

June 21, 2012

A regular meeting of the Town Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on Thursday, June 21, 2012 at 7:30 PM. Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Ronald Belmont ..... Supervisor

Marlane Amelio ..... )

Joseph Cannella ..... ) ..... Councilpersons

Fred Sciliano ..... )

Stephen Malfitano ..... arrived at 8:15 pm.

ALSO ATTENDING:

Jonathan Kraut ..... Village Attorney

Christopher Cipolla ..... Deputy Village Attorney

Anthony Marraccini ..... Chief of Police

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FILED THIS

9<sup>th</sup>

DAY OF

July

2012

Jacqueline Greer

Town Clerk, Harrison, New York

June 21, 2012

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PRESENTATION OF ACHIEVEMENT AWARD BY SUPERVISOR RON BELMONT  
TO HARRISON STUDENT'S EMMA ADLER AND NIKKI ERLICK

Supervisor Belmont presented Achievement Awards to two Harrison students, Emma Adler from Harrison High School and Nikki Erlick from the School of the Holy Child, for reaching the highest ranks within the National Merit Scholarship program. The entire Board offered congratulations on an outstanding job.

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FILED THIS
9 <sup>th</sup> DAY OF
July 2012
Jacqueline Greer
Town Clerk, Harrison, New York

June 21, 2012

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ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the following correspondence and reports:

- 1a. Monthly report by the Building Inspector for May 2012.
- 1b. Monthly report by the Commissioner of Public Works for May 2012.
- 1c. Monthly report by the Receiver of Taxes for May 2012.
- 1d. Monthly report by the Superintendent of Recreation for May 2012.

Adopted by the following vote:

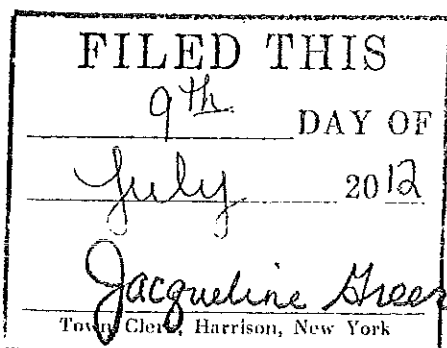
AYES: Councilpersons Amelio, Cannella and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: Councilman Malfitano

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Councilman Malfitano arrived at 8:15 pm.

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PUBLIC HEARING RE: PROPOSED LOCAL LAW REPEALING CHAPTER 183,  
ENTITLED "PEDDLING AND SOLICITING" AND ENACTING A NEW CHAPTER 183  
ENTITLED "PEDDLING, SOLICITING AND DO NOT KNOCK REGISTRY"

On motion of Councilman Cannella, seconded by Councilwoman Amelio, with all members voting in favor, the Hearing was opened.

Village Attorney Jonathan Kraut said this is a type two action under SEQRA so it is strictly a policy type decision and does not require a determination under SEQRA. I would suggest you open the Public Hearing and then we can take any comments and then discuss it.

Supervisor Belmont asked if anyone would like to speak on the Peddling, Soliciting and Do Not Knock Registry.

Chief Marraccini said he had a few comments that he would like to run through. The first being that identification badge needs to be defined. Village Attorney Kraut determined that Chief Marraccini did not have the final version of the draft. Chief Marraccini said that additionally for them to do the record checks it was going to cost some money so we would have to charge a fee for that. It will probably cost the police department \$95 for a records check. There's also some language he would like to see changed.

Village Attorney Kraut asked the Chief, so that we are all clear, we are talking about the criminal history check?

Chief Marraccini said yes. The other item I would like to add is the words police department to where it says "such other verifying information as may be reasonably required by the town clerk".

Town Clerk Greer stated that we are charging a \$150 permit fee per solicitor on top of the \$150 application fee.

Chief Marraccini just wanted to make sure the Board was aware that this fee would have to cover the cost to run the criminal history check.

Councilman Cannella asked the Chief if they were currently doing criminal background checks and the Chief replied we are not.

Chief Marraccini also asked if the times have been modified from the copy he has.

Supervisor Belmont replied that the times have been modified from 10:00 a.m. to 7:00 p.m. or sunset, whichever is first. Chief Marraccini also said that there is a section that states No Peddling 250 feet from any store within the town. The only conflict I see with that is potentially,

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on Harrison Day, if we still allow vendors or solicitors or peddlers to engage in activity on Halstead or Harrison Avenues during the parade. I am just making you aware of this so if that is the law that you enforce that.

Supervisor Belmont said I'm sure you know my feelings on that.

Town Clerk Greer said she was made aware that there were some issues last year so she wasn't sure if they would even be issuing those permits.

