

November 28, 2007 version

TOWN BOARD AGENDA
MEETING OF THE TOWN BOARD OF THE TOWN OF HARRISON,
TO BE HELD AT THE MUNICIPAL BUILDING,
1 HEINEMAN PLACE, HARRISON, NY., IN WESTCHESTER COUNTY,
ON THURSDAY, NOVEMBER 29, 2007, AT 7:30 PM,
EASTERN STANDARD TIME

- A. REPORT FROM SUPERVISOR MALFITANO ON DECISIONS MADE FOLLOWING TOWN BOARD MEETINGS HELD ON NOVEMBER 8, 2007.
1. Settlement of claim (3)
 2. Authorization to raise the cap on Attorney fees for a legal matter to \$50,000.
 3. Authorization to raise the cap on Attorney fees for a legal matter to \$50,000,
 4. Authorization to retain Gabriele Appraisal Company for an appraisal of property owned by West Red Oak Lane, LLC Re: Certiorari for that property.
- B. CORRESPONDENCE AND REPORTS:
- 1a. Monthly report from Building Inspector Robert FitzSimmons for October 2007.
- C. PUBLIC HEARING:
1. PUBLIC HEARING – Continuation of the Public Hearing , Pursuant to Article 2, Section 10 and Article 3, Section 20 of the Municipal Home Rule Law, by deleting the title and contents of Chapter 130 entitled [“Erosion and Sediment Control”] and replacing the title and contents of Chapter 130 to the Town/Village Code entitled “Stormwater Management and Erosion & Sediment Control”, by Local Law No. ___ of 2007.
(No Back up)
 2. PUBLIC HEARING – Continuation of Public Hearing, RE: Steven Basini, Project Manager of Petruccelli Engineering, on behalf of the applicant, Lan Pam Realty, Inc. for a Special Exception Use Permit to construct six (6) new apartments above the existing restaurant at 307 Halstead Avenue. **(Back up was distributed at the Nov. 8th meeting)**
 3. PUBLIC HEARING – RE: The condemnation of property as described for the purposes of establishing a drainage easement upon and through which a special district drainage improvement shall be made. **Withdrawn by Commissioner Bob Wasp.**
 4. PUBLIC HEARING - Local Law for the purpose of amending Chapter 235, Section 235-4 Definitions – by amending definition of “SB-O Educational School”, adding 235-17 U. SB-O Educational Schools in the SB-O District of the Town of Harrison Zoning Ordinance as Town of Harrison Local Law No ___ of 2007
 5. PUBLIC HEARING – RE: Willow Ridge Country Club requesting a Special Exception Use Permit to construct a 1,500 square foot accessory building to house a tennis pro-shop and locker rooms next to the tennis courts.

D. PERSONNEL:

1. Request by Chief of Police Dave Hall for approval for reimbursement to P.O. William Duffelmeyer of the costs of a college course that he is taking at Manhattanville College during the 2007 Fall Semester, at a cost, including tuition and books of \$2,450.
"Applied Exercise Physiology"

Further requested that upon satisfactory completion and submission of attendance and proof of payment, the Comptroller be authorized to audit and upon audit to pay same.

2. Letter of resignation from Joseph Acocella, effective January 1, 2008. Mr. Acocella has been elected to the position of Town Clerk.

3. Request by Commissioner of Public Works Bob Wasp for authorization to formalize the results of a poll vote of the Town Board to hire an additional twelve (12) part-time employees in the Highway Department during the leaf season, at an hourly rate of \$11.00.

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

5a. Notification by Library Director Virginia Vogl that in accordance with Westchester County's attached letter regarding the classification study performed for Connie Perrotta, Senior Typist that she be appointed to the Permanent position of Senior Office Assistant, with no probationary period, effective November 29, 2007, at the new hourly rate of \$30.17 per hour as a Permanent, Part-time employee in the position of Senior Office Assistant.

5b. Request by Library Director for approval to create the position of Senior Office Assistant Automated Systems in the Library. Further requested to increase the Library's 2008 Budget by \$9,891 under Section 130, Part-time Salaries from \$130,542 to the revised amount of \$140,433.

E. ACTIONS AND RESOLUTIONS:

1. Request by Comptroller Maureen MacKenzie for authorization to engage the firm of O'Connor, Davies, Munns & Dobbins, LLP, Bennett Kielson Storch Division, for the years ended December 31, 2008, 2009 and 2010. The fee for year ended December 31, 2007 is \$48,800 (under the old contract). For years ended 2008, 2009 and 2010 will be \$51,200, \$53,800 and \$56,500 respectively. Further requested that after review of the service agreement by the Law Department, the Supervisor be authorized to sign said agreement.

2. Request by Attorney Leslie Snyder of the law firm Snyder & Snyder on behalf of her client Pilgrim Road Homeowners Association for approval to establish a new drainage district in accordance with the requirements set forth in Article 12 of the Town Law and to authorize the preparation of a plan for the drainage problems. Attached is the

petition that acknowledges that there will be an assessment against each of the properties in the district in connection with the creation of the district and the construction of the improvements.

3. Request by Deputy Village Attorney Joseph Latwin for approval to schedule a public hearing RE: a Local Law providing for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code.

4. Request by WJWW manager Hugh Greechan for approval for an Easement for Loden Lane, which was approved by the Board of Trustees at their November 8th meeting.

5. Request that the WJWW be authorized to engage the services of Dolph Rotfeld Engineering, P.C. for the preliminary and final design phases of the Old Lake Street water main extension in accordance with the proposal of June 22, 2005, at the expense of the Town and at no cost to the WJWW, and further subject to the approval of the Town of Harrison.

6. Request by James Calandrucchio for approval for the apportionment of assessed valuation of Block 848, Lot 29(29thru32) on the 2007 Assessment Roll (Taxes of 2008.) John and Rocco Diluna would like to have the aforementioned parcel apportioned into two (2) parcels in accordance with the attached subdivision map entitled "Subdivision Map prepared for John Diluna and Rocco Diluna in the Town of Harrison" which was properly approved and filed in the Westchester County Clerk's Office on October 29, 2007 as Map #28045.

Lot A containing 5,000 Square Feet, will hereafter, be known as Lot 31 (31-32), Block 848.

Lot B containing 5,000 Square Feet, will hereafter, be known as Lot 29(29-30), Block 848.

F. OLD BUSINESS:

1. Request by Acting Town Engineer Bob Wasp for approval of a contract with Diversified Technology Consultants for Engineering Inspection Services related to the Sarosca Farm Estates Subdivision, at a cost not to exceed \$70,000. The Subdivision Inspection Fees, in the amount of \$100,000 paid by Sarosca Farm Estates, should be used to pay for these inspection services, with the funds being placed in a predetermined account. At this time, Mr. Wasp anticipates using the services of Diversified Technology Associates for sixteen (16) hours per week for forty (40) weeks (at a cost of \$95 per hour) during the construction phase of this project, for a total of \$60,800, plus expenses for a total of \$70,000. Further requested to authorize the Law Department to prepare the Contract at a cost not to exceed \$70,000.

2. Request by the Town of Rye and the Town of Pound Ridge that Harrison adopt a Resolution protesting the change in flight patterns at Westchester County Airport.

G. MATTERS FOR EXECUTIVE SESSION: