

April 2, 2009

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 2nd day of April at 7:30 PM, Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan B. Walsh ..... Supervisor

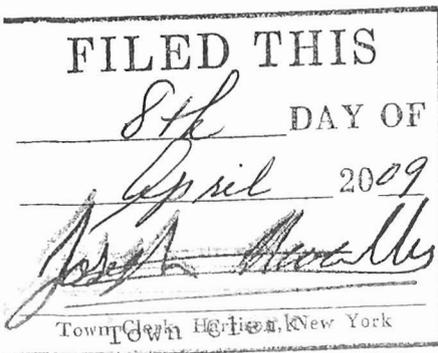
Joseph Cannella        )  
Patrick Vetere            ) ....Councilmen  
Thomas Scappaticci    )  
Fred Sciliano            )

ALSO ATTENDING:

Frank Allegretti ..... Town Attorney  
Fred Castiglia ..... Deputy Town Attorney  
Robert Paladino..... Village Attorney  
Jonathan Kraut ..... Deputy Village Attorney  
David Hall ..... Chief of Police  
Maureen MacKenzie ..... Comptroller  
Robert Wasp ..... Commissioner of Public Works

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April 2, 2009

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UPDATE BY SUPERVISOR JOAN WALSH RE: THE SUSPENSIONS OF THE  
4 INDIVIDUALS RE: FACEBOOK INCIDENT

Supervisor Joan Walsh read the following statement into the record:

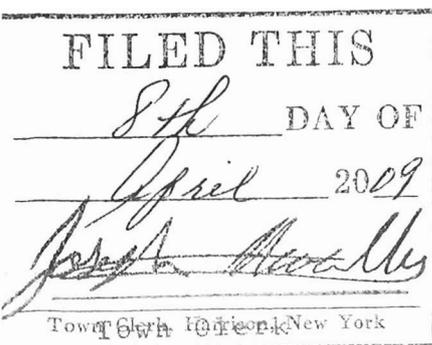
The law moves slowly. We all know that. However, within that process, we are moving as swiftly as we can, while being certain that nothing that we are doing can be successfully challenged.

I do want to assure everyone that this matter will not be swept under the rug, that there will be a resolution – a public resolution.

Personally, I want to move forward quickly – but even more, the Board and I want it to be done right. So we must all have patience. Just know – there will be a public decision, a just decision.

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April 2, 2009

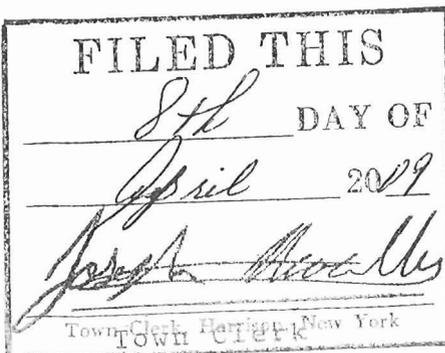
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STATEMENT BY SUPERVISOR JOAN B. WALSH RE: 2010 CENSUS

Supervisor Walsh explained that employees working for the 2010 United States Census will be sending people over the next few months to each household in the community. Each employee will have a handheld computer which will record if the residence is a one or multi dwelling home. The Supervisor further explained that she has worked with the census over the past few years and she encourages each household to fill out the questionnaire because the census is based on population. Every resident that is counted means more funding for the Town of Harrison to receive from the state and federal government. Each census employee will have an identification badge with them that will be visible.

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April 2, 2009

2009 -- 135

APPROVAL TO ACCEPT A GRANT, IN THE AMOUNT OF \$500,  
FROM FEMA FOR THE HARRISON FOOD PANTRY.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to accept a Grant from FEMA in the amount of \$500, which the Supervisor is authorized to execute same.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Law Department and the Director of Community Services.

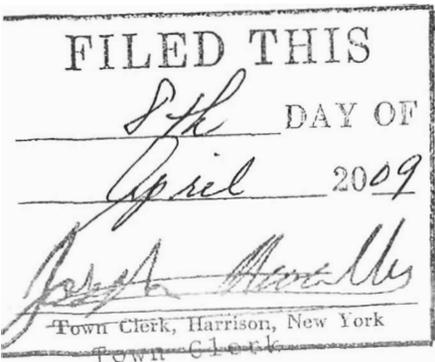
Adopted by the following vote:

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

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- Engrng
- Law
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- Purch'g
- Recr'tn
- Supervisor

*Director of Community Services*



April 2, 2009

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ACCEPTANCE, WITH REGRET, LETTER OF RETIREMENT  
FROM RICHARD EVANGELISTA

Supervisor Walsh thanked Mr. Evangelista for his service to the Town of Harrison.

Commissioner of Public Works Robert Wasp addressed the Board. The Commissioner thanked Mr. Evangelista for his service and went on further to state he will be missed.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to accept, with regret, the letter of retirement of Richard (Brishi) Evangelista, Foreman in the Highway Division, of the Department of Public Works, effective April 23, 2009.

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

Adopted by the following vote:

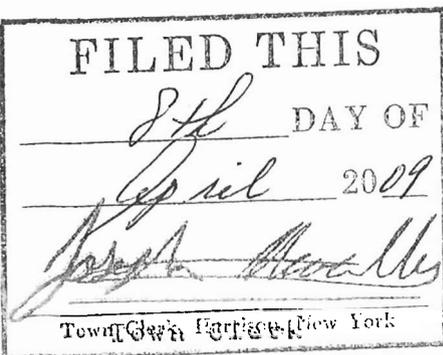
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano  
Supervisor Walsh

NAYS: None

ABSENT: None

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- Purch'g
- Recr'tn
- Supervi



April 2, 2009

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APPROVAL OF PURCHASE ORDER #290948, FOR FIRE DISTRICT #2  
IN THE AMOUNT OF \$32,872

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 Purchase Order #290948, in the amount of \$32,872, for Bunker Coats, Bunker Pants Fire Boots and Helmets for Fire District #2: Vendor: AAA Emergency Supply Co., 635 No. Broadway, White Plains, NY 10603.

FURTHER RESOLVED that funding is available in Account #011-3411-100-02-40.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Director of Purchasing and the Chief of Fire District #2.

Adopted by the following vote:

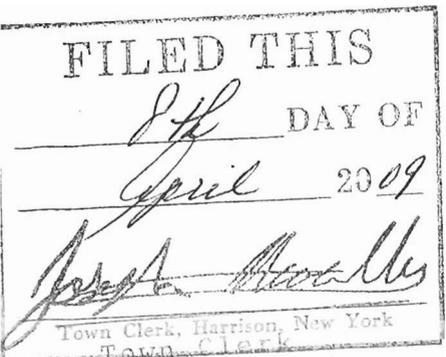
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano  
Supervisor Walsh

NAYS: None

ABSENT: None

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- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Reer'tn
- Supvs'r
- Chief of FD #2



April 2, 2009

2009 - - 138

APPROVAL FOR USE OF SUB-DIVISION FUNDS FOR THE PURCHASE OF AMENITIES  
FOR THE NEW PASSIDOMO PARK POOL. COST: \$40,000

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 use of Sub-Division Funds to purchase amenities for the new Passidomo Park Pool, including Recreation equipment, lane lines, lane line reels, lifeguard chairs, chairs, A.E.D. machine, Life Guarding and First Aid equipment, concession area and kitchen appliances, at a cost of \$40,000.

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

Adopted by the following vote:

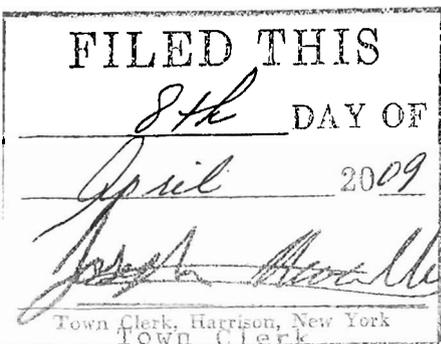
AYES: Councilmen Cannella, Scappaticci and Sciliano  
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None

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April 2, 2009

2009 - - 139

AUTHORIZATION FOR PAYMENT OF THE SECOND INSTALLMENT OF THE 2009  
FUNDING FOR THE HARRISON EMERGENCY MEDICAL SERVICES  
AMOUNT: \$125,000

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Joseph Bilotto, Chief of Operations of the Harrison Emergency Medical Services, for authorization of their second installment of their 2009 funding in the amount of \$125,000.

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

Adopted by the following vote:

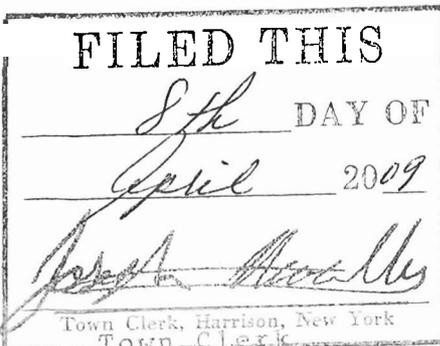
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano  
Supervisor Walsh

NAYS: None

ABSENT: None

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- Supvs'r
- Mr. Bilotto*



April 2, 2009

2009 - - 140

APPROVAL FOR THE WESTCHESTER URBAN COUNTY COMMUNITY DEVELOPMENT GRANT RE: PETTI JOHN PARK IMPROVEMENT PROJECT. IN THE AMOUNT OF \$50,000. TOTAL COST \$92,352.50

Councilman Scappaticci questioned if there were any "strings" attached to this agreement.

Village Attorney Robert Paladino responded no, there are no additional "strings" attached.

Supervisor Walsh added that this is for one of the smaller parks in the town. The supervisor thanked the County for the funds to make the project possible.

Councilman Scappaticci stated he wanted to be sure that the renovations to the park include making the grounds ADA accessible.

Mr. Paladino responded yes, the park will become ADA accessible at the completion of the project.

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Village Attorney Robert Paladino for authorization for the Town to accept the Westchester Urban County Community Development Grant Contract #C67-07-S16 between the County of Westchester and the Town of Harrison for the Petti John Park Improvement Project, in the amount of \$50,000.

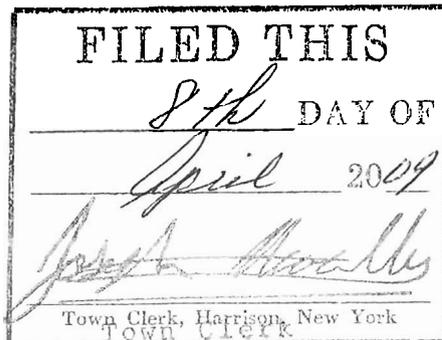
FURTHER RESOLVED that the Town has budgeted funds for the remaining \$42,352.50.

FURTHER RESOLVED that upon the review of the Contract, the Supervisor be authorized to execute.

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

Adopted by the following vote:

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



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April 2, 2009

2009 - - 141

TABLED: REQUEST FOR PURCHASE ORDER #290978 FOR FIRE DISTRICT #1  
RE: MATERIALS TO CONSTRUCT AN ADDITIONAL BURN ROOM

Supervisor Walsh stated that she has asked Fire Chief of the West Harrison Fire Department Pat Galluzzo to withdraw this item.