Chief Marraccini had one other suggested change. He said, where it states the applicant will take their paperwork to the police station for their review, I would rather have it forwarded from the Town Clerk so it maintains some continuity, so we don't have to worry about documents being altered.

Town Clerk Greer said that would not be a problem. Her office would send it over to them directly.

Village Attorney Kraut said to the Chief, on the hours, were you making a suggestion to change the hours, under subsection E, under time limitations?

Chief Marraccini replied that if the Board has already reviewed them, the copy I have is not an up to date copy, they are fine.

Village Attorney Kraut said as far as parade days or special event days I think you can tackle it by exemption for specified events, or if you want, you could put in a one day permit, or you could just leave it alone and the law that you adopt would cover it.

Supervisor Belmont said that in the past they would get their permits in January and they would be good for a year, and if there was another event in that year they could use it.

Councilwoman Amelio said she wanted the public to be aware that there had been some discussion on the length of the hours. She asked Attorney Kraut to explain.

Village Attorney Kraut replied that essentially most folks don't like to get interrupted when they are finally home from work, having dinner, relaxing, relating to their family, etc. and there were several Board members who were in favor of hours that would essentially focus on the business day and would curtail any ability for someone to make their solicitation after lets say 5:00 p.m. The problem with laws like that is, essentially all you are doing is not being up front; you are saying we just don't want anyone to solicit residents because if you rang your typical residents door, during the day, you would either get no one or you would get a household helper perhaps, but not your target audience for whatever you were hawking. Does that sum it up?

Councilwoman Amelio said yes I think so. In essence we felt that allowing peddlers and solicitors to come for such a broad period of time kind of invalidates that whole theory of a

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"home should be your palace", yet we are allowing people to knock on our doors just when you are sitting down to eat. We had hoped we could have curtailed that window of opportunity for them and make it even smaller. We were told there could be some legal concerns with us narrowing it that far. Unfortunately we had no other choice but primarily go along with it, but as what was brought out by our Town Attorney and the Chief and our Town Clerk you simply register for the No Knock Registry and therefore avoid having anyone interrupt your meal or even enter your property. It is going to be essential that you come in once this law is adopted and sign up for the No Knock Registry.

Councilman Cannella said what we really tried to do here was to restrict this as much as possible but try to maintain a sustainable statute. The answer for people who really don't want to be disturbed, is to sign up for the No Knock Registry, which blocks 98% of this. That is really the way to take care of this. For those willing to have people knock on their door the police department will be running criminal checks and we will protect you to the extent that we can.

Councilwoman Amelio asked Town Clerk Greer if residents would be able to register on line.

Town Clerk Greer responded yes it will be on our website once it is filed with the State.

Village Attorney Kraut stated that it will also bare note for those residents that are hoping registering would be a complete panacea for ever being disturbed that that would not be the case. Charitable organizations, religious organizations and politicians will still be allowed to enter your property. What the registry is really for is for profit and commercial hawking, peddling and soliciting.

Councilman Cannella said that given the nature of the changes, which really is the definition of identification badges, which is administrative, and the fee, that we already have covered, and forwarding the applications by the Town Clerk, is really administrative, I think we could make those changes and vote on this now.

Village Attorney Kraut asked Supervisor Belmont if he could make the following suggestion: If you want, hold this hearing open, that does not mean that we can not conclude it this evening, but a least you could keep going with your agenda and I could take a look at this.

Supervisor Belmont said we will keep the hearing open while Attorney Kraut reviews it.

At this point Village Attorney Kraut reviewed the changes that Chief Marraccini requested and the meeting continued on with the next agenda item.

<b>FILED THIS</b>	
<i>9th</i>	DAY OF
<i>July</i>	2012
<i>Jacqueline Greer</i>	
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APPROVAL TO SCHEDULE A PUBLIC HEARING  
RE: SPECIAL EXCEPTION USE PERMIT  
TO CHANGE THE USE OF THE BUILDING FROM A COMMERCIAL USE  
TO A RESIDENTIAL USE WITHIN THE NB ZONING DISTRICT  
AT 197 HARRISON AVENUE

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request of Seth Mandelbaum, attorney with the firm of McCullough, Goldberger & Staudt, on behalf of their client Mark Spano, to schedule a Public Hearing on July 5, 2012, RE: A Special Exception Use Permit, to change the use of the building from a commercial use to a residential use at 197 Harrison Avenue amending the zoning change in the N.B. District.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Building Department and the Chairperson of the Planning and Zoning Boards.

