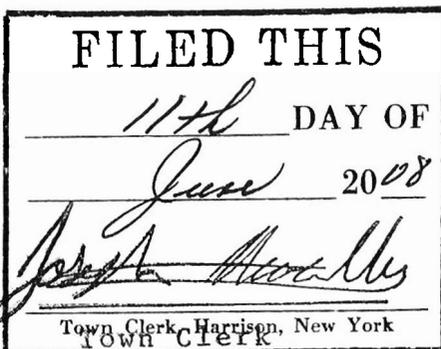
Councilman Scappaticci stated that it has been past practices to sell any piece of equipment to other Departments for a nominal amount such as \$1.

Councilman Sciliano stated he had no problem with donating the engine to a needy Department.

Deputy Town Attorney Jonathan Kraut stated the Town must sell the piece of fire apparatus for at least \$1.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'z
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 -- 296 -- b

SALE OF FIRE ENGINE 11 TO THE MIDDLEFIELD VOLUNTEER FIRE DEPARTMENT
IN ROSEBOOM, NEW YORK.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to authorize the Harrison Fire Department to sell the 1988 Mac Truck Fire Engine 11 for \$1 to the Middlefield Volunteer Fire Department in RoseBoom, NY based on the determination that the said piece of fire apparatus is a surplus and of nominal value to the Town.

FURTHER RESOLVED that this sale is subject to the letter of agreement from the Law Department.

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

Adopted by the following vote:

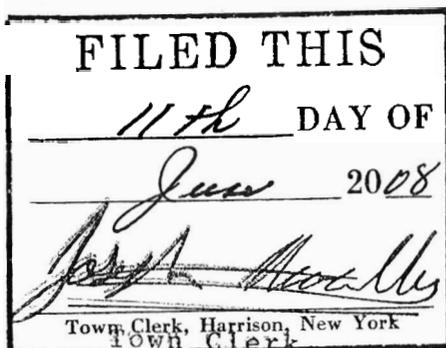
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

2008 - - 297

MATTERS FOR EXECUTIVE SESSION

Adoption of Determination of Findings 1
Personnel 1

On motion duly made and seconded,
with all members voting in favor,
the Meeting was recessed for Executive Session at 11:10

On motion duly made and seconded,
with all members voting in favor,
the Meeting was re-convened at 1:15am

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

<p>FILED THIS</p> <p><u>11th</u> DAY OF</p> <p><u>June</u> 20<u>08</u></p> <p><i>Joseph A. ...</i></p> <p>Town Clerk, Harrison, New York</p> <p>TOWN CLERK</p>

May 15, 2008

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ADOPTION OF DETERMINATION OF FINDINGS, RE: 7 MEADOW LANE

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED that;

WHEREAS, A public hearing was held at the Alfred F. Sulla, Jr. Municipal Building, One Heineman Place, Harrison, New York on December 20, 2007, January 10, 2008, January 24, 2008, February 7, 2008 and February 21, 2008, in accordance with the provisions of Article 2 of the New York State Eminent Domain Procedure Law ("EDPL") in connection with the proposal by the Town of Harrison to acquire by condemnation an easement over certain land necessary to install, construct and maintain storm water infrastructure (collectively, the "Project").

WHEREAS, the Town Board of the Town of Harrison reviewed an Environmental Assessment Form for the proposed Project and considered the environmental effects of the Project. Pursuant to the State Environmental Quality Review Act (SEQRA), the Town Board declared itself to be the lead agency and, having deliberated and reviewed the aforementioned Environmental Assessment Form, issued a negative declaration of environmental significance.

WHEREAS, at the hearing the public was provided with information concerning the public use, benefits, and purposes to be served by the Project, the Project's location, and reasons for the selection of that location in addition to other facts pertinent to the Project. The hearing provided ample opportunity for the public and the condemnee to comment upon the Project. The condemnee was represented by counsel, who appeared and commented during the hearing. All testimony and comments received, the Town of Harrison's Project plans and all exhibits and other documents have been reviewed, made part of the record and afforded full consideration.

NOW THEREFORE, pursuant to EDPL § 204, and having given due deliberation and consideration to the complete hearing record, the Town of Harrison makes the following determination and findings concerning the proposed Projects:

RESOLVED, that in order to permit the completion of the Project it is necessary to acquire an easement over the land to complete the Project situated in the Town of Harrison on 7 Meadow Lane, Purchase, New York known and designated on the Town of Harrison Tax Map as Block 611, Lot 74 (the "Subject Property"). The proposed Easement Area, comprised of approximately 10,085 square foot permanent easement and approximately 16,089 square foot temporary easement as depicted on the Proposed Condemnation Easement Plan, attached hereto, (collectively the "Easement") is owned by Carol Ann Garfield and forms part of the parcel of land designated on the Town of Harrison Tax Assessment Map as Block 611, Lot 74 which is also commonly known and referred to as 7 Meadow Lane, Purchase, New York. The Town Board will pay just compensation to the owners of the Subject Property as just compensation for its taking of this easement.

RESOLVED, that the public use, benefit and purpose to be served by the Project is to improve drainage and stormwater disposal off of Meadow Lane. The Project is necessary because presently a serious and dangerous flooding condition on Meadow Lane continually threatens the health, safety and welfare of residents. Acquiring an easement across the Subject

Property is necessary for the purpose of construction and installation of the Project which will be required to pass through the Subject Property and will allow for drainage of waters that flood Meadow Lane and the Project will provide significant public benefit. The chosen location for the Project is the most practical and cost-effective inasmuch as gravity and distance are optimal in that location. Only by acquiring easement rights across the Subject Property can this Project be accomplished.

NOW THEREFORE, accordingly, based on due consideration of the foregoing, it is determined that the Town of Harrison should acquire an easement on a portion of the Subject Property as depicted in the Proposed Condemnation Easement Plan attached hereto, by exercise of its power of eminent domain in order to facilitate the Project.

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

Adopted by the following vote:

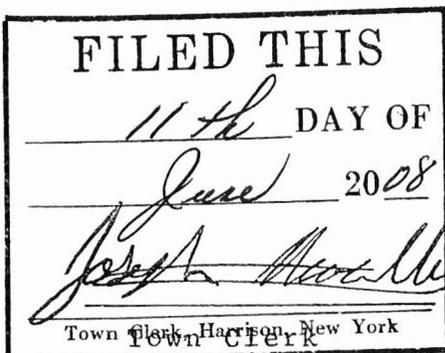
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r



May 15, 2008

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RE-APPOINTMENT OF SUSAN WEINTRAUB TO
THE PART-TIME AVAILABILITY LIST,
TO WORK IN THE SUPERVISOR/MAYOR'S OFFICE

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to re-appoint Susan Weintraub to the part-time availability list, to work in the Supervisor/Mayor's office, at the same rate of pay.

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

Adopted by the following vote:

AYES: Councilmen Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: Councilman Scappaticci

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 1:23am

Respectfully submitted,

Joseph Acocella
Town Clerk

Copies to:

- Assessor
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- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r