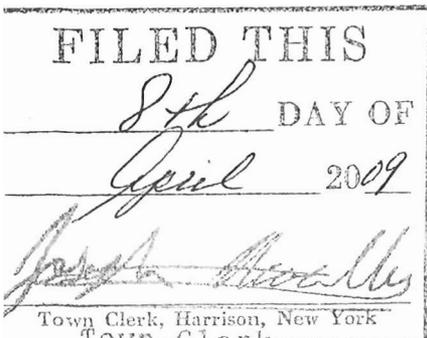
Pat Galluzzo, Chief of West Harrison Fire Department, addressed the Board. Chief Galluzzo stated that the supervisor had concerns with the cost for a second Burn Room at the West Harrison Fire Training Facility therefore; he felt it necessary to explain why the West Harrison Fire Department is making the request. Chief Galluzzo stated he has been working with the Director of Purchasing to cut down on the cost of the project considerably. The facility currently has a lot of training exercises and firefighters practicing there. These firemen are not just from West Harrison but other departments in town and surrounding communities which is why they need another room to be built. Mr. Galluzzo explained that the only other Burn Room is located at the Westchester County Fire Training Center which is utilized by departments throughout Westchester and therefore, it is frequently occupied. He went on to say that the additional room would be well utilized by many firefighters from in and around town. Chief Galluzzo continued stating that his department has kept their budget very lean this year due to the economic conditions, however, this is one of the biggest things they have requested because it is needed the most. The Chief went on to state that he understands the Supervisor would like the department to hold off on doing this project now however, he wanted to make it clear to the Board what the current situation is and furthermore what the departments intentions are for the use of the facility.

Supervisor Walsh stated she does not want to take the training away from the firefighters however; the town is having financial difficulty meeting its goals in fee collections for this year's budget. The Supervisor continued by stating she is looking ahead to next year and the West Harrison Fire Department might not get what they ask for in next years budget. Supervisor Walsh stated that she has spoken with Chief Galluzzo and have asked him to think about holding off on this project and keep the money in their budget until next year. Mrs. Walsh explained that the department could possibly use the money for equipment or gear if needed at a later date. She asked the Chief if he would go back to his members and ask them if they need a second burn room up at this facility at this time.

Roy Porto, resident, addressed the Board. Mr. Porto stated that he thought it is a good idea to have a second Burn Room at the training facility in West Harrison and if the surrounding communities would like to use it they can donate money to help defray some of the cost.

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April 2, 2009

2009 -- 142 -- a

DISCUSSION: RE: APPROVAL FOR A 9% INCREASE IN THE RATES FOR WJWW

Supervisor Walsh stated she was increasing the water rate reluctantly however; the town did not cover the cost of the water which was used in the past year.

Councilman Sciliano stated he did not see any financial information on this in the back up.

Supervisor Walsh responded by stating the town is \$500,000 in debt to the Westchester Joint Water Works (WJWW) and this is a way to bring down some of that debt. Furthermore, the billing cycle starts the first of April that is why the increase is requested at this time.

Councilman Sciliano questioned if a 9% increase covers the cost of the deficit.

Supervisor Walsh responded no, therefore, the town is also cutting costs in the water department.

Councilman Cannella questioned what the town's financial situation is now with respect to the WJWW.

Supervisor Walsh responded she knows the Town of Harrison is \$500,000 in debt to the WJWW.

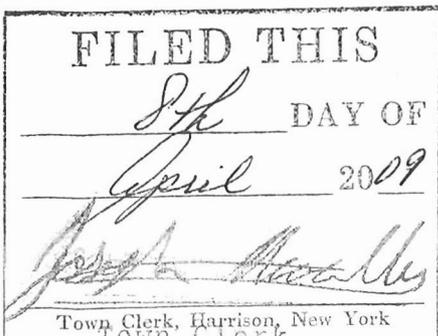
Comptroller Maureen MacKenzie addressed the Board. Ms. MacKenzie stated that it is her hope the deficit will be paid down over the next three years with the 9% increase.

Councilman Cannella questioned what the town's debt to the WJWW has been like over the past few years. His understanding was that the town has owed the WJWW for quite some time but was inquiring as to the history of the deficit.

Comptroller MacKenzie responded that last year the deficit was in the high \$400,000 range. The town expected with the last raise that a major portion of the deficit would be brought down, however, the WJWW had expenditures that were not in the budget which reduced the town's revenue and also because the water was not used as expected due to a wet spring. She further stated it is her hope that this rate increase will reduce the deficit over a three year period equating to \$200,000 a year.

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April 2, 2009

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APPROVAL FOR A 9% INCREASE IN THE RATES FOR WJWW

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the increase rate of 9%, for the WJWW, effective April 1, 2009.

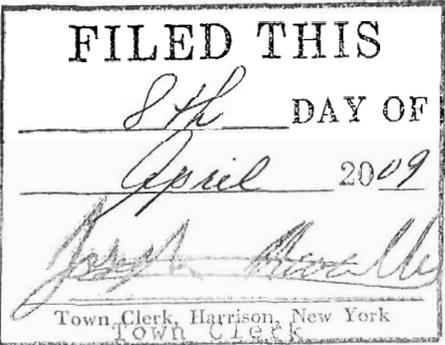
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Law Department and the WJWW.