Adopted by the following vote:

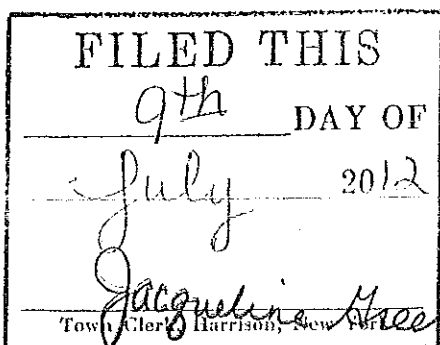
AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

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ADJOURNED: PUBLIC HEARING RE: LOCAL LAW AMENDING CHAPTER 235,  
ARTICLE ENTITLED "ZONING" SECTIONS 235-39, PRIVATE GARAGES OR OFF-  
STREET PARKING AREAS IN RESIDENTIAL DISTRICTS

On motion of Councilman Cannella, seconded by Councilwoman Amelio, with all members voting in favor, the Hearing was opened.

Harrison resident Emil Toso had a question about the hours that the new law will cover. In other words we are talking about commercial vehicles in residential lots and residential homes. There is nothing that says time on this. It is very difficult today to establish what business hours are. There are businesses in Harrison that are open until 11:00 p.m. There are some open seven days a week. What is the time schedule of this law?

Supervisor Belmont said there is no time for this law. This is for people that would like to park their small commercial vehicles in their driveways at their own residences. After the law we put into effect in January, many residents said they could not get to their job sites. The vehicle they use has commercial plates, even if it is their private vehicle, and or their family vehicle, to get back and forth to work and it has to have commercial plates. So therefore we are allowing them to now park in their driveways.

Harrison resident Emil Toso said the exception is the "B" zoned lots R50 and R75; in other words, that is where we are going to allow them to park one vehicle. All other areas are not going to be allowed to park at all. Is that correct?

Deputy Village Attorney Cipolla said correct. Commercial vehicles in the B, R50 and R75, each property will be allowed to have one commercial vehicle that fits within the definition of the code here.

Harrison resident Emil Toso asked if this applies 24 hours a day, seven days a week.

Deputy Village Attorney Cipolla said correct.

Harrison resident Emil Toso then asked so if you have two commercial vehicles parked in a residential driveway during the day it constitutes a violation.

Deputy Village Attorney Cipolla said correct.

Harrison resident Emil Toso said that if you look under the "B" section, middle line, it says that residential parking lots in a residential zoning district. What do we mean by that?

Attorney Cipolla said residential parking lots, driveways, car ports, all in the B, R50 and R75 zones are allowed one commercial vehicle, if it is within the height and length restrictions that are in the code. Outside of those zones, there are no commercial vehicles allowed to be parked.



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Harrison resident Emil Toso then asked what is the definition of a residential parking lot? Let me take this one step further. Down below that you say designated residential parking lots. What is the difference? You understand that I live on Fremont Street, where we have had for years, a discrepancy about an illegal parking lot. The reference here is that it is a residential parking lot, but in fact, it is a business parking lot, on a residential lot, in a residential neighborhood. How does this law impact that situation? The common policy is that when you write a law you try to address all situations that law might impact.

Village Attorney Kraut answered by saying that first off, designated residential parking lot is a term within our existing zoning code. Number two, a residential parking lot, would be a parking lot, for instance is, servicing an apartment building or garden apartment that would be a residential lot. It is servicing the residents.

Harrison resident Emil Toso asked then a lot that is servicing an apartment house is considered a residential business.

Village Attorney Kraut said it is a residential parking lot, yes, as opposed to a commercial parking lot that would service stores lets say. He asked Mr. Toso what are his concerns.

Harrison resident Emil Toso said that he thinks the law needs to address all the situations that are possible under the law. This is a residential street, a residential lot, but there is a non-conforming business parking lot on that property. The town allows it. It has been there for fifty years. If this person decides tomorrow to rent out spaces to commercial parking, which has happened, am I going to be able to take this law, even though it doesn't apply to this situation, and say look, this says only one commercial vehicle on a lot. This is basically the way I see it, addressing only the legal properties of Harrison. The point is, how is this law going to impact that lot? If I find two commercial vehicles do I have a right to complain to the police department that he is in violation even though it's classified? It is in a grey area and I have no jurisdiction with anyone.

Councilman Cannella said I do agree with Mr. Toso. He said to Village Attorney Kraut that unless the term designated residential parking lots is defined somewhere it probably is not clear enough to indicate exactly what it means. I think it is not certain.

Harrison resident Emil Toso said I am asking you to vote against this until we get language that protects me, as a residential person, stuck in a grey area.

Harrison resident John Katsogridakis asked how come cars of the town, like sanitation, can park overnight, on the street and the police are not giving them tickets.

Supervisor Belmont said there are no town trucks parked on the street overnight. They are at the town garage. During the winter months they are allowed to take their vehicles homes.

Harrison resident John Katsogridakis said they are town vehicles.

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Supervisor Belmont said they are not commercial vehicles, they are official vehicles. This law addresses commercial vehicles.

