

October 17, 2018

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, October 17, 2018 at 7:00 PM Eastern Standard Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Ronald Belmont Supervisor

Richard Dionisio.....)

Frank Gordon.....). Councilpersons

Stephen Malfitano)

Fred Sciliano)

ALSO ATTENDING:

Frank Allegretti Town Attorney

Jonathan Kraut..... Village Attorney

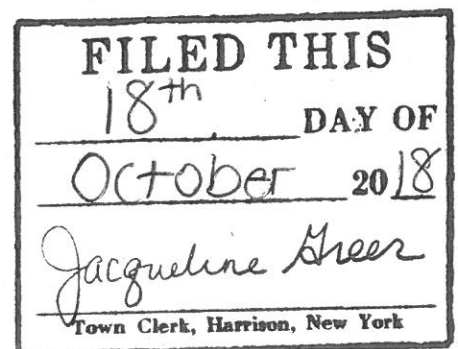
Michael Amodeo..... Town Engineer

October 17, 2018

2018 - - 407

CERTIFICATE OF ACHIEVEMENT PRESENTED TO DAVE BIGELOW
FOR THE INSTALLATION OF A LITTLE FREE LIBRARY ON HIS PROPERTY

Supervisor Belmont said tonight he was recognizing a Harrison citizen for his outstanding service to the community. On behalf of the entire Town Board, the Supervisor presented a Certificate of Appreciation to Dave Bigelow for his installation of a Little Free Library on his property on Harrison Avenue. This summer, the library put Little Lending Libraries throughout town at the swimming pools and a park. It has become a very successful program. David put one of the mini libraries in his front yard.



October 17, 2018

2018 -- 408

PRESENTATION BY LIBRARY DIRECTOR GALINA CHERNYKH
ON THE HARRISON LIBRARY'S UPCOMING PROGRAMS

Library Director Galina Chernykh invited the community to an upcoming "Meet the Authors" event at the Library. It will take place on Saturday, October 20th from 10:00 AM to 5:00 PM. There will be 15 authors coming to the library to discuss their books.

FILED THIS	
18 th	DAY OF
October	2018
Jacqueline Greer	
Town Clerk, Harrison, New York	

October 17, 2018

2018 - - 409

ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilman Gordon, seconded by Councilman Dionisio,
it was

RESOLVED to accept the following correspondence and reports:

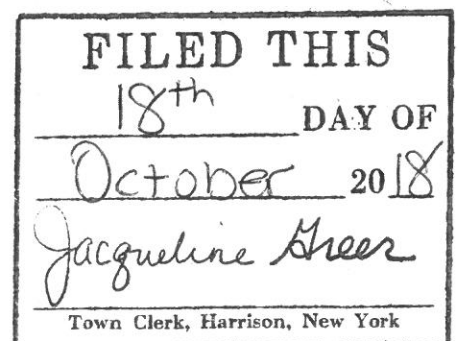
1. Monthly report by the Superintendent of Recreation for September 2018
2. Monthly report by the Town Clerk for September 2018
3. Monthly report by the Acting Fire Marshal for September 2018
4. Monthly report by the Receiver of Taxes for September 2018
5. Monthly report by the Building Inspector for September 2018
6. Monthly report by the Commissioner of Public Works for September 2018
7. Monthly report by the Harrison Police Department for September 2018

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 -- 410

APPROVAL TO APPOINT TO THE SEASONAL AVAILABILITY LIST
FOR THE DEPARTMENT OF PUBLIC WORKS

On motion of Councilman Sciliano, seconded by Councilman Malfitano,

it was

RESOLVED to accept the request by Personnel Manager, Debra Scocchera, to hire up to 20 seasonal employees for leaf removal in the Department of Public Works at a rate of \$13 per hour, effective October 22, 2018. Funding for these positions is available in the Highway Department Operating Budget, account #003-5142-100-0172.

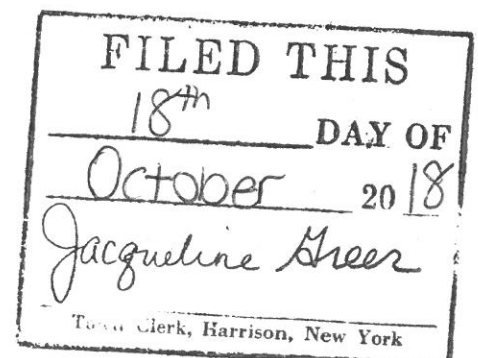
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Personnel Manager and Commissioner of Public Works.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 411

APPROVAL TO APPOINT STEVEN SULLIVAN AS
AN ALTERNATE CROSSING GUARD

On motion of Councilman Gordon, seconded by Councilman Dionisio,

it was

RESOLVED to accept the request by Personnel Manager, Debra Scocchera, for approval to hire Stephen Sullivan as an Alternate Crossing Guard at \$20.70 hourly, effective immediately. Mr. Sullivan has filed and completed all required Civil Service paperwork through the Personnel Department and his status has been approved for hiring.

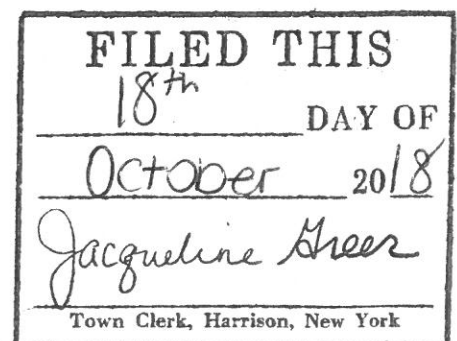
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Personnel Manager, and Chief of Police.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 412

APPROVAL TO APPOINT JAMES KNUDSEN AS A
SEASONAL PART-TIME EMPLOYEE FOR THE RECREATION DEPARTMENT

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to accept the request by Personnel Manager, Debra Scocchera, for approval to hire James Knudsen as a seasonal part-time employee for the Recreation Department at an hourly rate of \$11.00, effective October 22, 2018.

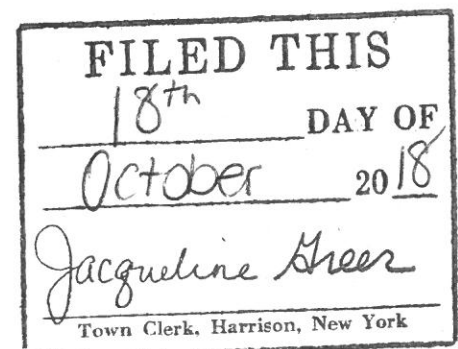
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Personnel Manager and the Superintendent of Recreation.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 413

APPROVAL TO APPOINT JESSICA A. GRUTTERIA
AS A PART-TIME INTERMEDIATE CLERK

On motion of Councilman Gordon, seconded by Councilman Sciliano,

it was

RESOLVED to accept the request by Personnel Manager, Debra Scocchera, for approval to hire Jessica A. Grutteria as a Part-Time Intermediate Clerk at an hourly rate of \$11.00, effective October 22, 2018.

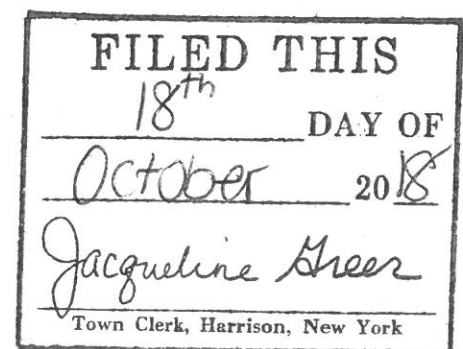
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and Personnel Manager.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 414

APPROVAL TO REMOVE 8 FLAGLER DRIVE PARCEL ID 0545-88
FROM THE TAX LEVY

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to accept the request by Receiver of Taxes, Michael Giordano, for approval to remove 8 Flagler Drive, Parcel ID: 0545-088 from the tax levy. The following amount has been assessed and therefore needs to be removed.: 2018-2019 School Tax of \$41,001.73. Documentation has been provided authorizing the exemption of all property taxes.

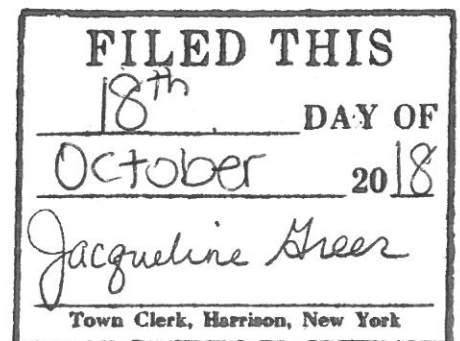
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Assessor and Receiver of Taxes.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 -- 415 -- A
AUTHORIZATION OF A BUDGET TRANSFER

On motion of Councilman Malfitano, seconded by Councilman Gordon,
it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie for the following
budget transfer:

Increase:
001-1420-100-0210 685
Law-Furniture and Furnishings

Decrease
001-1420-100-0428 685
Law-Legal Notices

Requesting a budget transfer of available funds in the Law Dept Legal
Notices budget line to Law Dept Furniture and Furnishings budget line to
purchase 2 cabinets for the office.

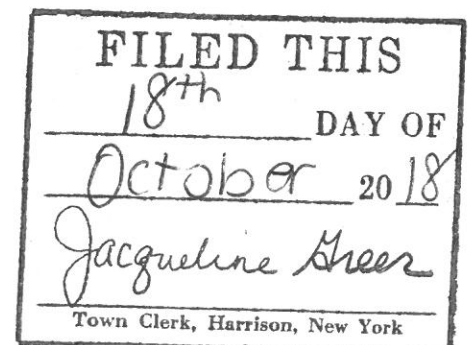
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
 Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 415 - - B
AUTHORIZATION OF A BUDGET TRANSFER

On motion of Councilman Sciliano, seconded by Councilman Dionisio,
it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie for the following budget transfer:

Increase:
010-3410-100-0407 22,000
Fire #1-Special Services

Decrease:
010-3410-100-0240 22,000
Fire#1-Other Equipment

Requesting a budget transfer of available funds in the Fire District #1
Other Equipment budget line to Fire District#1 Special Services budget
line to cover the Building Study costs.

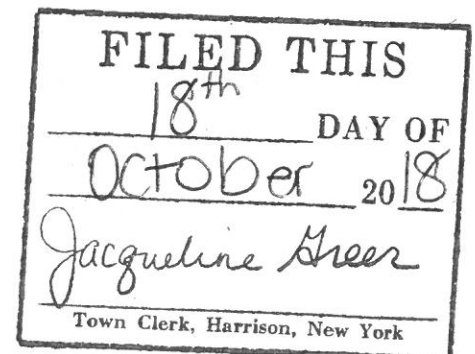
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
 Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 -- 415 -- C
AUTHORIZATION OF A BUDGET TRANSFER

On motion of Councilman Sciliano, seconded by Councilman Dionisio,
it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie for the following
budget transfer:

Increase:
010-3410-100-0402 11,000
Fire #1-Equipment Mtce. And Repairs

Decrease:
010-3410-100-0240 11,000
Fire#1-Other Equipment

Budget Transfer is for the emergency hydraulic repairs on Tower Ladder 9

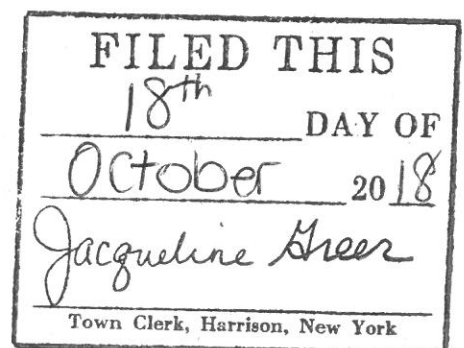
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 -- 415 -- D
AUTHORIZATION OF A BUDGET TRANSFER

On motion of Councilman Gordon, seconded by Councilman Sciliano,
it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie for the following
budget transfer:

Increase:
001-1440-100-0407 45,000
Engineer-Special Services

Decrease:
001-1440-100-0102 45,000
Engineer-Salaries

Budget transfer of available funds in the Engineer Salary line to Engineer
Special Service Line to cover cost of outside consultants for special
projects.

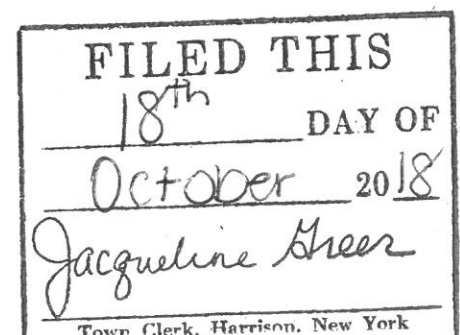
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
 Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 416

APPROVAL OF AN ARCHITECTURAL PROPOSAL
FROM SULLIVAN ARCHITECTURE PC

On motion of Councilman Sciliano, seconded by Councilman Malfitano,
it was

RESOLVED to accept the request by Fire Chief Frank Forgione of Fire District #1 for approval of an architectural proposal from Sullivan Architecture PC for a master plan of the building and site for renovations and additions in an amount for Phase I Pre-Design of \$5,500 and Phase II Master Plan Design of \$16,500 for a total cost of \$22,000. Funding is available in the Fire District #1 Capital Building Account.

FURTHER RESOLVED for the Supervisor to sign the agreement.

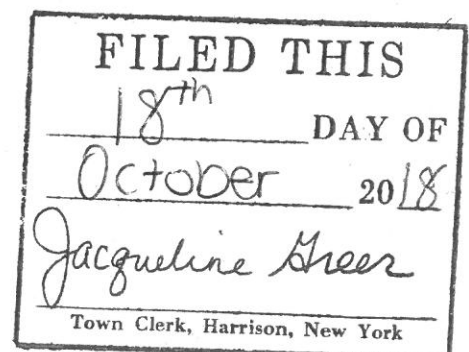
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Law Department, and Fire Chief of Fire District #1.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 417

APPROVAL FOR TOWN ENGINEER MIKE AMODEO
TO ATTEND THE NEW JERSEY ASSOCIATION OF FLOOD PLAIN MANAGERS
ANNUAL CONFERENCE

On motion of Councilman Sciliano, seconded by Councilman Dionisio,

it was

RESOLVED to accept the request by Town Engineer, Mike Amodeo, for approval to attend the New Jersey Association of Flood Plain Managers Annual Conference in Atlantic City from October 23-25, 2018 at a cost not to exceed \$1,000.00. This is a budgeted item.

FURTHER RESOLVED to use Town vehicle for transportation to and from the conference.

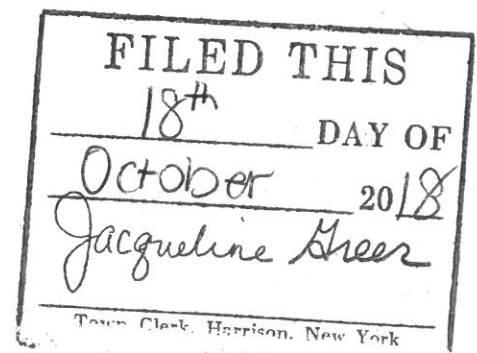
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Town Engineer.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 418

APPROVAL TO AWARD THE BID FOR 2018 STREET LINE PAINTING
TO SAFETY MARKING, INC.