Adopted by the following vote:

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

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- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
- WJWW*



April 2, 2009

2009 - - 143

APPROVAL FOR A SPECIAL EVENTS PERMIT FOR  
"MAKING STRIDES AGAINST BREAST CANCER" WALK  
AT MANHATTANVILLE COLLEGE ON SUNDAY, OCTOBER 18, 2009

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Susan Petre of the American Cancer Society for a Special Events Permit for their "Making Strides Against Breast Cancer" walk at Manhattanville College on Sunday, October 18, 2009.

FURTHER RESOLVED that the Fee be waived.

FURTHER RESOLVED to forward a copy of this Resolution to the Building Inspector, the Police Department, the Harrison EMS, the Purchase Fire Department and Ms. Petre.

Adopted by the following vote:

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

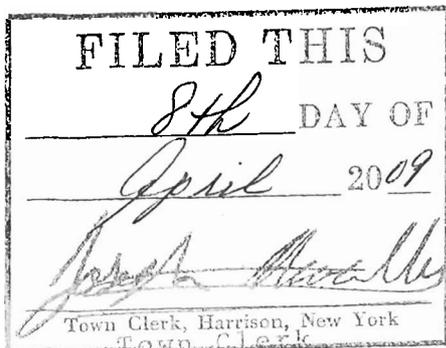
NAYS: None

ABSENT: None

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- Supvs'r
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- X
- X

*Chief of Harrison E.M.S.*  
*Purchase Fire Dept.*  
*Ms. Petre.*



April 2, 2009

2009 - - 144

APPROVAL FOR PURCHASE ORDER #291022 FOR FIRE DISTRICT #1

COST: \$14,005

On motion of Councilman Vetere, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for authorization of Purchase Order #291022 for miscellaneous emergency escape and self rescue ropes and system components for Fire District #1, at a total cost of \$14,005.

FURTHER RESOLVED that funding is available in the following accounts:

#010-3410-100-04-23	\$ 760.
#010-3410-100-04-01	\$13,245.

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:

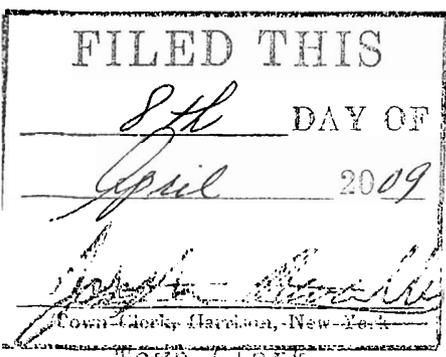
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano  
Supervisor Walsh

NAYS: None

ABSENT: None

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- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supvs'r
- Chief of FD #1



April 2, 2009

2009 - - 145

BID AWARD TO WESTCHESTER FOOD SERVICE, INC.  
RE: RFP FOR CONCESSION AT PASSIDOMO PARK POOL.  
COST: \$13,500

On motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to approve the RFP Bid Award to Westchester Food Service, Inc, 519 Revere Road, Larchmont, NY 10538, for Operation of a Food & Concession Stand at Passidomo Park Pool in West Harrison, NY, at a total cost of \$13,500 for two years, 2009 and 2010.

FURTHER RESOLVED that there is a third year (2011) option at an additional cost of \$7,500.

FURTHER RESOLVED to authorize the Town Attorney to prepare the contract, which the Supervisor is authorized to execute.

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

Adopted by the following vote:

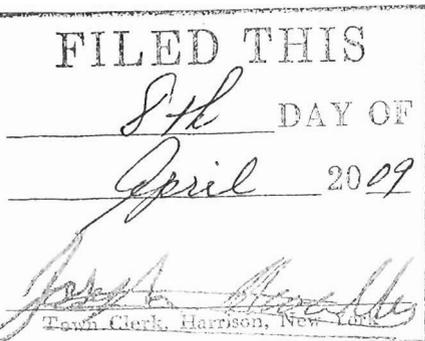
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano  
Supervisor Walsh

