

January 11, 2007

A regular meeting of the Village Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on Thursday, January 11, 2007, at 7:30PM. Eastern Standard Time. All members having received due notice.

MEMBERS PRESENT:

- Stephen Malfitano Mayor
- Joseph Cannella)
- Thomas Scappaticci) Trustees
- Patrick Vetere)

MEMBER ABSENT:

- Robert Paladino)

ALSO ATTENDING:

- Frank Allegretti Town Attorney
- Fred Castiglia Village Attorney
- Jonathan Kraut Deputy Village Attorney
- Joseph Latwin Deputy Village Attorney
- Robert Wasp Commissioner of Public Works
- Maureen MacKenzie Treasurer
- Judy D'Agostinis Director of Purchasing
- David Hall Chief of Police
- Ron Belmont Superintendent of Recreation

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-

FILED THIS
19th DAY OF
January 2007
Jan B. Walsh
 Town Clerk Harrison, New York
 TOWN CLERK

January 11, 2007

V -- 2007 -- 001 -- a

RE-APPOINTMENT OF FERDINAND CASTIGLIA AS VILLAGE ATTORNEY

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to re-appoint Ferdinand Castiglia as Village Attorney, effective January 1, 2007.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer and the Village Attorneys.

Adopted by the following vote:

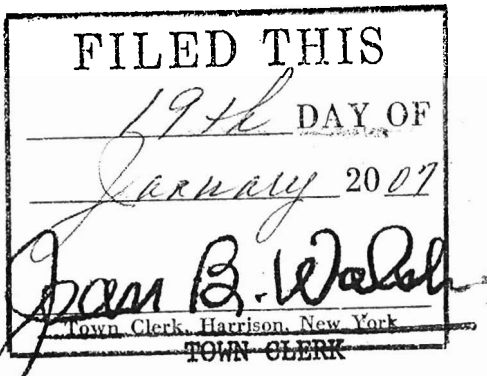
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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-



January 11, 2007

V -- 2007 -- 001 -- b

RE-APPOINTMENT OF JONATHAN KRAUT AS DEPUTY VILLAGE ATTORNEY

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to re-appoint Jonathan Kraut as Deputy Village Attorney, effective January 1, 2007.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer and the Village Attorneys.

Adopted by the following vote:

AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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- Supvs'r
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FILED THIS
 19th DAY OF
 January
 2007
 Town Clerk, Harrison, New York

Jan B. Walsh
 TOWN CLERK

January 12, 2007

V -- 2007 -- 001 -- c

RE-APPOINTMENT OF JOSEPH LATWIN AS DEPUTY VILLAGE ATTORNEY

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to re-appoint Joseph Latwin as Deputy Village Attorney, effective January 1, 2007.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer and the Village Attorneys.

Adopted by the following vote:

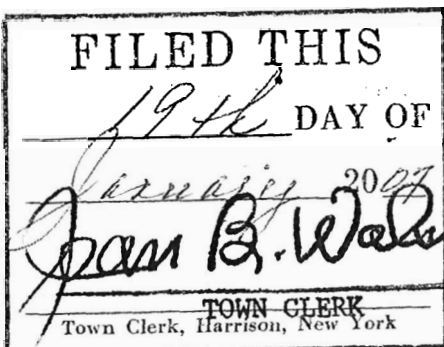
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 002

APPROVAL OF "FIRST OF THE YEAR" RESOLUTIONS AS ADOPTED
BY THE TOWN BOARD DURING THE TOWN BOARD MEETING OF THIS DATE,
TO BE HELD VALID IN THE VILLAGE.

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED that the "FIRST OF THE YEAR RESOLUTIONS" adopted by the Town Board will be adopted and held valid in the Village.

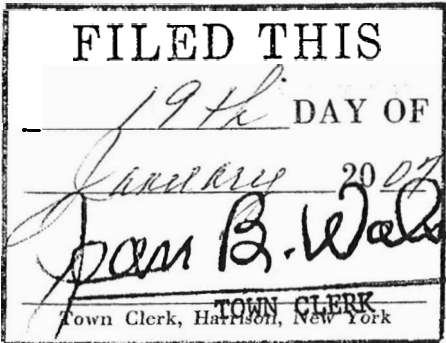
FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer and the Village Attorneys.