On motion of Councilman Sciliano, seconded by Councilman Gordon,

it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie, to award the bid for 2018 Street Line Painting to Safety Marking, Inc., 255 Hancock Avenue, Bridgeport, Connecticut 06605, at a net bid price of \$19,310.00.

FURTHER RESOLVED for the Purchasing Department to issue a purchase order in an amount not to exceed \$19,310.00 payable to Safety Marking, Inc. Funding for this project is available in the 2018 Traffic Department Budget Account #001-3310-100-04-07.

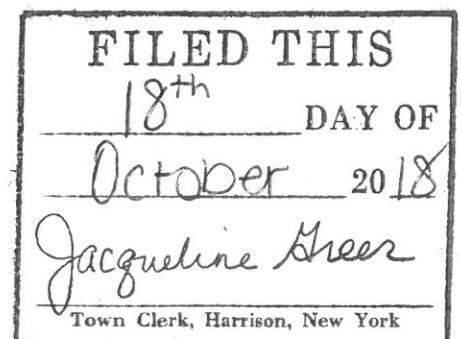
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Purchasing Department, and Chief of Police.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 419

NOTIFICATION OF A BUILDING PERMIT APPLICATION FOR 74-76
ELLSWORTH AVENUE, BLOCK 387, LOT 5.1 LOCATED WITHIN
FEMA DESIGNATED FLOOD PLAINS

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to approve a building permit application for 74-76 Ellsworth Avenue, Block 387, Lot 5.1 located within FEMA designated flood plains as follows:

The above referenced sites are located within FEMA designated Flood Plains. Harrison Town Code Section 235-32-B states:

"All plans for buildings built in flood areas as defined above shall be transmitted to the Town Engineer for a recommendation as to the minimum floor level of the building and the final grading of the property. Such recommendation must be confirmed by a resolution of the Town Board prior to the issuance of a building permit conforming to the recommendations".

Pursuant to Town Code, our recommendations for the development of this property are as follows:

The existing FEMA Flood Plain Elevation at this property is 63.7 feet (NGVD 1988), as shown on the FEMA Flood Insurance Study dated September 28, 2007

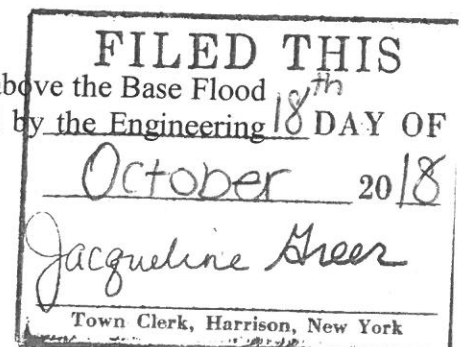
The proposed First Floor Elevation shall be 70.67 feet as shown on site plans revised October 11, 2018, prepared by Stephen Marchesani.

The proposed Garage Floor Elevation shall be 61.67 feet as shown on site plans revised October 11, 2018, prepared by Stephen Marchesani.

As reflected in the above mentioned plan, there shall be no grade change permitted on this property.

An as-built survey from a New York State Licensed Surveyor will be required. The as-built shall include the flood plain elevation, and all floor elevations. As-built must also show compliance with Town building height regulations, as well as surface information verifying no grade change. This survey must be submitted to and approved by this department prior to issuance of a Certificate of Occupancy.

In order to verify the structure and all utilities have been built safely above the Base Flood Elevation, an Elevation Certificate must be submitted and approved by the Engineering Department prior to issuance of a Certificate of Occupancy.



October 17, 2018

2018 - - 419 (Continued)

Flood resistant materials must be used within all areas permitted below the Base Flood Elevation. All building materials and utilities below this level must be certified by the design professional upon completion of construction.

Enclosed areas within a Floodplain are designed to be flooded, and can be used only for parking vehicles, storage, or access to the elevated living area. A Non Conversion agreement must be submitted and signed by the property owner prior to issuance of a Certificate of Occupancy.

FURTHER RESOLVED that the Town Board approve the recommendations of the Town Engineer for development of 74-76 Ellsworth Avenue, Block 387, Lot 5.1.

FURTHER RESOLVED to forward a copy of this Resolution to Town Engineer and Building Inspector.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None

FILED THIS

18th

DAY OF

October 2018

Jacqueline Greer
Town Clerk, Harrison, New York

October 17, 2018

2018 - - 420

NOTIFICATION OF A BUILDING PERMIT APPLICATION FOR
83 WEBSTER AVENUE, BLOCK 264, LOT 7 LOCATED WITHIN
FEMA DESIGNATED FLOOD PLAINS

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to approve a building permit application for 83 Webster Avenue, Block 264, Lot 7 located within FEMA designated flood plains as follows:

The above referenced sites are located within FEMA designated Flood Plains. Harrison Town Code Section 235-32-B states:

"All plans for buildings built in flood areas as defined above shall be transmitted to the Town Engineer for a recommendation as to the minimum floor level of the building and the final grading of the property. Such recommendation must be confirmed by a resolution of the Town Board prior to the issuance of a building permit conforming to the recommendations".

