

A regular meeting of the Town Board of Harrison, Westchester County New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on Wednesday February 15, 2023 at 7:00 PM. All members having received due notice of said meeting:

MEMBERS PRESENT:

Richard Dionisio Supervisor

Gina Evangelista.....)

Fred Sciliano)......Councilpersons

Elizabeth Brown.....)

ABSENT:

Lauren Leader.....)......Councilwoman

ALSO ATTENDING:

Nelson Canter.....Deputy Town Attorney

Andrea Rendo.....Deputy Village Attorney

John T. Vasta.....Chief of Police

February 15, 2023

2023 - - 047

ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilwoman Brown, seconded by Councilwoman Evangelista,

it was,

RESOLVED to accept the following correspondence and reports:

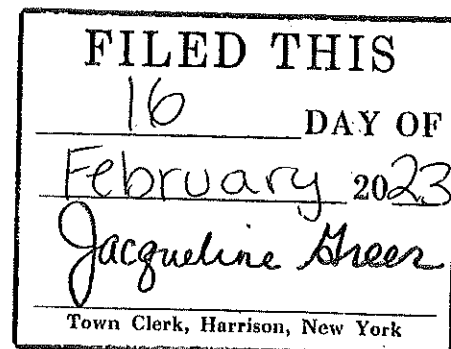
1. Monthly report by the Receiver of Taxes for the month of January, 2023.
2. Monthly report by the Bureau of Fire Prevention for the month of January, 2023.
3. Monthly report by the Building Department for the month of January, 2023.
4. Monthly report by the Harrison Police Department for the months of December, 2022 and January, 2023.
5. Monthly report by the Harrison Recreation Department for the month of January, 2023.
6. Monthly report by the Department of Public Works for the month of January, 2023.
7. Monthly report by the Town Clerk Office for the month of January, 2023.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

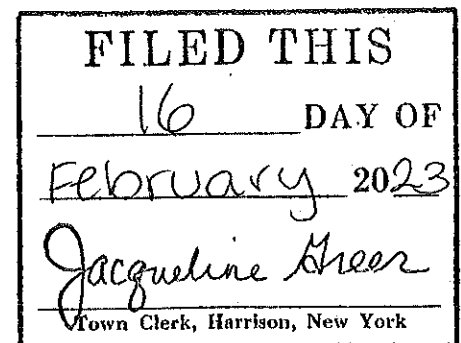
2023 - - 048 -- A

CONTINUATION OF PUBLIC HEARING REGARDING PROPOSED LOCAL LAW
ENTITLED "SOLAR ENERGY" OF THE TOWN CODE

On motion of Councilwoman Evangelista, seconded by Councilman Sciliano the Public Hearing was opened.

With no one speaking for or against the hearing was closed.

On Motion of Councilwoman Brown, seconded by Councilman Sciliano the Public Hearing was closed.



February 15, 2023

2023 - - 048 – B
Local Law No. 1 of 2023

**Adding Chapter 206, entitled “Solar Energy”
to the Town Code of the
Town of Harrison**

SOLAR ENERGY

A. Statutory authority and jurisdiction

- (1) This section is hereby enacted pursuant to the provisions of §210 of the Municipal Home Rule Law and §261 and §263 of the Town Law of the State of New York, which authorize the Town of Harrison to adopt zoning provisions that advance and protect the health, safety, and welfare of the community, and to make provision for, so far as conditions may permit, the accommodation of solar energy systems and equipment where approved.
- (2) The authority to issue special use permits pursuant to this section is hereby delegated to the Planning Board.
- (3) References herein to zoning districts in the Town of Harrison are references to such districts as described in this Chapter 235 of the Code of the Town of Harrison.

B. Statement of purpose and intent.

- (1) Solar energy is an energy resource that reduces fossil fuel emissions, reduces dependence on the electrical power grid that generates power from nonrenewable and nuclear sources of fuel, reduces impacts to residential and commercial property resulting from power interruptions resulting from man-made or natural events.
- (2) The use of solar energy to provide electrical power for the needs of the Town's residents and businesses is consistent with the Town of Harrison's commitment to green infrastructure and practices, and consistent with its goal of promoting long-term sustainability.
- (3) This Local Law is intended to permit and regulate solar energy systems and the requisite provision of, and access to, adequate sunlight; to mitigate the potential impacts to the environment and neighboring properties, while promoting, where appropriate, the use of solar energy systems in residential, and non-residential districts, in accordance with applicable laws and regulations.
- (4) This section is adopted to advance and protect the public health, safety, and welfare of the Town of Harrison, including:

- a. Taking advantage of a safe, abundant, and nonpolluting energy resource;
 - b. Decreasing the cost of energy to the owners of commercial and residential properties, including single-family houses; and
 - c. Increasing employment and business development in the region by furthering the installation of solar energy systems;
 - d. Decreasing the use of fossil fuels, which reduces the carbon footprint of the Town, aids in energy independence of the Town and nation, and reduces polluting greenhouse gas emissions;
 - e. Increasing resiliency of the energy grid during storm events and times of peak energy demand.
 - f. Protecting scenic and aesthetic elements of the Town.
- (5) The Town values its open space, natural areas, and unique character. Maintaining high environmental quality and values are a mainstay of the Town's efforts in its guidance and regulation of development in the Town. As such, the Town, in guiding the development of large-scale solar installations, will prioritize their placement on the roofs of existing commercial buildings, or in existing parking lots within the Special Business (SB) zoning districts. The installation of solar facilities in undeveloped, vegetated and wooded areas that exist in a natural or manicured state, should be avoided and would be considered contrary to the open space preservation policies of the Town of Harrison.

C. Definitions.

As used in this chapter, the following terms shall have the meanings indicated, unless the context or subject matter requires otherwise.

BUILDING-INTEGRATED PHOTOVOLTAIC (BIPV) SYSTEMS

A solar energy system that consists of integrating photovoltaic modules into the building structure, such as the roof or the façade and which does not alter the relief of the roof.

CARBON SEQUESTRATION ASSESSMENT

An assessment detailing the loss of trees and other vegetation to be removed and the quantity of carbon sequestered by this vegetation compared to the reduction in carbon emissions representative of the electrical output of the proposed solar facility that would otherwise be produced from a traditional fossil fuel electrical generation plant.