Adopted by the following vote:

- AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano
- NAYS: None
- ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 003

AUTHORIZATION FOR YEAR-END BUDGET TRANSFERS FOR 2006

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to approve the request of Treasurer Maureen MacKenzie for approval for the following end-of-year Budget Transfer for 2006:

<u>Increase:</u>	To:	From:
005-8160-100-4461	\$7,286.	
Village Special Items-Judgment and Claims		

<u>Decrease:</u>		
05-8160-100-102		\$7,286.
Village Sanitation-Salaries		

To cover unbudgeted Judgment and Claims expenditures in 2006.

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

Adopted by the following vote:

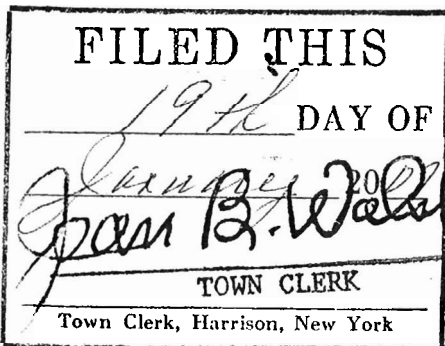
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 004

AUTHORIZATION TO RETAIN THE FIRM OF ROBERT STANZIALE ARCHITECT, FOR DESIGN SERVICES FOR THE PROPOSED MINTZER CENTER ANNEX

Acting Village Engineer Bob Wasp explained to the Board that, as part of the planning phase for professional services for the proposed Mintzer Center Annex, the Consultant Review Committee reviewed the qualifications and proposals from two (2) qualified architectural firms. He continued that the Committee recommends the firm of Robert Stanziale Architect, P.C. of New Rochelle, NY. Mr. Wasp further stated that the Committee recommended that the Board authorize this proposal for design services as a lump sum fee of \$58,500. He asked that the Law Department execute a Contract and that funding be provided from the 2007 Capital Payment Fund.

Trustee Vetere stated that he saw no need to have architects design the building, it is a Butler-type building (Steel frame) and that the Butler company would provide all needed design for free. He said that this is a waste of \$58,500.

Commissioner of Public Works Bob Wasp replied that the design requires architectural details.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to retain the firm of Robert Stanziale Architect, P.C. of New Rochelle, NY., for design services for the proposed Mintzer Center Annex, at a lump sum fee of \$58,500.

FURTHER RESOLVED that the Law Department execute a Contract and that funding be provided from the 2007 DPW Capital Plan submitted by Commissioner Wasp.

FURTHER RESOLVED that the cost of this contract will be bonded.

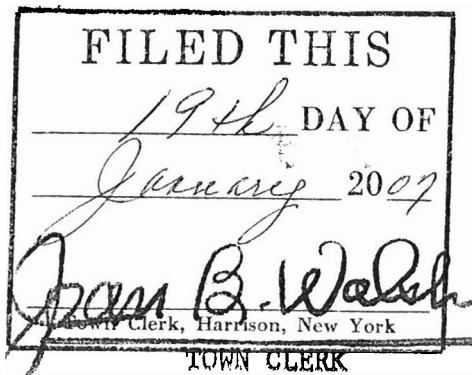
FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Village Attorneys, the Director of Purchasing and the Commissioner of Public Works.

Adopted by the following vote:

- AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano
- NAYS: Trustee Vetere
- ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 005

AUTHORIZATION FOR A CONTRACT WITH ALL POINTS SECURITY LLC, FOR WORK RELATED TO THE REVIEW AND DESIGN OF THE SECURITY SYSTEM FOR THE NEW COURT HOUSE FACILITY COST: NOT TO EXCEED \$22,250.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to authorize a contract with All Points Security, LLC, for work related to the review and design of the security system for the new Court House Facility at a cost not to exceed \$22,250.

FURTHER RESOLVED that the funds in Capital Project Account 04GB21 be re-allocated to this project.

FURTHER RESOLVED that the Law Department to execute said contract.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works, the Director of Purchasing and the Village Attorneys.