Pursuant to Town Code, our recommendations for the development of this property are as follows:

The existing FEMA Flood Plain Elevation at this property is 63.3 feet (NGVD 1988), as shown on the FEMA Flood Insurance Study dated September 28, 2007

The proposed First Floor Elevation shall be 72.08 feet as shown on site plans revised September 4, 2018, prepared by RMG Architects.

The proposed Garage Floor Elevation shall be 62.86 feet as shown on site plans revised September 4, 2018, prepared by RMG Architects.

As reflected in the above mentioned plan, there shall be no grade change permitted on this property.

An as-built survey from a New York State Licensed Surveyor will be required. The as-built shall include the flood plain elevation, and all floor elevations. As-built must also show compliance with Town building height regulations, as well as surface information verifying no grade change. This survey must be submitted to and approved by this department prior to issuance of a Certificate of Occupancy.

In order to verify the structure and all utilities have been built safely above the Base Flood Elevation, an Elevation Certificate must be submitted and approved by the Engineering Department prior to issuance of a Certificate of Occupancy.

FILED THIS
18 th DAY OF
October 2018
Jacqueline Sheer
Town Clerk, Harrison, New York

October 17, 2018

2018 - - 420 (Continued)

Flood resistant materials must be used within all areas permitted below the Base Flood Elevation. All building materials and utilities below this level must be certified by the design professional upon completion of construction.

Enclosed areas within a Floodplain are designed to be flooded, and can be used only for parking vehicles, storage, or access to the elevated living area. A Non Conversion agreement must be submitted and signed by the property owner prior to issuance of a Certificate of Occupancy.

FURTHER RESOLVED that the Town Board approve the recommendations of the Town Engineer for development of 83 Webster Avenue, Block 264, Lot 7.

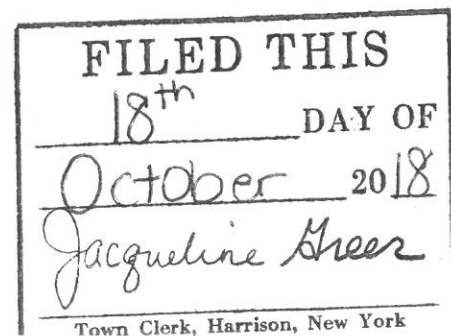
FURTHER RESOLVED to forward a copy of this Resolution to Town Engineer and Building Inspector.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 -- 421

NOTIFICATION OF A BUILDING PERMIT APPLICATION FOR
62 WEBSTER AVENUE, BLOCK 385, LOT 21 LOCATED WITHIN
FEMA DESIGNATED FLOOD PLAINS

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to approve a building permit application for 62 Webster Avenue, Block 385, Lot 21 located within FEMA designated flood plains as follows:

The above referenced sites are located within FEMA designated Flood Plains. Harrison Town Code Section 235-32-B states:

"All plans for buildings built in flood areas as defined above shall be transmitted to the Town Engineer for a recommendation as to the minimum floor level of the building and the final grading of the property. Such recommendation must be confirmed by a resolution of the Town Board prior to the issuance of a building permit conforming to the recommendations".

Pursuant to Town Code, our recommendations for the development of this property are as follows:

The existing FEMA Flood Plain Elevation at this property is 63.3 feet (NGVD 1988), as shown on the FEMA Flood Insurance Study dated September 28, 2007

The proposed First Floor Elevation shall be 71.5 feet as shown on site plans revised August 30, 2018, prepared by RMG Architects.

The proposed Garage Floor Elevation shall be 62.5 feet as shown on site plans revised August 30, 2018, prepared by RMG Architects.

As reflected in the above mentioned plan, there shall be no grade change permitted on this property.

An as-built survey from a New York State Licensed Surveyor will be required. The as-built shall include the flood plain elevation, and all floor elevations. As-built must also show compliance with Town building height regulations, as well as surface information verifying no grade change. This survey must be submitted to and approved by this department prior to issuance of a Certificate of Occupancy.

FILED THIS
18 th DAY OF
October 2018
Jacqueline Greer
Town Clerk, Harrison, New York

October 17, 2018

2018 - - 421 (Continued)

In order to verify the structure and all utilities have been built safely above the Base Flood Elevation, an Elevation Certificate must be submitted and approved by the Engineering Department prior to issuance of a Certificate of Occupancy.

Flood resistant materials must be used within all areas permitted below the Base Flood Elevation. All building materials and utilities below this level must be certified by the design professional upon completion of construction.

Enclosed areas within a Floodplain are designed to be flooded, and can be used only for parking vehicles, storage, or access to the elevated living area. A Non Conversion agreement must be submitted and signed by the property owner prior to issuance of a Certificate of Occupancy.

FURTHER RESOLVED that the Town Board approve the recommendations of the Town Engineer for development of 62 Webster Avenue, Block 385, Lot 21.