GROUND-MOUNTED SOLAR ENERGY SYSTEM

A free-standing solar energy system that is anchored to the ground on a pole, column, structural foundation or other mounting system, detached from any other structure, that generates energy for on-site or off-site consumption.

COMMUNITY SOLAR SYSTEM

A solar energy system that generates electricity that is fed directly into the power grid, and is not directly consumed on-site. Off-site subscribers earn credits on their individual electric bills.

GLARE

The effect produced by light with intensity sufficient to cause annoyance, discomfort, or loss in visual performance and visibility.

NATIVE PERENNIAL VEGETATION

Native wildflowers, forbs, and grasses that serve as habitat, forage, and migratory way stations for pollinators and shall not include any prohibited or regulated invasive species as determined by the New York State Department of Environmental Conservation.

POLLINATOR

Bees, birds, bats, and other insects or wildlife that pollinate flowering plants, and includes both wild and managed insects.

ROOF-MOUNTED SOLAR ENERGY SYSTEM

A solar energy system located on the roof of any legally permitted building or structure that produces electricity for onsite or offsite consumption.

SOLAR ACCESS

Space open to the sun and clear of overhanging structures, natural features or shade so as to permit the use of active and/or passive Solar Energy Systems on individual properties.

SOLAR ENERGY EQUIPMENT

Electrical material, hardware, inverters, conduit, storage devices, or other electrical and photovoltaic equipment associated with the production of electricity.

SOLAR ENERGY SYSTEM

The components and subsystems required to convert solar energy into electric energy suitable for use. The term includes, but is not limited to, Solar Panels and Solar Energy Equipment. The area of a Solar Energy System includes all the land inside the perimeter of the Solar Energy System, which extends to any

interconnection equipment. A Solar Energy System is classified as a Tier 1, Tier 2, or Tier 3 Solar Energy System as follows.

A. Tier 1 Solar Energy Systems:

- a. Roof-Mounted Solar Energy Systems
- b. Building-Integrated Solar Energy Systems

B. Tier 2 Solar Energy Systems:

- a. Ground-Mounted Solar Energy Systems with a total surface area of all solar panels on the lot of up to 950 square feet for generation of electricity consumed on the site.

C. Tier 3 Solar Energy Systems:

- a. Solar Energy Systems that are not included in the list for Tier 1 and Tier 2, or any Community Solar Facility where 75% or greater percent of the energy generated at the site is utilized off-site.

SOLAR PANEL

A photovoltaic device capable of collecting and converting solar energy into electricity.

STORAGE BATTERY

A device that stores energy and makes it available in an electrical form.

VISUAL IMPACT ASSESSMENT

The assessment of changes to a site or landscape resulting from the installation of a Solar Energy System as viewed from surrounding properties, adjacent roadways, or public viewpoints. This assessment shall consist of photographs, elevations, renderings and photo-simulations to adequately depict the comparison of existing conditions to the proposed developed condition.

D. Applicability.

- (1) The requirements of this Local Law shall apply to all Solar Energy Systems permitted, installed, replaced or modified in the Town of Harrison after the effective date of this Local Law, excluding general maintenance and repair.
- (2) Solar Energy Systems constructed or installed prior to the effective date of this Local Law shall not be required to meet the requirements of this Local Law.
- (3) Modifications to an existing Solar Energy System that increase the Solar Energy System area by more than 5% of the original area of the Solar Energy System (including moving any fencing) shall be subject to this Local Law.

- (4) All Solar Energy Systems shall be designed, erected, and installed in accordance with all applicable codes, regulations, and industry standards as referenced in the NYS Uniform Fire Prevention and Building Code ("Building Code"), the NYS Energy Conservation Code ("Energy Code"), and the Town of Harrison Code.

E. General Requirements.

- (1) A Building permit shall be required for installation of all Solar Energy Systems.
- (2) All Town Boards are encouraged to take into consideration the availability of unobstructed sunlight on sites adjacent to Solar Energy Systems so as to protect their access to sufficient sunlight to remain functional over time.
- (3) Issuance of approval by the Planning Board shall be subject to the requirements of the State Environmental Quality Review Act [ECL Article 8 and its implementing regulations at 6 NYCRR Part 617 ("SEQRA")].

F. Solar Energy System Permitting Requirements.

All Solar Energy Systems shall be classified as either Tier 1, Tier 2 or Tier 3 as defined in Section C. above. The permitting and approval for each Tier is as follows:

(1) Tier 1 Solar Energy Systems

A Tier 1 Solar Energy System shall be permitted in all zoning districts in the Town of Harrison and shall be exempt from site plan review and approval, and Architectural Review Board review and approval, subject to the following conditions for each type of Tier 1 Solar Energy System.

Energy generated from a Tier 1 Solar Energy System shall be consumed on-site, and shall not be generated for the purpose of supplying energy to the electrical grid, except in instances where surplus energy only, beyond the normal demands of the site, is produced.

a. Roof-Mounted Solar Energy Systems

- i. A Roof-Mounted Solar Energy System shall be permitted pursuant to the issuance of a Building Permit from the Town of Harrison Building Department.
- ii. All Roof-Mounted Solar Energy Systems shall comply with the following:
 - Solar Panels on pitched roofs shall be mounted with a maximum distance of 6 inches between the roof surface the highest edge of the system.