Adopted by the following vote:

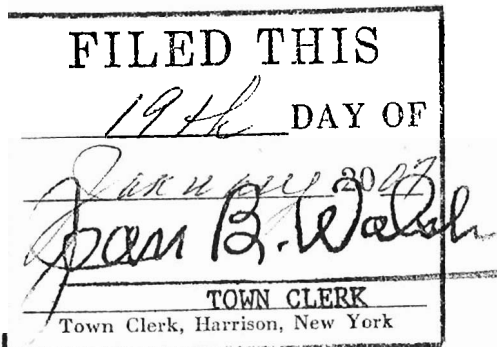
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 006

AUTHORIZATION FOR DIRECTOR OF PURCHASING JUDY D'AGOSTINIS TO ISSUE
A PURCHASE ORDER TO CON EDISON FOR WORK RELATED TO
THE RELOCATION OF UTILILTY SERVICE FOR
THE WEST HARRISON STREETScape PROJECT – COST: \$73,093.37

It was stated that most of the poles will be moved at the cost of the various utilities: Con Edison, Verizon and Cablevision. Commissioner Wasp added that the cost may be slightly higher if a more aesthetic pole is chosen.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to approve the request of Commissioner of Public Works Wasp to authorize Director of Purchasing Judy D'Agostinis to issue a Purchase Order to Consolidated Edison in the amount of \$73,093.37 for work related to the relocation of utility service for the West Harrison Streetscape Project.

FURTHER RESOLVED that funding is available in Capital Project Account 05HW18.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Director of Purchasing, the Commissioner of Public Works and the Village Attorneys.

Adopted by the following vote:

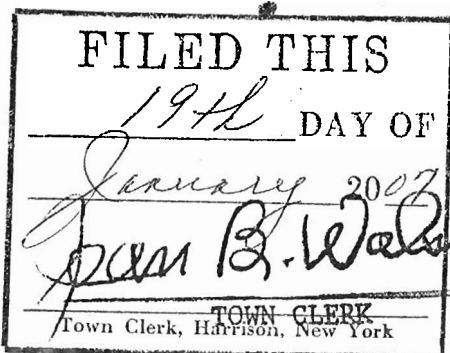
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 007

APPROVAL FOR A CONTRACT WITH LYNSTARR ENGINEERING FOR EVALUATION
OF THE VARIOUS GENERATORS OWNED AND OPERATED BY THE TOWN OF
HARRISON COST: NOT TO EXCEED \$10,700.

On motion of Trustee Scappaticci, seconded by Trustee Scappaticci,
it was

RESOLVED to approve the request of Commissioner of Public Works Wasp for authorization to execute a contract with LynStaar Engineering for work related to the evaluation of the various generators owned and operated by the Town/Village of Harrison, at a cost not to exceed \$10,700.

FURTHER RESOLVED that funding is available in Capital Account #06GB12.

FURTHER RESOLVED to authorize the Law Department to prepare the contract with LynStaar Engineering.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works, the Director of Purchasing and the Village Attorneys.

Adopted by the following vote:

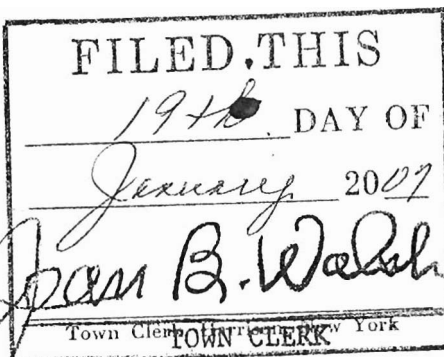
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 008

APPROVAL OF AMENDMENT #6 TO THE CONTRACT WITH
DIVERSIFIED TECHNOLOGY CONSULTANTS FOR WORK RELATED TO
THE PASSIDOMO PARK POOL AND SITE IMPROVEMENTS PROJECT
COST: NOT TO EXCEED \$39,500.

Trustee Vetere said that he had been opposed to this pool project from the beginning, and would not vote in favor of this additional cost.

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to approve the request of Commissioner of Public Works Wasp for authorization for Amendment #6 to the contract with Diversified Technology Consultants for work related to the Passidomo Park Pool and Site Improvements, in an amount not to exceed \$39,500, as follows:

Task 1 – New Intersection for Exit Driveway at Lake Street-Data collection and plan preparation including topographical survey of the Lake Street intersection between Columbus Avenue and Washington Street will include all relevant landmarks, trees, roads, curbs, etc., as well as the placement of a vertical benchmark. \$10,000.

Task 2 – Additional Geotechnical Investigation including subsurface explorations using borings and probes for pool and exit drive area. \$15,000.