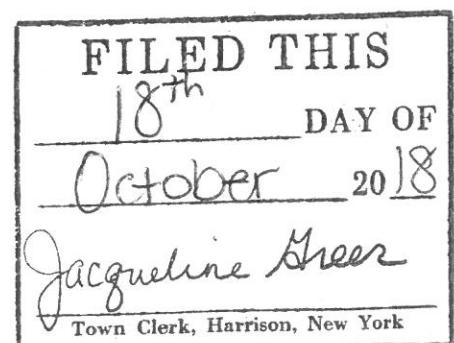
FURTHER RESOLVED to forward a copy of this Resolution to Town Engineer and Building Inspector.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 422

NOTIFICATION OF A BUILDING PERMIT APPLICATION FOR
70-72 ELLSWORTH AVENUE, BLOCK 387, LOT 5 LOCATED WITHIN
FEMA DESIGNATED FLOOD PLAINS

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to approve a building permit application for 70-72 Ellsworth Avenue, Block 387, Lot 5 located within FEMA designated flood plains as follows:

The above referenced sites are located within FEMA designated Flood Plains. Harrison Town Code Section 235-32-B states:

"All plans for buildings built in flood areas as defined above shall be transmitted to the Town Engineer for a recommendation as to the minimum floor level of the building and the final grading of the property. Such recommendation must be confirmed by a resolution of the Town Board prior to the issuance of a building permit conforming to the recommendations".

Pursuant to Town Code, our recommendations for the development of this property are as follows:

The existing FEMA Flood Plain Elevation at this property is 63.7 feet (NGVD 1988), as shown on the FEMA Flood Insurance Study dated September 28, 2007

The proposed First Floor Elevation shall be 71.0 feet as shown on site plans revised October 11, 2018, prepared by Stephen Marchesani.

The proposed Garage Floor Elevation shall be 62.0 feet as shown on site plans revised October 11, 2018, prepared by Stephen Marchesani.

As reflected in the above mentioned plan, there shall be no grade change permitted on this property.

An as-built survey from a New York State Licensed Surveyor will be required. The as-built shall include the flood plain elevation, and all floor elevations. As-built must also show compliance with Town building height regulations, as well as surface information verifying no grade change. This survey must be submitted to and approved by this department prior to issuance of a Certificate of Occupancy.

In order to verify the structure and all utilities have been built safely above the Base Flood Elevation, an Elevation Certificate must be submitted and approved by the Engineering Department prior to issuance of a Certificate of Occupancy.

FILED THIS
18 th DAY OF
October 2018
<i>Jacqueline Sheer</i>
Town Clerk, Harrison, New York

October 17, 2018

2018 - - 422 (Continued)

Flood resistant materials must be used within all areas permitted below the Base Flood Elevation. All building materials and utilities below this level must be certified by the design professional upon completion of construction.

Enclosed areas within a Floodplain are designed to be flooded, and can be used only for parking vehicles, storage, or access to the elevated living area. A Non Conversion agreement must be submitted and signed by the property owner prior to issuance of a Certificate of Occupancy.

FURTHER RESOLVED that the Town Board approve the recommendations of the Town Engineer for development of 70-72 Ellsworth Avenue, Block 387, Lot 5.

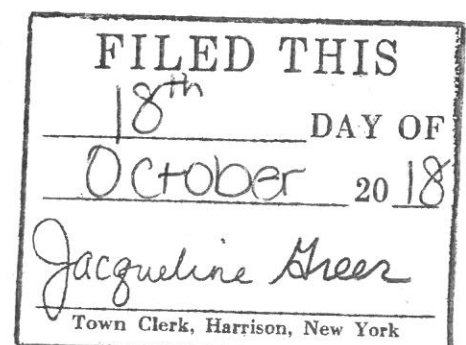
FURTHER RESOLVED to forward a copy of this Resolution to Town Engineer and Building Inspector.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

2018 - - 423

AUTHORIZATION FOR FOUR LIEUTENANTS TO ATTEND THE
18TH ANNUAL POLICE INTERACTIVE TRAINING CONFERENCE-
STALKING, CYBER SNIFFING AND SEX TRAFFICKING

On motion of Councilman Sciliano, seconded by Councilman Malfitano,

it was

RESOLVED to accept the request by Chief of Police, Joseph Yasinski, for 4 Lieutenants to attend the 18th Annual Police Interactive Training Conference- Stalking, Cyber Sniffing & Sex Trafficking on October 25th, 2018 at Manhattanville College, hosted by the Westchester County Office for Women. The cost of this training program will be a total of \$140.00. This is a budgeted item and funds are available in the Schooling Budget Line #001-3120-100-0415.