- Solar Panels on pitched roofs shall be installed parallel to the roof surface on which they are mounted or attached.
 - Solar Panels on pitched roofs shall not extend higher than the peak of the roof surface on which they are mounted or attached.
 - Solar Panels on flat roofs shall not extend above the top of the surrounding parapet, or more than 24 inches above the flat surface of the roof, whichever is higher.
- iii. All Roof-Mounted Solar Energy Systems shall incorporate, to the extent feasible, the following design requirements:
- If solar exposure options exist, Solar Panels should not be placed on the front street facing portion of the roof.
 - Solar Panel groups should be arranged or oriented in the same direction (either all “landscape” or all “portrait”).
 - Solar Panels should be arranged or grouped in complete rectangles. Staggered or stepped Solar Panel arrangements should be avoided. If a plumbing vent or similar appurtenance is preventing a rectangular arrangement, the vent or appurtenance should be relocated.
 - The colors of Solar Panels and frames should not contrast and should reasonably match the color of the roof.
- iv. Glare:
All Solar Panels shall have anti-reflective coating(s).
- v. Equipment:
With the exception of Solar Panels, all equipment associated with Roof-Mounted Solar Energy Systems, including, but not limited to controls, energy storage devices, heat pumps, exchangers, or other hardware or equipment necessary for the process by which solar radiation is converted into electricity, shall be screened from view and shall not be located in any required front, side or rear yard setback.
- vi. Visual Impact Assessment:
If a Roof-Mounted Solar Energy System covers more than 5,000 square feet of roof area, a Visual Impact Assessment shall be prepared and submitted to the Building Department, who shall determine if the potential exists for adverse visual impacts. If such a determination is made, the Building Permit shall not be issued until the Architectural Review Board reviews the application and provides a recommendation

to the Building Inspector. The ARB recommendation shall be issued at the first meeting following the receipt of the Building Inspector's referral.

b. Building-Integrated Solar Energy Systems

- i. A Building-Integrated Solar Energy System, as part of the principal or accessory structure, shall comply with all applicable setback regulations of the zoning district within which it is situated.
- ii. A Building-Integrated Solar Energy System shall be permitted only pursuant to the issuance of a Building Permit from the Town of Harrison Building Department.
- iii. All equipment associated with Building-Integrated Solar Energy Systems, including, but not limited to controls, energy storage devices, heat pumps, exchangers, or other hardware or equipment, shall be located within the principal or accessory structure it serves.

If the Building Inspector determined that a Building Integrated Solar Energy System is not sufficiently integrated into the existing building systems, and presents an appearance that is inconsistent or erratic, then the Building Permit shall not be issued until the Architectural Review Board reviews the application and provides a recommendation to the Building Inspector. The ARB recommendation shall be issued at the first meeting following receipt of the Building Inspector's referral.

(2) Tier 2 Solar Energy Systems

A Tier 2 Solar Energy Systems shall be permitted as an accessory use in all zoning districts in the Town of Harrison. Tier 2 Solar Energy Systems consist of small-scale ground-mounted systems that produce energy for on-site consumption and shall not be generated for the purpose of supplying energy to the electrical grid, except in instances where surplus energy, beyond the normal demands of the site, is produced. Tier 2 Solar Energy Systems shall be exempt from site plan review and approval, and Architectural Review Board review and approval, subject to the following conditions:

- a. A Tier 2 Solar Energy System shall be permitted pursuant to the issuance of a Building Permit from the Town of Harrison Building Department.
- b. A Tier 2 Solar Energy System shall not exceed 950 square feet.
- c. A Tier 2 Solar Energy System shall comply with the setback regulations for the underlying zoning district.

- d. A Tier 2 Solar Energy System shall only be installed in the side or rear yard, and shall in no instance be located in the front yard.
- e. A Tier 2 Solar Energy System shall not exceed 15 feet in height.
- f. All Tier 2 Solar Energy Systems shall be screened from adjacent properties, to the maximum extent reasonably practicable.
- g. Solar Energy Equipment shall be located in a manner to avoid and/or minimize the blockage of views from surrounding properties and shading of property to the north, while still providing solar access.

(3) Tier 3 Solar Energy Systems

A Tier 3 Solar Energy System shall be permitted as a Special Exception Use in the SB-100, SB-35, SB-1, SB-0 and R-2 zoning districts only on parcels containing twenty-five (25) acres or greater in land area, subject to the following safeguards and conditions:

- a. A Tier 3 Solar Energy System shall be permitted pursuant to the issuance of Site Plan Approval by the Planning Board in accordance with §235-71 of the Town Code, and the issuance of Special Exception Use Approval by the Planning Board and reviewed by the Town Board in accordance with §235 Article V of the Town Code.
- b. A Tier 3 Solar Energy System that produces 25 MW or greater shall obtain a permit at the state level through the siting process administered through the Office of Renewable Energy Siting.
- c. A Tier 3 Solar Energy System shall not exceed 50% of the lot on which it is installed. If a landowner owns more than one contiguous lot, as part of an application for a Tier 3 Solar Energy System, lot coverage shall increase to 80% of the lot area, as long as the total area of coverage does not exceed 50% of all contiguously owned lots. Where a Tier 3 Solar Energy System is not the principal use of the site, the lot coverage may not exceed 50%, which shall also include all principal and accessory uses on the lot.
- d. A Tier 3 Solar Energy System shall not encroach into the 100-foot special Purchase buffer.
- e. A Tier 3 Solar Energy System shall not be located in a front, side or rear yard setback.

- f. All sides of a Tier 3 Solar Energy System shall be screened by a vegetated buffer. The height of the vegetated screening to the south shall be equal to the height of the solar panels, solar canopies and associate equipment, to allow for proper solar exposure, but also suitable to screen the facility from public view. Screening on the sides when solar exposure is unnecessary, shall be of a height deemed adequate in the judgement of the Planning Board to suitably screen the facility from surrounding properties. Screening can consist of landscaping, berms, architectural features or other screening methods, and shall be a minimum of 25 feet wide.
- g. Notwithstanding all other requirements contained in this chapter which shall be met, any Tier 3 Solar Energy System in an R-2 Zone shall in addition meet the following requirements:
 - 1. Tier 3 Solar Energy Systems must be screened so as to not be visible from other private or public properties or roadways.
 - 2. Within five (5) business days of the filing of an application for a Tier 3 Solar Energy System within an R-2 Zone, written notice shall be served by Return Receipt Requested to all property owners within one thousand (1,000) feet of the subject property and proof of same shall be filed with the Planning Board and the Town Clerk.
 - 3. No less than ten (10) business days prior to all required Public Hearings concerning a Tier 3 Solar Energy System within an R-2 Zone, written notice shall be served by Return Receipt Requested to all property owners within one thousand (1,000) feet of the subject property and proof of same shall be filed with the Planning Board and the Town Clerk.
- h. A Tier 3 Solar Energy System shall not exceed 15 feet in height for a ground-mounted solar array and 20 feet for a solar canopy above a parking lot.
- i. A Full Environmental Assessment Form with Visual Addendum shall be submitted with every application for a Tier 3 Solar Energy System.
- j. A Carbon Sequestration Assessment shall be submitted with every application for a Tier 3 Solar Energy System.
- k. A Visual Impact Assessment shall be submitted with every application for a Tier 3 Solar Energy System.
- l. Written acknowledgment by the utility company that the power grid has sufficient available capacity to sustain the proposed Tier 3 Solar Energy System shall be submitted with every application for a Tier 3 Solar Energy System.