Task 3 – Design services related to the retaining walls, grading and drainage for the exit drive to Lake Street. \$14,000.

Miscellaneous Expenses \$ 500.

FURTHER RESOLVED that the cost for this project will be bonded and said funds be placed in Capital Project Account #05RP28.

FURTHER RESOLVED that the Law Department execute this Amendment to the contract with DTC and to increase the upset limit of the contract by \$39,500, from \$860,000 to \$899,500.

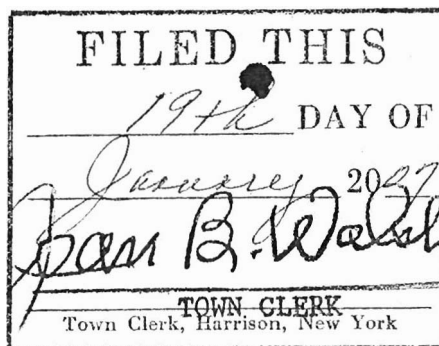
FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works, the Director of Purchasing and the Village Attorneys.

Adopted by the following vote:

AYES: Trustees Cannella and Scappaticci
Mayor Malfitano

NAYS: Trustee Vetere

ABSENT: Trustee Paladino



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January 11, 2007

V -- 2007 -- 009

APPROVAL OF AMENDMENT #7 TO THE CONTRACT WITH
DIVERSIFIED TECHNOLOGY CONSULTANTS FOR WORK RELATED TO
THE WEST HARRISON STREETScape IMPROVEMENTS PROJECT
COST: NOT TO EXCEED \$15,500

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to approve the request of Commissioner of Public Works Bob Wasp for approval of Amendment #7 to the contract with Diversified Technology Consultants for work related to the West Harrison Streetscape Improvements, in an amount not to exceed \$15,500. as follows:

- Task 1 – Additional meetings, coordination with above-ground utilities, including Con Ed, Verizon and Cablevision including design changes resulting from utility modification. \$10,000.
- Task 2 – Field stake out of curb line on Lake Street from Underhill Avenue to Grant Street to allow for the relocation of utility poles. \$ 5,000.
- Miscellaneous expenses \$ 500.

FURTHER RESOLVED that funding is available in Capital Account #05HW18.

FURTHER RESOLVED that the Law Department execute this Amendment to the contract with DTC and to increase the upset limit of the contract by \$15,500, from \$249,000 to \$264,500.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works, the Director of Purchasing and the Village Attorneys.

Adopted by the following vote:

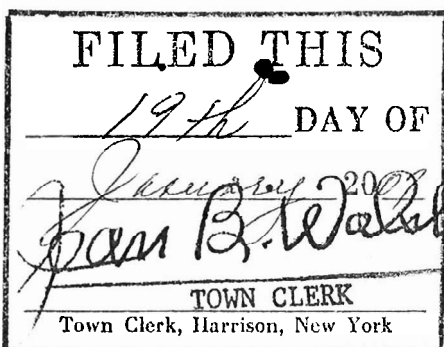
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 010

AUTHORIZATION TO ADVERTISE AND RECEIVE BIDS FOR
THE WEST HARRISON STREETScape IMPROVEMENTS

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for authorization to advertise and receive bids for the West Harrison Streetscape Improvements.

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

Adopted by the following vote:

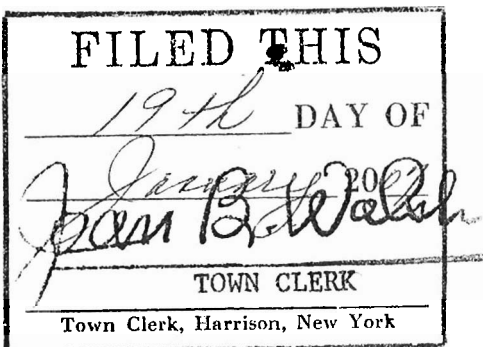
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 011

APPROVAL OF A BID AWARD TO WESTCHESTER TRACTOR, INC. FOR
TWO (2) DISC STYLE CHIPPERS FOR THE HIGHWAY DIVISION OF
THE DEPARTMENT OF PUBLIC WORKS

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for a Bid Award to Westchester Tractor, Inc., 14 Meadow Street, Goldens Bridge, NY 10526, having met all the requirements of the specifications at their total net bid price of \$57,000, for two (2) Disc Style Chippers, including miscellaneous items, at a total of \$69,760, for the Highway Division of the Department of Public Works.