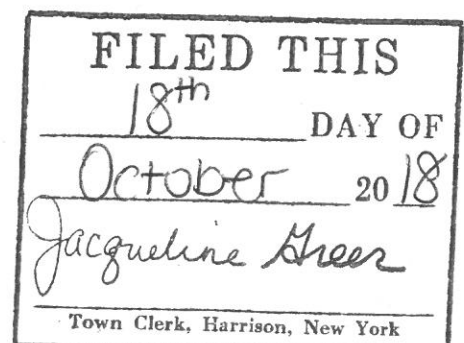
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and Chief of Police.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

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AUTHORIZATION OF A BUDGET TRANSFER

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie for the following budget transfer:

Increase:	
001-7020-100-0130	31,433
Recreation-Part Time Salaries	
Decrease:	
001-7020-100-0416	10,000
Recreation-Rentals	
001-7020-100-0407	10,000
Recreation-Special Services	
001-7020-100-0410	3,988
Recreation-Materials and Supplies	
001-7020-100-0446	2,445
Recreation-Joint Recreation Program	
001-7020-100-0494	5,000
Recreation-Refurbishing Courts/Floors	
Total:	31,433

Transfer to cover overages for Part Time Recreation Employees.

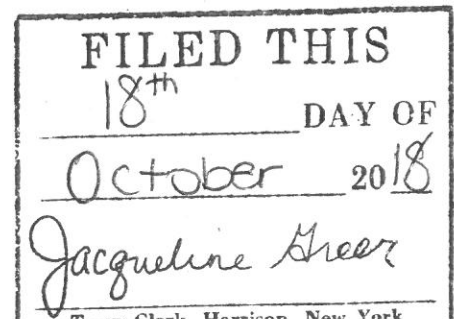
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



October 17, 2018

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APPROVAL OF A ZONING MAP AMENDMENT

Supervisor Belmont said this came up a few meetings ago and we held a public hearing.

Councilman Malfitano explained there was some misunderstanding in the way this was presented. He now understood that the lot is not a substandard lot and by doing this, the Town is not causing any irregularity or any requirement for a zoning variance. If the property owner chose to locate the house differently than what is called for under zoning, then it would be something that would have to be brought to the Zoning Board. The issue with the neighbor, as he understood, was no longer an issue. He was satisfied and made the motion to approve.

Supervisor Belmont said he wanted to add that this had a favorable recommendation from the Planning Board.

Councilman Gordon was concerned because the Board had a lot of information that was shared with them at this level that he didn't think was presented at the Planning Board level. He was concerned with the Planning Board recommendation because in some way they had less information than the Board had.

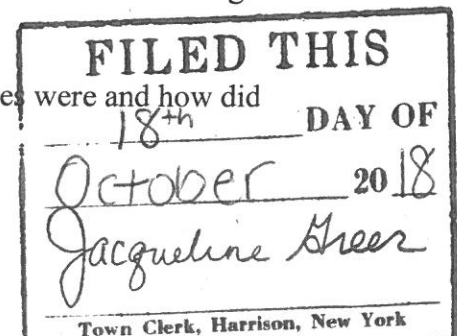
Village Attorney Kraut asked Councilman Gordon what information did the Town Board have that the Planning Board didn't?

Councilman Gordon said Council gave a detailed presentation here and submitted a letter to the Town Board; none of which went to the Planning Board. Councilman Gordon suggested the Board send this back to the Planning Board for reconsideration given the additional information that was presented here.

Village Attorney Kraut said the only concern he would share with the Town Board is that Mr. Gordon said there was a presentation at this Board that wasn't shared with the Planning Board. He pointed out that the Town Board has no requirement to refer something for review to the Planning Board and whatever presentation given there be replicated here or visa versa. If there is something specific to this application that one of a Board Member thinks or knows was not brought up there and brought up here, that would be the basis upon which he would deliberate or decide it; not just on the fact that presentations were different.

Councilman Gordon explained that this was the point he was making. There were different points made to the Board that were not brought to the attention of the Planning Board, so the Planning Board likely did not consider them.

Councilman Malfitano asked Councilman Gordon what the differences were and how did he think they could potentially affect the outcome?



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Councilman Gordon replied to Councilman Malfitano by explaining that the neighbor had Council here and Council gave the Town Board a detailed letter containing arguments against the zoning map amendment that were not provided to the Planning Board.

Councilman Malfitano replied to Councilman Gordon explaining that people make arguments; he wanted specific facts. He wanted to know based on what Councilman Gordon reviewed and everything he heard, as a matter of fact, what specific differences exist that would give cause or reason for the Board to send this back to the Planning Board.

Councilman Gordon said he thinks the Planning Board glossed over the license issue with the sewer line.

Councilman Malfitano replied to Councilman Gordon saying that is not the Planning Board's business. That is the business of two parties to the agreement.

Councilman Gordon replied to Councilman Malfitano that he disagreed with that. There is a consideration of what is the impact on the neighborhood and if it has a detrimental impact on the neighbors in that part of the neighborhood. He wanted the Planning Board to possibly take that into account.

Councilman Malfitano replied to Councilman Gordon saying the Board should not get in a private matter. Councilman Malfitano wanted to know if Councilman Gordon had anything else.

Councilman Gordon replied to Councilman Malfitano saying that the legal council gave an extensive presentation to this Board about its recommendations as to why this zoning change wouldn't be appropriate. As far as Councilman Gordon knew, those arguments weren't made in front of the Planning Board. Councilman Gordon suggested the Planning Board, in some sense, approved this request without full information. The difference of information is that the Board relies on the Planning Board for their expertise on these matters. If they don't have all the information and give this Board a recommendation, then the information has not been exercised to its full potential. Councilman Gordon did not want to set a precedent, it would be his preference to send this back for reconsideration by the Planning Board since it is already on the agenda, one week away, it is not going to be an undo burden on anyone.