NAYS: None

ABSENT: None

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April 2, 2009

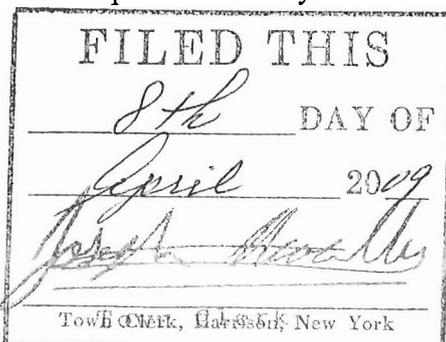
2009 - - 146 - - a

STATEMENT FROM SGT. VINCENT MUSOLLINO

Madam Mayor and distinguished Town Board Members I have come here as the PBA President and I am the only person authorized to make any kind of statement on behalf of the union or its members and in my absence the only other person would be Ed Detlets the PBA Vice President, also I have requested that the other members of the PBA not attend so as not to turn this meeting into a circus. There is a great deal of animosity and conflict that has accumulated between the police department and the mayor's office. This animosity and conflict has been put forth by both sides, but it has been perpetuated by the Mayor's office in the media, by automated phone calls to the citizens and postings on the town's web site. This conflict has greatly diminished the ability of both offices to effectively administer their duties. This continued perpetuation of disharmony is bringing down morale town wide and embarrassing us in the media. You, Madam Mayor are the leader in the town you hold its highest office so the responsibility rests squarely on your shoulders to put a stop to this ill will and back door politicking. If you are truly a leader then you will stop and look and at what a beautiful community you serve, put your personal feelings behind you and act like a leader but you will only do this if you are a true leader. I don't claim to know anything about being a Mayor but I do know a lot about being a police officer and the current environment has made it difficult to do our jobs, a police officer's job is inherently dangerous and infinitely more dangerous when you feel that ever thing you do is going to be second guessed or investigated this causes you to hesitate and make mistakes and mistakes in police work can have serious results. It is also upsetting when you have put in many hours of work and sacrificed much of your personal time to solve a violent home invasion and to have the mayor take away from what should be a evening of honor and celebration for a job well done by berating the Chief of Police about overtime at a public and televised meeting. I understand that you have a responsibility to the town I would like to know how to put a price on public safety how do you tell somebody that you are sworn to protect that I can't go after the bad guy or that a loved one was unable to get critical first aid during the first precious minutes of a medical emergency because we are understaffed tonight do to overtime cuts. I find it interesting that instead of helping to safely reduce overtime you simply take out a sword and slash it without regard for the impact this will have on the public's safety, these are not the actions of someone who truly wishes to serve the community. How do you explain to a loved one that someone won't be coming home because the life saving training they should have received was not done because of the cost. I could go on about other things regarding equipment and overtime but I don't think it's necessary. Can you see some of the frustration we are experiencing? It is now time to put all this animosity behind us and return our officers to work and get on with the work that is ahead of us. And from this point forward I respectfully request that any and all PBA matters only be discussed with the Vice president or myself and not with the public or in a public forum.

Copies to:

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- Recr'tn
- Supv'ry



April 2, 2009

2009 - - 146 - - b

DISCUSSION: RE: STATEMENT BY PBA PRESIDENT SGT. VINCENT MUSOLLINO

Supervisor Walsh responded by stating it is unfortunate that Sergeant Musollino stated she (the supervisor) has animosity towards the police department. The supervisor continued by stating she does not, she believes there are some very fine officers in the department. The supervisor went on to state she believed there were some factual errors in Sgt. Musollino's statement. The supervisor explained that she told every Department Head in the town to cut their budgets for this year. The Police Chief and the Captain were the two individuals who made the cuts in police staffing.

Sgt. Musollino stated he did not wish to discuss this matter with the supervisor during an open meeting and would be happy to meet with her (the supervisor) at her discretion to discuss any matter necessary.

The Supervisor stated she did not contact the media about the latest controversy. The Supervisor went on to state she has been very reasoned in her response to the latest incident but she believes it is a matter that should not be hidden from the community. The Supervisor went on to state this is a serious matter and it will hopefully come to a conclusion soon. The Supervisor concluded by stating she would be happy to meet with the PBA President.

Sgt. Musollino thanked the Supervisor for allowing him to make his statement.

Lucille Held, resident, addressed the Board. Mrs. Held stated she took great exception with Sgt. Musollino's statement because it has caused further instigation and turmoil. Mrs. Held stated there have been numerous incidents involving the police department over the past few years and the community has the right to know. Ms. Held went on to state the PBA Presidents statement only exasperated the current situation.

Brendon Murphy, resident, addressed the Board. Mr. Murphy stated he was shocked to see the PBA President here this evening addressing this issue because it is his belief that it only causes further instigation. Mr. Murphy explained he has not seen the PBA President make a statement on issues such as the five Lieutenants positions that have been lost at the police department, the two detectives' who have lost their detective shields, disciplinary matters against other police officers, or the adjectives used to describe the departments own detectives. Mr. Murphy continued by stating he finds it disingenuous for the PBA President to instigate the Town Board and blame the Supervisor for creating some accountability at the police department. Mr. Murphy stated this all falls in the lap of the leadership up at the police department and he is sure the Chief and the Captain are proud of what has happened here this evening however; the rank in file is not.

Roy Porto, resident, addressed the Board. Mr. Porto stated he would like to know how long the investigation is going to take.

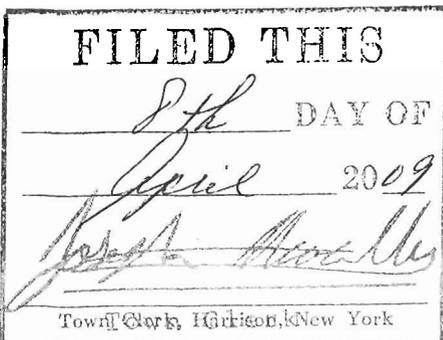
Supervisor Walsh responded by stating the investigation will take time because she does not want it to be dismissed for any reason. The Supervisor explained she wants to be sure it is done right.

Mark Jaffe, resident, addressed the Board. Mr. Jaffe stated a lot of what has been said here is true and he believes the Supervisor should meet with the PBA President. Mr. Jaffe stated the citizens of the community need to be more involved by way of the creation of a citizen's community panel to look at these issues.

Supervisor Walsh stated the first meeting will not be public however; she is willing to look at opening up future meetings.

Copies to:

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



April 2, 2009

2009 - - 147- - a

DISCUSSION: TOWN VEHICLE USE POLICY

Deputy Village Attorney Jonathan Kraut stated he has incorporated all the changes from the Board to the draft version of the current Town Vehicle-Use Policy which has been circulated to the Board.

Supervisor Walsh stated nowhere in the draft copy does it state that the assigned employees are the people who have the right to take the cars home because there are some employees who have cars that do not take them home. Therefore, the Supervisor recommends changing the wording in Section XI to indicate next to the employees name that they have authorization to take the vehicle home.

Councilman Cannella stated the wording is covered in the definitions of the assigned use of a vehicle.

Supervisor Walsh stated it does not state whether the employee may or may not take the vehicle home. There are people who have exclusive use of the vehicle but may not take them home. One example the Supervisor had was the Manager of the Sanitation Department. He is no longer taking his vehicle home however; he can use it during the day.