FURTHER RESOLVED that funding is available in Capital Improvement Account #06HW27.

FURTHER RESOLVED to authorize the Village Attorney to prepare the contract, and the Mayor be authorized to execute.

FURTHER RESOLVED to authorize the Treasurer, upon receipt of claims to audit and, upon audit, the Mayor to pay same.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works, the Director of Purchasing and the Village Attorneys.

Adopted by the following vote:

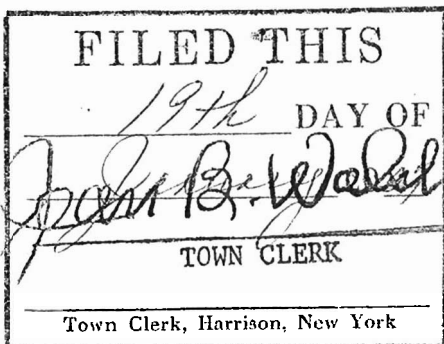
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 012

APPROVAL OF A BID AWARD TO WESTCHESTER TRACTOR, INC.,
FOR ONE (1) UTILITY TRACTOR WITH A FLAIL MOWER
COST: \$58,320

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to approve the request of the Director of Purchasing for a Bid Award to Westchester Tractor, Inc., 14 Meadow Street, Goldens Bridge, NY 10526, having met all the requirements of the specifications at their Total Net Bid Price of \$58,320, for one (1) Utility Diesel Tractor with 74" Flail Mower for the Highway Division of the DPW.

FURTHER RESOLVED that funding is available in Capital Improvement Account #06HW27.

FURTHER RESOLVED to authorize the Village Attorney to prepare the contract, and the Mayor be authorized to execute.

FURTHER RESOLVED to authorize the Treasurer, upon receipt of claims to audit and, upon audit, the Mayor to pay same.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Director of Purchasing, the Commissioner of Public Works and the Village Attorneys.

Adopted by the following vote:

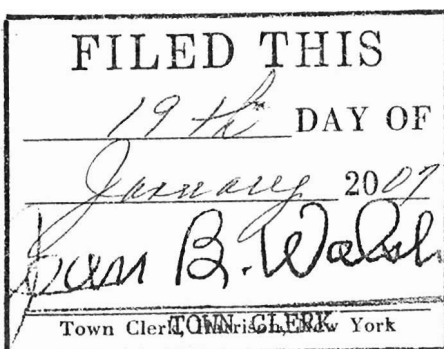
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 -- 013

AUTHORIZATION TO AWARD THE CONSTRUCTION MANAGEMENT SERVICES
CONTRACT FOR THE CONSTRUCTION OF THE NEW COURT HOUSE FACILITY
TO LASBERG CONSTRUCTION ASSOCIATES Cost \$25,000

Commissioner of Public Works Bob Wasp stated that construction management services are needed for several reasons, one being the Wicks Law, which requires that government agencies hire multiple contractors, one for each phase of the construction. In addition, they will be looking for ways to save money as the construction proceeds. Mr. Wasp added that the first task of the firm will be to get a final set of drawings.

Trustee Vetere pointed out that the fee for such construction services is 8%, which would be about \$150,000, and asked if this \$25,000 fee would be credited to the overall fee. Mr. Wasp replied that the matter will be discussed.

Mr. Wasp stated that the fixed fee of \$25,000 is for pre-design and value engineering services. He continued that the work involved with this authorization provides for a thorough, independent review of the design documents from a constructability standpoint as well as exploration of cost saving alternatives prior to the bid process and that the formal scope of activities for both the value engineering and construction management services are included in the standard AIA Forms.

Mr. Wasp further stated that the value engineering services include the tasks listed in the attachment submitted and, since the design plans are nearing completion and we anticipate bidding shortly, authorization of this work task is required at this time. He added that final costs for the construction management services can be developed upon completion of the construction documents and final cost estimates. (attached as back-up)

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to award the contract for construction management services related to the Court House Facility to Lasberg Construction Associates, at a fixed fee of \$25,000.

FURTHER RESOLVED that the cost be bonded, and the funds be placed in Capital Project Account #04GB21.