- m. A Tier 3 Solar Energy System shall comply with the Stormwater Management and Erosion and Sediment Control requirements of Chapter 130 of the Town Code.
- n. All on-site utility lines shall be placed underground.
- o. The area beneath the solar panels shall be a pervious surface, and to the extent feasible, planted with native vegetation with an emphasis on pollinator species.
- p. Maintenance driveways shall not utilize a new curb cut onto the adjacent public roadway and shall instead be accessed from an existing site driveway, where one exists.
- q. Maintenance driveways shall be designed to minimize site disturbances, tree removal and grading, and shall be constructed with a pervious surface.
- r. Signage:
 - i. No signage or graphic content shall be located so as to be visible from off-site or any public view.
 - ii. Signage displaying the manufactures name, equipment specification information, safety information and 24-hour emergency contact information is permissible on the interior of the site, in a location that is not visible from a public vantage point.
 - iii. As required by National Electric Code (NEC), disconnect and other emergency shutoff information shall be clearly displayed on a light reflective surface. A clearly visible warning sign concerning voltage shall be placed at the base of all pad-mounted transformers and substations.
- s. All solar panels shall have a non-reflective coating.
- t. Lighting shall be limited to that minimally required for safety and operational purposes and shall be shielded and downward directed.
- u. All mechanical equipment, including any structure for storage batteries, shall be enclosed by a 7-foot high fence, with a self-locking gate to prevent unauthorized access.
- v. Removal of existing trees larger than 4 inches dbh should be minimized to the extent practicable and a mitigation replanting plan shall be required on – and/or off-site pursuant to Chapter 220. Mitigation shall be determined based

upon the area of disturbance as determined by the Planning Board. In determining any replanting or replacement, an emphasis will be placed on providing native perennial vegetation and foraging habitat beneficial to local wildlife and pollinator species.

G. Safety.

- (1) Solar Energy Systems and Solar Energy Equipment shall be certified under the applicable electrical and/or building codes, as required.
- (2) Solar Energy Systems shall be maintained in good working order and in accordance with industry standards. Site access shall be maintained, including snow removal at a level acceptable to the local fire department.
- (3) If Storage Batteries are included as part of the Solar Energy System, they shall meet the requirements of any applicable fire prevention and building code when in use and, when no longer used, shall be disposed of in accordance with the laws and regulations of the Town of Harrison and any applicable federal, state, or county laws or regulations.

H. Abandonment and Decommissioning.

- (1) All Tier 3 Solar Energy Systems shall submit a Decommissioning Plan along with the Building Permit application.
- (2) A Decommissioning Plan shall consist of the following:
 - a. Documentation of termination of the lease (if applicable).
 - b. Document the removal of all operator owned equipment, concrete, conduits, structures, fencing driveways and foundations.
 - c. Document the removal of any hazardous wastes from the site in accordance with local, County State and Federal waste disposal requirements.
 - d. Document the restoration to the property to the condition that existed prior to the installation of the Solar Energy System.
 - e. Restoration landscaping plan.
 - f. Timeframe for the completion of decommissioning activities.
 - g. Identify the party responsible for decommissioning.

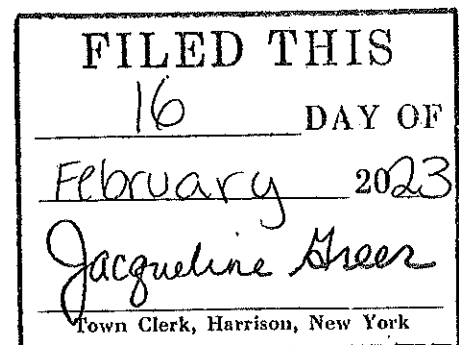
- (3) Upon cessation of electricity generation of a Solar Energy System on a continuous basis for 12 months, the Town may notify and instruct the owner and/or operator of the Solar Energy System to implement the Decommissioning Plan. The Decommissioning Plan must be completed within 120 days of notification.
- (4) If the owner and/or operator fails to comply with decommissioning the facility upon any abandonment, the Town may, at its discretion, utilize the bond and/or security as defined below, for the removal of the Solar Energy System and restoration of the site in accordance with the Decommissioning Plan.
- a. The owner/operator shall deposit a security in a form found suitable to the Town of Harrison Law Department, such as cash or a bond, in an amount sufficient to ensure the good faith fulfillment of the Decommissioning Plan. The amount of the bond or security shall be no less than 125% of the cost of removing the Solar Energy System with an escalator of 2% annually for the life of the Solar Energy System.
 - b. In the event the owner/operator fails to comply with the requirements of the Decommissioning Plan, and after proper notice and the expiration of any cure periods, the security shall be forfeited to the Town, which shall then utilize the funds to undertake or complete the Decommissioning Plan. The security shall remain in full force and effect until restoration of the property, as set forth in the Decommissioning Plan is completed.

This Law shall take effect immediately upon filing with the Secretary of the State of New York.

Roll Call Vote:

<u>SUPERVISOR DIONISIO</u>	<u>VOTING</u>	<u>AYES</u>
<u>COUNCILWOMAN BROWN</u>	<u>VOTING</u>	<u>AYES</u>
<u>COUNCILMAN SCILIANO</u>	<u>VOTING</u>	<u>AYES</u>
<u>COUNCILWOMAN EVANGELISTA</u>	<u>VOTING</u>	<u>AYES</u>
<u>COUNCILWOMAN LEADER</u>		<u>ABSENT</u>

* * * * *



February 15, 2023

2023 - - 049

CONTINUATION OF PUBLIC HEARING REGARDING MORGAN STANLEY CAMPUS,
BRIGHTCORE COMMUNITY SOLAR PROJECT, 2000 WESTCHESTER AVE

On motion of Councilwoman Evangelista, seconded by Councilman Sciliano the Public Hearing was opened.