Mr. Kraut stated that type of wording is already present however; he would include it in the definitional section of the policy.

Supervisor Walsh stated the policy will allow the employee to travel 40 miles from Town Hall in order to go home at night.

Councilman Scappaticci stated he disagreed with having a 40 mile travel limit on the vehicle because if they (the employee) are entitled to the car what difference does it make how far they go.

Mr. Kraut stated in Article III, the policy states the employee can go to the Town Board for authorization to travel outside the 40 mile limit.

Roy Porto, resident, addressed the Board. Mr. Porto stated under the 1993 policy, it was the intent of the Town Board in the future to reduce the number of vehicles. The Board has not been close in doing that. Mr. Porto questioned what cars are being eliminated from the list.

Supervisor Walsh read the following names of employees who will have a town vehicle:

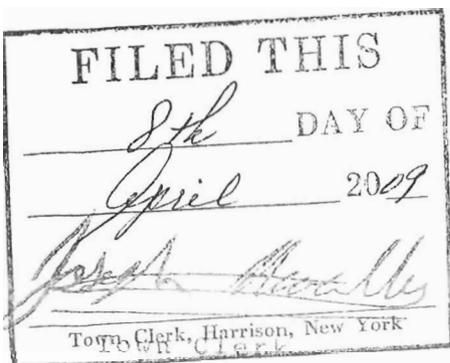
Supervisor  
Town Assessor  
Town Engineer  
Deputy Town Engineer

Building Inspector  
Asst. Building Inspector  
Deputy Building Inspector  
Code Enforcement Officer  
Fire Marshall  
Commissioner of Public Works  
Deputy Commissioner of Public Works  
Manager of Highways  
Manager of General Town Buildings  
Superintendent of Recreation  
Asst. Superintendent of Recreation  
Police Chief  
Police Captain  
K9 Cars  
Lieutenants (3)  
Detective Sergeant

*A discussion ensued regarding how many cars were eliminated and the 40 mile limit employees can drive from Town Hall*

Copies to:

- Assessor
- Benefits
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- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Reer'tn
- Sub. In
- 



April 2, 2009

2009 - - 147 - - b

ADOPTION OF THE TOWN VEHICLE USE POLICY

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to adopt the Town Vehicle Use Policy

**INTENT OF POLICY:**

This policy reflects the fact that the Town of Harrison's officers, officials and employees municipal job functions can best be achieved through utilization of Town owned vehicles in the exercise of their respective duties. The policy also recognizes that the Town of Harrison has insufficient parking supply at the Town House to accommodate Assigned Employee's Town Vehicles and Assigned Employee's personal vehicles at the same time. The policy is written to outline the expectations of the Town Board and obligations of all Personnel concerning the use of Town Owned Vehicles during the discharge of Personnel's duties. This policy supersedes any other policy whether formal or informal.

**DEFINITIONS:**

**Town Vehicle** – any motorized vehicle owned or leased by the Town of Harrison suitable for travel upon roadways.

**Personnel** – All officers, officials and employees of the Town of Harrison, whether appointed, elected or volunteer.

**Assigned Personnel** – any Town Personnel who are assigned exclusive and/or permanent use of a Town Vehicle and are also authorized to take that Town Vehicle home.

**Department Head** – person designated as head of a Town department or agency

**Emergency Responding Personnel** – any Personnel who are required as part of their job function to respond to emergencies.

**Non Emergency Responding Personnel** – any Personnel who are not required as part of their job function to respond to emergencies.

**Exempt Personnel** – Chief of Police and Town Supervisor.

**POLICY:**

I. Exempt Personnel are personnel exempt from the terms of this policy. Exempt Personnel may use Town Vehicles at their own discretion and in their best judgment as to what

is in the best interest of the Town and their job function. This category is specifically limited to Chief of Police and Town Supervisor/Village Mayor.

II. Personnel shall not utilize a Town vehicle for personal gain, benefit, profit, personal use or for hire.

III. Personnel shall not utilize or operate a Town Vehicle out of New York State or travel a distance greater than forty miles from the Town limits, without the express authorization of their department head or, in the case of a Department Head, without the express authorization of the Town Board, unless on direct transit to or from an approved or assigned task or training event on behalf of the Town.

IV. Exempt Personnel and Emergency Responding Personnel may keep their Town Vehicle, when not in use for Town business, at their place of residence and shall utilize it for Town/job related purposes only.

V. During all vacation periods, Personnel assigned a Town Vehicle shall return their Town Vehicle to the custody of Department of Public Works during their vacation period of longer than 2 days, unless this requirement is waived for that individual by the Superintendent of Public Works or the Town Board. In the case of Emergency Responding Personnel, the Town Vehicle may be temporarily assigned to a person who is replacing the vacationing person unless that person already has an assigned vehicle, and the Commissioner of Public Works is to be so notified.

VI. No persons, other than Town Personnel may drive Town vehicles at any time.

VII. No person, other than Town Personnel or individuals conducting business with Town may ride in a Town owned vehicle at any time.

VIII. All Internal Revenue Services rules and regulations shall be applied as determined by the Comptroller of the Town of Harrison.

IX. All use shall be in accordance with all Vehicle & Traffic Laws, Rules and Regulations. Drivers whose licenses have been suspended, revoked or otherwise restricted by a State Department of Motor Vehicles, a court or a police authority must notify their Department Head or, in the case of a Department Head, the Supervisor/Mayor, in writing, promptly upon such suspension, revocation or other restriction. Operation of a Town Vehicle by Personnel whose license has been suspended, revoked or otherwise restricted is an unauthorized use of a Town vehicle and is subject to discipline.

X. Any Personnel who violates this policy shall be subject to disciplinary action, which shall be at the discretion of the appropriate Department Head, or in the case of a Department Head, at the discretion of the Town Supervisor and the Town Board shall appear in front of the Town Board.

XI. The titles of Assigned Personnel are:

Supervisor/Mayor

Town Assessor

Town Engineer

Deputy Town Engineer

Building Inspector

Assistant Building Inspector

Deputy Building Inspector

Code Enforcement Officer

Fire Marshall

Commissioner of Public Works

Deputy Commissioner of Public Works  
Highway Manager  
General Town Buildings Manager  
Superintendent of Recreation  
Asst. Superintendent of Recreation  
Police Chief  
Police Captain  
K-9 Units  
Lieutenants  
Det. Sgts.

XII. Annually, the Supervisor, the Commissioner of Public Works and Comptroller shall review this Policy and advise the Town Board of any suggested revisions.

XIII. No Town Vehicle(s) shall be assigned to any Assigned Personnel not listed above, nor shall any exceptions to this policy be made without approval of the Town Board nor shall any Assigned Personnel have a Town Vehicle assigned to them taken away without approval of the Town Board. However, notwithstanding the foregoing, the Supervisor and/or any Department Head may assign temporary use of a Town Vehicle to Personnel.

XIV. No Personnel shall utilize a Town owned vehicle except as expressly set forth in this policy.

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:

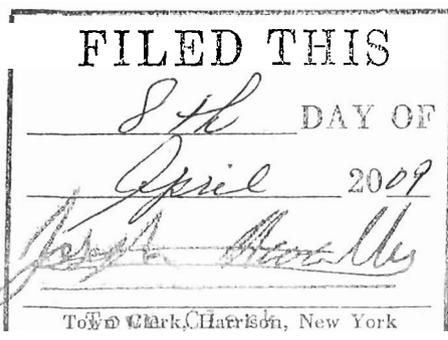
AYES: Councilmen Cannella, Vetere and Sciliano  
Supervisor Walsh

NAYS: Councilman Scappaticci

ABSENT: None

Copies to:

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



April 2, 2009

2009 - - 147 - - c

AUTHORIZATION FOR ROBERT WASP TO EXCEED THE  
40 MILE DRIVING DISTANCE IN THE TOWN VEHICLE USE POLICY  
TO AND FROM HIS HOME

On the motion of Councilman Cannella, seconded by Councilman Scappaticci,

it was

RESOLVED to adopt the following resolution:

**WHEREAS**, the Town Board of the Town of Harrison authorizes the approval for Robert G. Wasp to exceed the Town Vehicle Policy's 40 mile driving distance to allow travel to and from his home;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Harrison hereby approves Robert Wasp, Commissioner of Public Works, to exceed the 40 mile driving distance in the Town Vehicle Use Policy to and from his home.

Adopted by the following Roll Call vote:

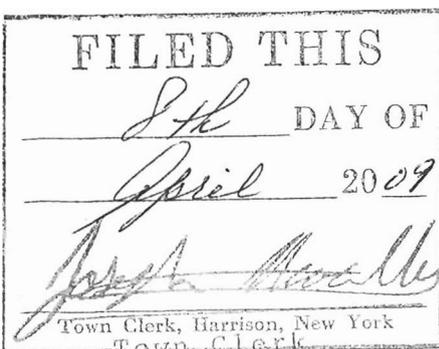
AYES: Councilman Cannella, Sciliano, Vetere, Scappaticci  
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'n
- Super



April 2, 2009

2009 - - 148

DISCUSSION: PROPOSED TEMPORARY STORAGE CONTAINER LAW

Supervisor Walsh stated these are containers that should be regulated because residents place them in front of their homes for lengthy periods of time and they are an eyesore.

Deputy Village Attorney Kraut stated this policy would regulate construction debris containers. If the resident were to get a Building permit for construction debris they can have the container on the premise.

Councilman Sciliano questioned if this law would apply to both residential and commercial districts in town.

Mr. Kraut responded yes, it will apply to all districts.

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to set the date of May 7, 2009 for a Public Hearing RE: the proposed Temporary Storage Container Law.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department

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

FILED THIS

14<sup>th</sup> DAY OF

April 2009

Town Clerk, Harrison, New York  
Town Clerk

April 2, 2009

2009 - - 149

DISCUSSION: RE: PROPOSED NEW LANDLORD REGISTRY

Deputy Village Attorney Jonathan Kraut stated he has handed out a newly revised version of the Landlord Registry which includes a variety of Board recommended changes including: removing the \$50 fee to the homeowner, and changes to the jurisdiction of the Town over the homeowner if they (the homeowner) does not live in town. Mr. Kraut would like to make clear for the record that he is handing this version out and welcomes additional comments from the Board.

Copies to:

- Assessor
- Benefits
- Eldg
- Compt'lr
- Engng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Supv'or
- 

FILED THIS  
*Jfl* DAY OF  
*April* 2009  
*Joseph A. ...*  
 Town Clerk, Harrison, New York  
 Town Clerk

April 2, 2009

2009 - - 150

DISCUSSION: LUCILLE HELD RE: CHANNEL 75  
(HARRISON GOVERNMENT ACCESS CHANNEL)

Lucille Held, resident, addressed the Board. Mrs. Held stated she is handing out a \$50,000 plan to the Board that would reutilize the Mintzer Center. Mrs. Held stated she has been watching Channel 75 (the Harrison Government Access Channel) and can not see the Planning or Zoning Board Agendas on the Community Bulletin Board. Mrs. Held stated she does not have a computer and would like to see the agenda.