FURTHER RESOLVED that the Law Department is authorized to execute the contract with Lasberg Construction Associates in an amount not to exceed \$25,000.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Director of Purchasing, the Commissioner of Public Works and the Village Attorneys.

Adopted by the following vote:

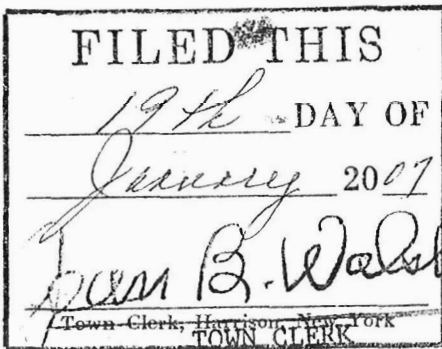
AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

NAYS: None

ABSENT: Trustee Paladino

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January 11, 2007

V -- 2007 --014

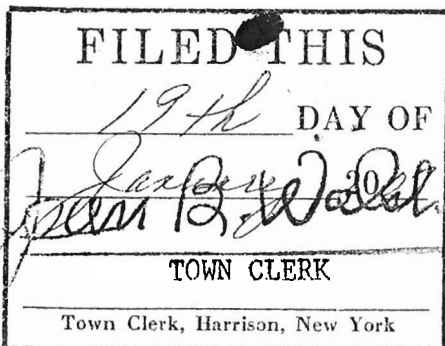
TABLED: REQUEST FOR A CONTRACT WITH ALL POINTS SECURITY
RE: HARRISON VOLUNTEER AMBULANCE CORPS

This matter was tabled until the January 25, 2007 meeting.

Request for approval of a contract with All Points Security for design services related to the security system at the HVAC.

NOTE: THE FOLLOWING CAPITAL BUDGETS FOR 2007 WERE DISTRIBUTED TO THE BOARD MEMBERS FOR REVIEW:

Information Technologies Capital Budget.
Public Works Capital Budget



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January 11, 2007

V -- 2007 -- 015

MATTERS FOR EXECUTIVE SESSION:

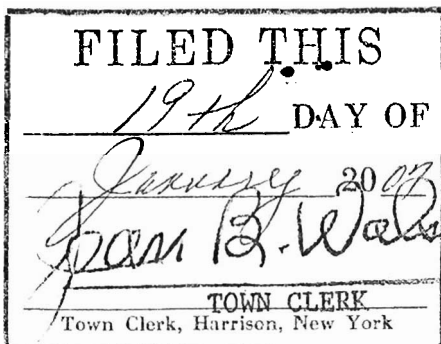
Personnel: 4

On motion duly made and seconded,
with all members voting in favor,
the Meeting was recessed for Executive Session
at 9 PM.

On motion duly made and seconded,
with all members voting in favor,
the Meeting was re-convened at 10:20 PM.

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January 11, 2007

V -- 2007 -- 016

AUTHORIZATION TO HIRE AN ADDITIONAL FOUR PART-TIME EMPLOYEES
IN THE SANITATION DIVISION OF THE DEPARTMENT OF PUBLIC WORKS

Commissioner Wasp explained that several men were out ill, and replacements were needed so that there would be full crews on the sanitation trucks.

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to approve the request of Commissioner of Public Works Bob Wasp, and authorize him to hire an additional four part-time employees in the Sanitation Division of the Department of Public Works.

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

Adopted by the following vote:

AYES: Trustees Cannella, Vetere and Scappaticci
Mayor Malfitano

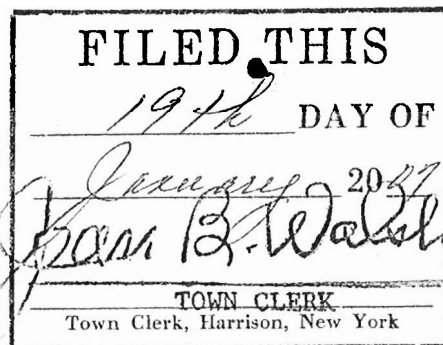
NAYS: None

ABSENT: Trustee Paladino

There being no further matters to come before the Board, the Meeting was, on motion duly made and seconded, declared closed at 10:21 PM.

Respectfully submitted,

Joan B. Walsh
Village Clerk



Copies to:

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