Kristen Matel from Morgan Stanley thanked the board for all their work to get a Solar Energy Law in place.

On Motion of Councilwoman Brown, seconded by Councilwoman Evangelista the Public Hearing was closed.

RESOLVED to approve a Special Exception use Permit for Morgan Stanley Campus, Brightcore Community Solar Project at 2000 Westchester Avenue.

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

Roll Call Vote:

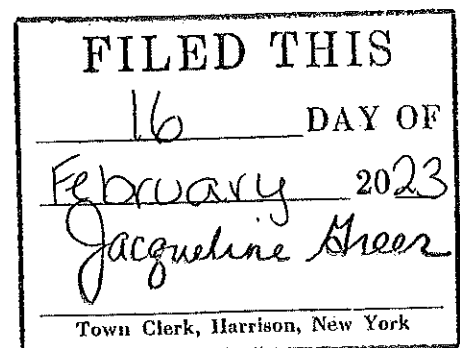
SUPERVISOR DIONISIO VOTING AYES

COUNCILWOMAN BROWN VOTING AYES

COUNCILMAN SCILIANO VOTING AYES

COUNCILWOMAN EVANGELISTA VOTING AYES

* * * * *



February 15, 2023

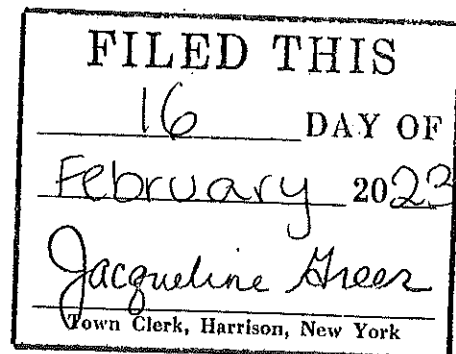
2023 - - 050 - - A

PUBLIC HEARING REGARDING SPECIAL EXCEPTION USE FOR WEBB AVENUE
RESIDENTIAL PROJECT

On motion of Councilwoman Evangelista, seconded by Councilwoman Brown the Public Hearing was opened.

With no one speaking for or against the hearing was closed.

On Motion of Councilwoman Brown, seconded by Councilwoman Evangelista the Public Hearing was closed.



February 15, 2023

2023 - - 050 - - B

APPROVAL OF SPECIAL EXCEPTION PERMIT USE FOR WEBB AVENUE
RESIDENTIAL PROJECT

RESOLVED to approve a Special Exception Use Permit for Webb Avenue Residential Project.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, Building Department and the Town Engineer.

Roll Call Vote:

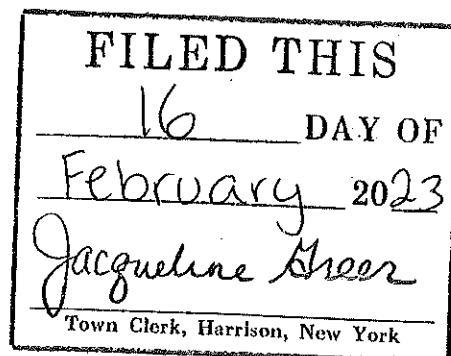
SUPERVISOR DIONISIO VOTING AYES

COUNCILWOMAN BROWN VOTING AYES

COUNCILMAN SCILIANO VOTING AYES

COUNCILWOMAN EVANGELISTA VOTING AYES

* * * * *



February 15, 2023

2023 - - 051

AUTHORIZATION TO ACCEPT THE RETIREMENT OF BARBARA REAMES

On motion of Councilwoman Brown, seconded by Councilman Sciliano,

it was,

RESOLVED to accept, with regret, the retirement of Barbara Reames effective April 14, 2023.

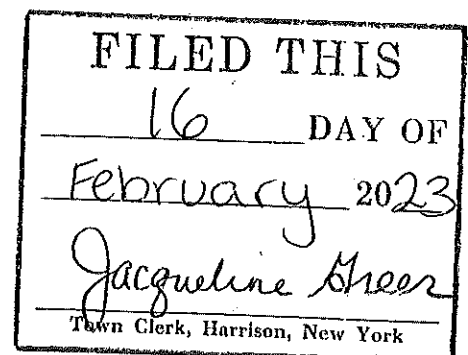
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Chief of Police and the Personnel Manager.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 052

AUTHORIZATION TO ACCEPT THE PROVISIONAL APPOINTMENT OF TULLIA MOHR
TO THE POSITION OF OFFICE ASSISTANT – FINANCIAL SUPPORT

On motion of Councilwoman Brown, seconded by Councilwoman Evangelista,

it was,

RESOLVED to accept the request by, Personnel Manager, to approve the provisional appointment of Tullia Mohr to the Position of Office Assistant – Financial Support, effective February 20, 2023. The annual budgeted salary for this position is \$52,896.00.

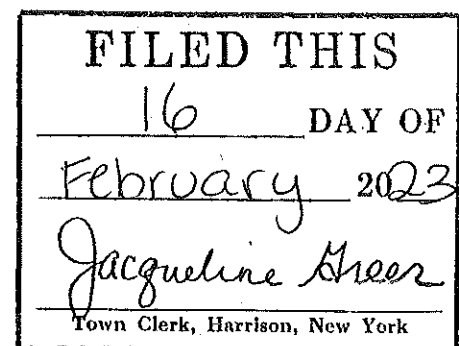
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Personnel Manager.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 053

AUTHORIZATION TO ACCEPT THE PROBATIONAL APPOINTMENT OF WILLIAM
HOUGHTON AS INFORMATION TECHNOLOGY SUPPORT SPECIALIST

On motion of Councilwoman Evangelista, seconded by Councilman Sciliano,

it was,

RESOLVED to accept the request by, Personnel Manager, to approve the probational appointment of William Houghton, as Information Technology Support Specialist, off of Westchester County, Eligible List #10-941, effective February 6, 2023. The 2023 annual budgeted salary for this position is \$72,000.00.

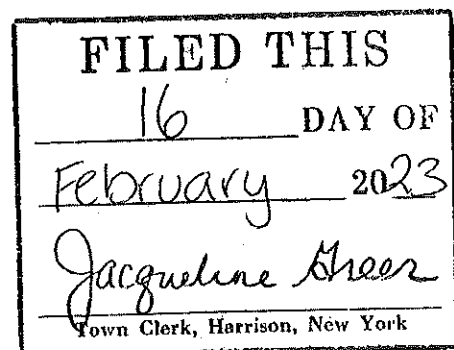
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Personnel Manager.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 054

AUTHORIZATION TO APPROVE A STIPEND FOR WILLIAM HOUGHTON

On motion of Councilman Sciliano, seconded by Councilwoman Evangelista,

it was,

RESOLVED to accept the request by, Personnel Manager, to approve a Stipend of \$150.00 for each Town meeting that William Houghton is required to work. Funding is available in budget line 001-1610-100-0407.

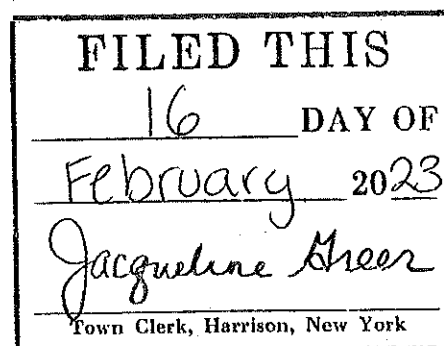
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Personnel Manager.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 055

AUTHORIZATION TO APPROVE TWO WADING POOLS, TWO SWIMMING POOLS
AND ONE PLUNGE POOL LOCATED IN WEST HARRISON PARK AND THE BERNIE
GUAGNINI BRENTWOOD PARK

On motion of Councilwoman Evangelista, seconded by Councilwoman Brown,

it was,

RESOLVED to accept the request by, Superintendent of Recreation, Gerry Salvo, to operate two wading pools, two swimming pools and one plunge pool located in West Harrison Park and the Bernie Guagnini Brentwood Park. The Westchester County Department of Health Permit fee is \$2,330.00.

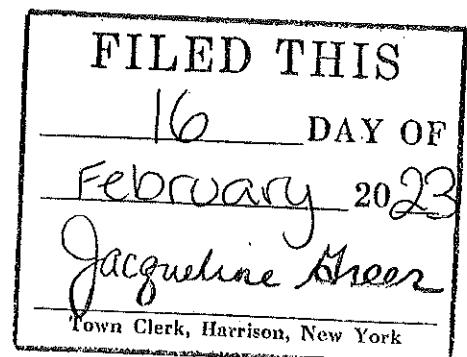
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Superintendent of Recreation and the Purchasing Department.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 056

AUTHORIZATION TO APPROVE THE ROUTE FOR WALL STREET RIDES FAR
CHARITY BIKE RIDE THOUGHT HARRISON JURISDICTION

On motion of Councilman Sciliano, seconded by Councilwoman Brown,

it was,

RESOLVED to accept the request by, Emilie Enciso, Director of Operations of Wall Street Rides FAR, a charity bike ride for Autism research, for authorization to ride through Harrison's Jurisdiction on Saturday September 30, 2023 from 8:30 AM to 1:30 PM with the Chief of Police to approve the route. Insurance will be submitted.

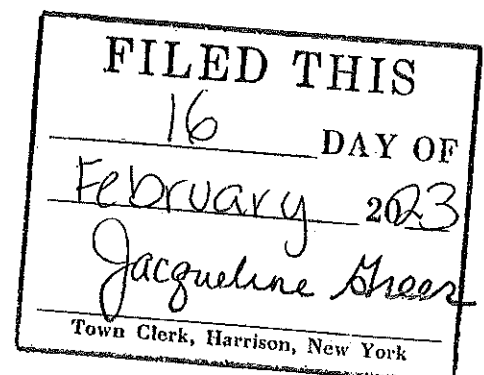
FURTHER RESOLVED to forward a copy of this Resolution to the Chief of Police and Emilie Enciso.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 057

AUTHORIZATION TO APPROVE THE REIMBURSEMENT TO SUZANNE FULLER FOR
THE ENROLLMENT IN A COURSE AT SOUTHERN NEW HAMPSHIRE UNIVERSITY

On motion of Councilwoman Evangelista, seconded by Councilman Sciliano,

it was,

RESOLVED to accept the request by, Building Inspector, Rocco Germani, for the reimbursement to Suzanne Fuller for the enrollment in a course at Southern New Hampshire University, totaling \$1,905.60.

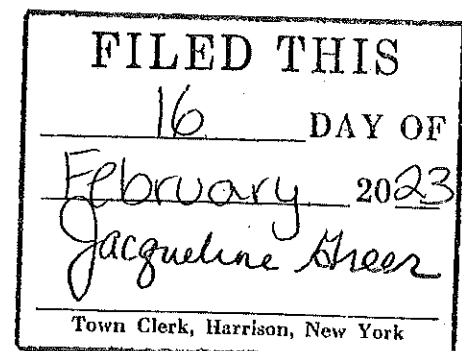
FURTHER RESOLVED to forward a copy of this Resolution to the Building Inspector and the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 058

AUTHORIZATION TO APPROVE A TRANSFER FROM FUND BALANCE
TO EQUIPMENT LINE FOR THE LIBRARY

On motion of Councilwoman Brown, seconded by Councilwoman Evangelista,

it was,

RESOLVED to accept the request by, Library Director, to transfer \$15,000 from Fund Balance to Equipment line:

<u>Amount</u>	<u>To</u>
\$15,000	002.7410.100.0402 Equipment (cover video cameras/software installation at the Halperin Building)

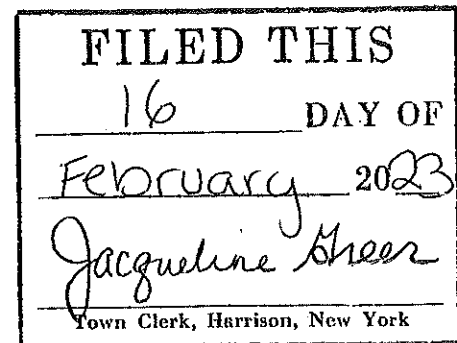
FURTHER RESOLVED to forward a copy of this Resolution to the Library Director and the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 059