Councilman Sciliano said he was concerned about the sewer line, but the Board had documentation. The neighbor knew when they bought the house that the sewer was not on his property. Councilman Sciliano didn't think that would sway the Planning Board either way. He believed that what was created on Orchard Street is like the other lots on

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that street. Councilman Sciliano didn't want to set a precedent to send this back to the Planning Board because he opined that they had all the information.

Supervisor Belmont explained that much of the information that was presented to this Board was not relevant for the Planning Board. There were matters between neighbors not relevant to the Planning Board.

Councilman Malfitano explained that if one is sitting on the Planning Board and reviewing this, they are looking at simply the movement of a lot line and the creation of a new lot, followed by the rezoning of that lot. In the process of moving the lot line, then they weigh in on the process of rezoning that particular remaining parcel. The Planning Board's responsibility is to make a determination as to whether or not there is any adverse condition. Having nothing to do with private matters, but in the process itself, they make a determination.

On motion of Councilman Malfitano, seconded by Councilman Dionisio,

it was

RESOLVED to approve a Zoning Map Amendment for the premises located at 280 Harrison Avenue, Parcel ID: Block 251, Lot 37 to re-map a .11 acre portion of the .3436 acre premises from the R-75 One Family Residence District to the R-50 One Family Residence District in accordance with Section 235-77 of the Zoning Code of the Town/Village of Harrison.

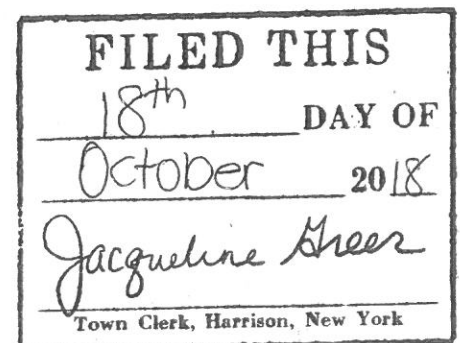
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and Zoning Board Secretary.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Malfitano and Sciliano
Supervisor Belmont

NAYS: Councilman Gordon

ABSENT: None



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AUTHORIZATION TO SCHEDULE A PUBLIC HEARING

On motion of Councilman Malfitano, seconded by Councilman Dionisio,

it was

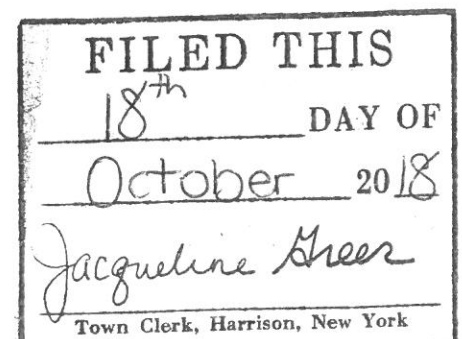
RESOLVED to accept the request to schedule a Public Hearing on Thursday, November 1, 2018 pursuant to Article 2, Section 10 and Article 3, Section 20 of the Municipal Home Rule Law, by adding Article II entitled "Sewer Rents" to Chapter 228 entitled "Wastewater System."

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

The question of the adoption of the foregoing order was duly put to a vote on roll, which resulted as follows:

Supervisor Belmont	VOTING	AYE
Councilman Dionisio	VOTING	AYE
Councilman Gordon	VOTING	AYE
Councilman Malfitano	VOTING	AYE
Councilman Sciliano	VOTING	AYE

The order was thereupon declared duly adopted.



October 17, 2018

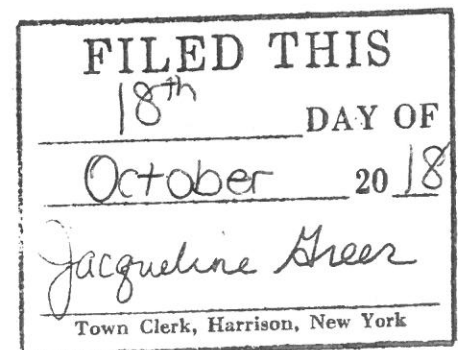
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MATTERS FOR EXECUTIVE SESSION

Litigation: 1

Personnel: 1

On motion duly made and seconded,
with all members voting in favor,
the Meeting was recessed to Executive Session at 7:39 PM.



October 17, 2018

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AUTHORIZATION TO RAISE CAP ON LEGAL FEES
IN THE MATTER OF SCAVONE V. TOWN OF HARRISON

On motion of Councilman Gordon, seconded by Councilman Malfitano,

it was

RESOLVED to raise cap on legal fees in the matter of Scavone v. Town Of Harrison to \$25,000.

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

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None

There being no further matters to come before the Board,
the Meeting was, on motion duly made and seconded,
declared closed at 8:20 PM.

Respectfully submitted,

Jacqueline Greer
Town Clerk