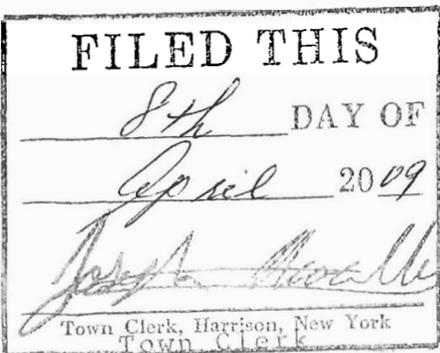
Supervisor Walsh questioned Clerk Acocella if it is possible to have the agendas put on the Channel 75 Bulletin Board.

Clerk Acocella responded, he would look into seeing if it could be done since the system is new.

Mrs. Held objected to the 103.9 WFAS being played as background music for Channel 75 without WFAS giving the Town of Harrison advertising money. Mrs. Held continued by stating she watched Channel 75 during the early morning hours and heard nothing but commercials for businesses.

Copies to:

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



April 2, 2009

2009 - - 151

NOTIFICATION FROM RESIDENT CHRIS HUGHES THAT  
EARTH DAY IS APRIL 22, 2009.

Chris Hughes, resident, addressed the Board. Mrs. Hughes stated Earth Day is April 22<sup>nd</sup> and she would like the Town to do something meaningful.

Supervisor Walsh stated she would look into the matter.

Copies to:

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

FILED THIS

*8<sup>th</sup>* DAY OF

*April* 2009

*Joseph M. Walsh*  
Town Clerk, Harrison, New York  
TOWN CLERK

April 2, 2009

2009 - - 152

NOTIFICATION FROM RESIDENT NAOMI OPPMAN  
RE: ALTERNATIVE TO USING SALT ON ROADWAY

Naomi Oppman, resident, addressed the Board. Ms. Oppman handed out a packet to the Board of information regarding alternatives to putting salt on the roads during a snowstorm as well as pictures of the damage the salt has done to her property.

Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engrng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'm
- Supvsr

FILED THIS

*Sth* DAY OF

*April* 2009

*Joseph A. ...*  
Town Clerk, Harrison, New York  
TOWN CLERK

April 2, 2009

2009 - - 153  
MATTERS FOR EXECUTIVE SESSION

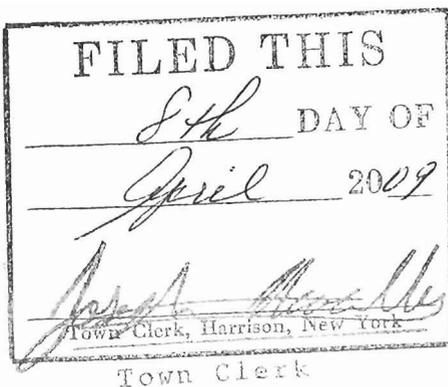
Advice of Counsel	3
Personnel	3
Litigation	2
Contract Negotiation	1

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was recessed 8:47 PM.

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was re-convened at 10:45 PM.

Copies to:

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



April 2, 2009

2009 - -154

APPROVAL OF THE BID AWARD TO VERNON HILL CONTRACTING CORP.  
RE: MEADOW LANE DRAINAGE DISTRICT  
AMOUNT: \$303,375

On motion of Councilman Vetere, seconded by Supervisor Walsh,

it was

RESOLVED to approve the Bid Award in the amount of \$303, 375 for Meadow Lane Drainage District contingent upon approval by the Law Department and the scope of the work.

FURTHER RESOLVED that funding be taken from the Meadow Lane Drainage District Capital Account # 09DR01.

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:

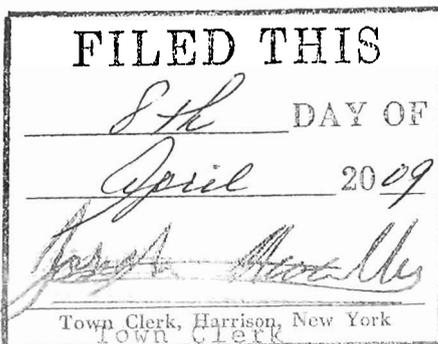
AYES: Councilmen Cannella, Vetere, Scappaticci and Sciliano  
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

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



April 2, 2009

2009 - -155

AUTHORIZATION FOR THE LAW DEPARTMENT TO HIRE ANGELO MACDONALD  
AS COUNSEL TO CHIEF OF POLICE DAVID HALL

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to authorize the Law Department to hire Angelo MacDonald as Counsel to Chief of Police David Hall as charging party in a disciplinary matter against Ralph Tancredi.

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

Adopted by the following vote:

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

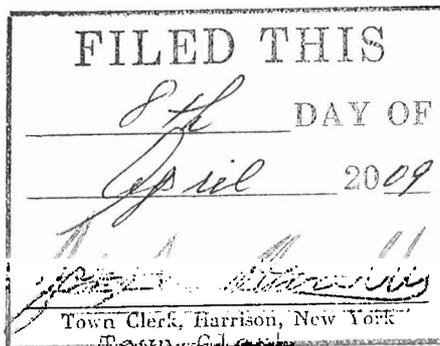
NAYS: None

ABSENT: None

There being no further matters to come before the Board,  
the Meeting was, on motion duly made and seconded, with  
all members voting in favor, declared at 10:47 PM.

Respectfully submitted,

Joseph Acocella  
Town Clerk



Copies to:

- Assessor
- Benefits
- Bldg
- Compt'lr
- Engng
- Law
- Police
- P. Wrks
- Purch'g
- Recr'tn
- Sup's r
-