AUTHORIZATION FOR ALL SWORN OFFICERS TO ATTEND CPR TRAINING
PROVIDED BY HARRISON EMS

On motion of Councilwoman Evangelista, seconded by Councilman Sciliano,

it was,

RESOLVED to accept the request by, John T. Vasta, for all sworn officers to attend CPR Training, provided by Harrison EMS. The training will cover: BLS CPR/AED recertification, Bloodborne Pathogens, Choking Adult/Infants, Stop the Bleed, Epi Pen Training, and Narcan review. This training will be held between March and April 2023 at the Nike Base at 100 Park Lane, West Harrison, New York. The certification period is for 2 years. The cost of this training course should not exceed \$9,750.00. This is a budgeted item and funds are available in the Schooling Budget Line #001-3120-100-0415.

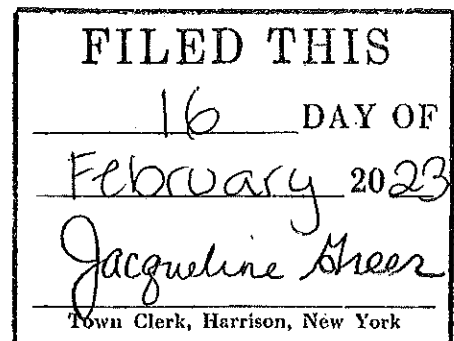
FURTHER RESOLVED to forward a copy of this Resolution to the Chief of Police and the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 060

AUTHORIZATION FOR FOUR (4) DEPARTMENT MEMBERS TO ATTEND THE STATE
OF NEW YORK POLICE JUVENILE OFFICER AND SCHOOL RESOURCE OFFICERS
ANNUAL TRAINING CONFERENCE

On motion of Councilwoman Evangelista, seconded by Councilman Sciliano,

it was,

RESOLVED to accept the request by, John T. Vasta, for four (4) department members to attend the State of New York Police Juvenile Officer and School Resource Officers Annual Training Conference. This training will be held on August 28 through September 1, 2023 at the Crown Plaza Hotel in Syracuse, New York. The cost of this training course should not exceed \$4,836.00. This is a budgeted item and funds are available in the Schooling Budget Line #001-3120-100-0415.

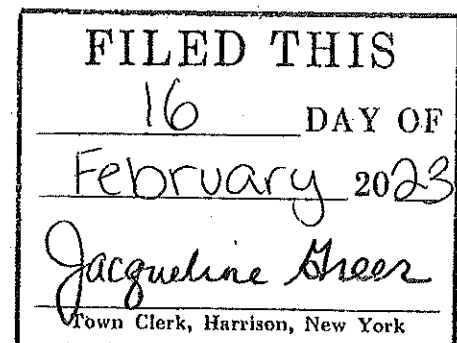
FURTHER RESOLVED to forward a copy of this Resolution to the Chief of Police and the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 061
AUTHORIZATION TO ACCEPT DONATIONS FOR THE HARRISON POLICE
DEPARTMENT

On motion of Councilwoman Brown, seconded by Councilwoman Evangelista,

it was,

RESOLVED to accept the request by, John T. Vasta, to accept the following donations:

- \$1,000.00 check #4772 from John and Ann Marie Ventura and families
- \$100.00 check #269 from Sandra Ettelson, Amy Hyman and Linda Bernsterin, in memory of William Ettelson
- \$500.00 check #12977777 from the Prather Charitable Fund
- \$100.00 check #12938870 from Cindy Kabak Weissman, on behalf of Cindy Kabak Weissman Giving Account

These checks should be deposited in the Police Donation Account line #009-0000-786-0000 and should be utilized for spending at the discretion of the Chief of Police.

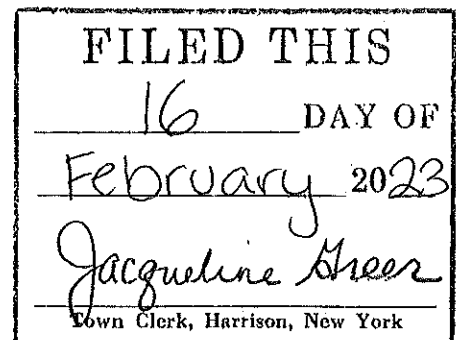
FURTHER RESOLVED to forward a copy of this Resolution to the Chief of Police and the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 062

APPROVAL OF BUDGET TRANSFER FROM FUND BALANCE TO CAPITAL RESERVE
FOR RECREATION CENTER

On motion of Councilwoman Evangelista, seconded by Councilwoman Brown,

it was,

RESOLVED to accept the request by, Comptroller, Maureen MacKenzie, to Appropriate Town Fund Balance, particularly from 001-0000-878.01, Capital Reserve for Recreation Center, and move to budget line 001-9501-100-0906 Town Transfer Out To Capital Fund. The funds will be placed in Capital Account 17RE15 New Recreation Center. The funds will be used towards the upcoming costs associated with the demolition of the Sollazzo Center. All expenses and contracts associated with the New Rec Center will still come before the board for approval as required. This transfer is being done for ease of near future funding. The amount remaining within the Capital Reserve for Recreation Center after this appropriation of funds will be \$7,750,686.61.

INCREASE:

001-0000-059-5999

Town Appropriated Fund Balance \$1,000,000

INCREASE:

001-9501-100-0906

Town Transfer Out to Capital \$1,000,000

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

Roll Call Vote:

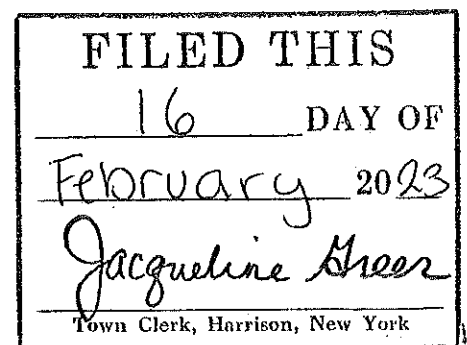
SUPERVISOR DIONISIO VOTING AYES

COUNCILWOMAN BROWN VOTING AYES

COUNCILMAN SCILIANO VOTING AYES

COUNCILWOMAN EVANGELISTA VOTING AYES

* * * * *



February 15, 2023

2023 - - 063

AUTHORIZATION TO HIRE ELQ INDUSTRIES, INC. FOR THE MATERIAL
INVESTIGATION AND TESTING SERVICES FOR THE DEMOLITION OF THE
SOLLAZZO RECREATION CENTER

On motion of Councilwoman Brown, seconded by Councilman Sciliano,

it was,

RESOLVED to accept the request by, Town Engineer, Michael J. Amodeo, to hire ELQ Industries, Inc. for the material investigation and testing services for the demolition of the Sollazzo Recreation Center at a cost not to exceed \$30,000.00. ELQ Industries, Inc. was awarded the Job Order Contracting (JOC) Services Contract for Region 1, for General Contractor under the Gordian ezIQC – City of White Plains contract #903239. Funding for this contract is available in Capital Account #17RE15 – New Recreation Facility. Further authorization for the Purchasing Department to issue a purchase order payable to ELQ Industries, Inc. at an amount not to exceed \$30,000.00.

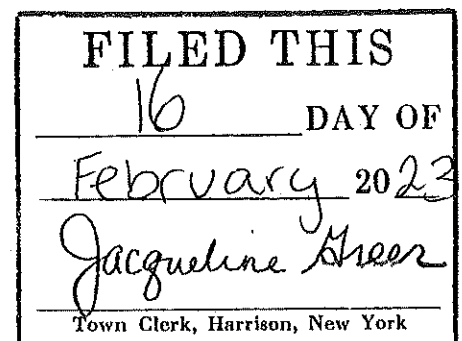
FURTHER RESOLVED to forward a copy of this Resolution to the Purchasing Department, the Town Engineer, and the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 064

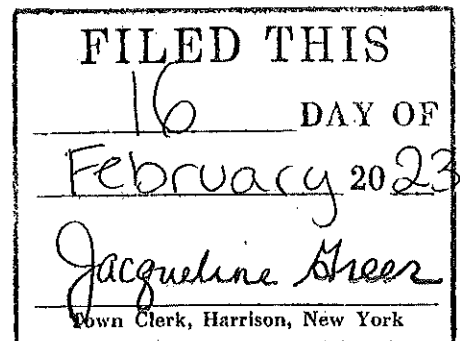
MATTERS FOR EXECUTIVE SESSION

Personnel: 1

Advice of Counsel: 1

Litigation: 2

On motion duly made and seconded,
with all members voting in favor,
the Meeting was closed at 7:23 PM



February 15, 2023

Revised
2023 - - 065

AUTHORIZATION TO HIRE, RALPH LABARBERA, AS A LABORER IN THE GENERAL
TOWN AND BUILDING DIVISION OF THE DEPARTMENT OF PUBLIC WORKS

On motion of Councilwoman Evangelista, seconded by Councilwoman Brown,

it was,

RESOLVED to accept the request by, Personnel Manager, to hire Ralph LaBarbera, as a Laborer in the General Town and Building Division of the Department of Public Works, effective February 21, 2023. The budgeted, annual salary at 80% for this position is \$67,394.00.

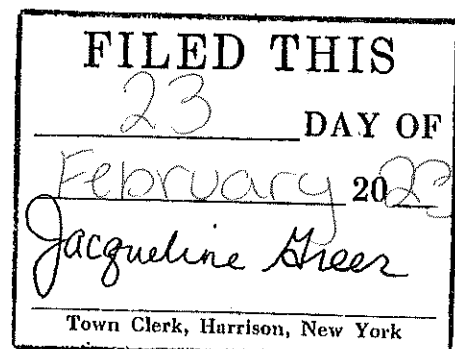
FURTHER RESOLVED to forward a copy of this Resolution to the Department of Public Works, the Personnel Manager and the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 066

AUTHORIZATION TO RAISE CAP ON LEGAL FEES

On motion of Councilwoman Brown, seconded by Councilman Sciliano,

it was,

RESOLVED to raise cap on Legal Fees to \$35,000 in the matter of Safe Drinking Water Act Investigation.

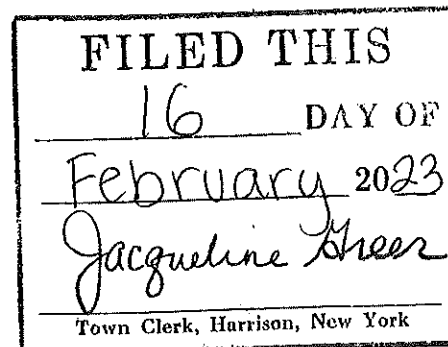
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Law Department.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



February 15, 2023

2023 - - 067

AUTHORIZATION TO RAISE CAP ON LEGAL FEES

On motion of Councilwoman Brown, seconded by Councilman Sciliano,

it was,

RESOLVED to raise cap on Legal Fees to \$35,000 in the matter of 249 Halstead Avenue
Condemnation.

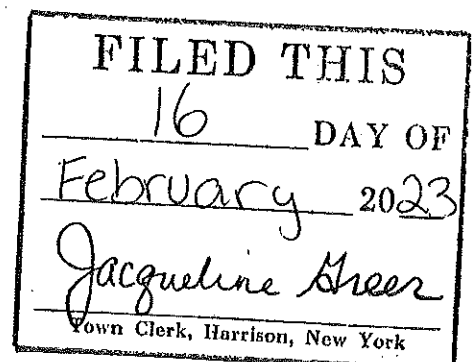
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Law
Department.

Adopted by the following vote:

AYES: Councilpersons Brown, Evangelista and Sciliano
Supervisor Dionisio

NAYS: None

ABSENT: Councilwoman Leader



There being no further matters to come before the Board,
the Meeting was, on motion duly made and seconded,
declared closed 7:52 PM.

Respectfully submitted,

Jacqueline Greer
Town Clerk