Councilman Malfitano said he heard Mr. Toso's comments and there was one issue he raised which I found interesting. That being with respect to the time limitation on the parking of said vehicles in driveways in B zone, R50 and R75. It wasn't my understanding that we were attempting to limit the one vehicle allowance to any specific timeframe other than overnight. I raise the following question: What do you do if there are three commercial vehicles parked in anyone's driveway during the course of the day performing construction on a home which can take place in any zone? It was a fine question that was asked and it needs to be addressed.

Supervisor Belmont replied that if work is being done on a home then you would have a building permit, and if you have a building permit, you can have commercial vehicles in and out of the driveway.

Councilman Malfitano said it needs to be consistent because what we were trying to do is limit parking.

Supervisor Belmont said it is one commercial vehicle. If I have a home and my truck has commercial plates I should be able to park in my driveway whenever I want, overnight or during the day.

Councilman Cannella said that he thinks all of these things, including commercial vehicle on street parking rules, are intended to deal with overnight parking; obviously commercial vehicles parked in residential areas from 9 to 5 on a regular course. I think all of this is dealing with permanent overnight parking. I'm not sure the statute is simplistic but certainly that is what we have been talking about.

Councilman Malfitano said that was the intention.

Chief Marraccini said that he thinks some of Mr. Toso's concerns are addressed in that overnight vehicle parking that you can't park in those municipal lots overnight, I believe, unless permitted.

Councilman Malfitano said he is only concerned about the language of the law as it relates to being able to park a commercial vehicle in a residential driveway.

Chief Marraccini said he would be happy if Mr. Toso does call, or anybody does call, for a complaint on this, but generally we would take the report and forward it to the building department. As of yet, only on some occasions, would we actually issue a summons. Generally I believe this is a zoning change. I have just one question. This would mean that people with taxi cabs and tow trucks would be able to park in their driveways?

Village Attorney Kraut asked in which zones?

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Chief Marraccini responded only the zones that are outlined in the law?

Deputy Town Attorney Cipolla said there are restrictions on tow but as a marked taxi cab the answer is yes, if they fit within the height and length restrictions in the B, R50 or R75 zones then they would be allowed to park one vehicle in the driveway.

Councilwomen Amelio asked, so you are saying as long as it doesn't exceed 7 ft in height or 25 ft in length?

Deputy Town Attorney Cipolla replied yes, but no tow equipment or trailers, that is specifically excluded.

Chief Marraccini said I am saying a tow truck not tow equipment.

Deputy Village Attorney Cipolla said if it is within the size restrictions, yes you can.

Councilman Malfitano said just to go back, I think the language needs to be specific, and if we are doing something that could be interpreted to mean, that at anytime during the day, on a 24 hour clock, you are only entitled to park one commercial vehicle in a residential driveway, that is an issue that has to be dealt with in respect to the language, unless there is some other specific code that would supersede, in which case, it would have to be identified or pointed to.

Councilman Cannella said what I think we need to do is, rather than close the public hearing, we need to adjourn it. As to what date we adjourn it to is not clear to me.

Village Attorney Kraut said that is fine but I did want to respond to Councilman Malfitano comment just to put it out there. He does raise a good point, say your air conditioner breaks, and two repair trucks pull up and both park in your driveway to fix your air conditioner. I think there are two ways that you can deal with it. I think most of the other municipalities that have these codes don't have any special building permit loophole or repair man, or painter loophole. I think the enforcement end of it seems not to be a problem. We can do this two ways. We can put it in there somewhere, we will find a place to fit it, or you can go without and see if that actually, although theoretically, technically, Steve is correct, that could be an issue and we could be issuing summonses. I think the context in which the problem occurs is typically when the lessee or owner of the property is bringing these trucks home and parking them there everyday and after a month or a week of looking at it the neighbors call and complain. Just let us know what you want to do and whatever that is we will do.

Councilwoman Amelio said that in the interest to some of the questions that Mr. Toso has raised why not include that and let's be as specific as we can.

Harrison resident Emil Toso asked are we adjourning this or is the public hearing closed?

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Supervisor Belmont said that the public hearing is going to be recessed. We are not going to vote on this tonight.

Harrison resident Emil Toso said that part of this problem that arises in my case is the fact that most towns have a law that you cannot make commercial deliveries to a commercial business through a residential area. Harrison doesn't have this law. That is a law that is generic to a municipality but Harrison doesn't have it. So therefore we are in jeopardy no matter what happens. The deliveries are made, there are no laws to protect that, now we are going to say I don't know what the hours are going to be, I'm concerned.

Village Attorney Kraut asked if there are any specific directives from the Board as to modifications that they would like to see.

Councilwomen Amelio said that in the interest of what Mr. Toso has presented we do need to include some specific language about workman coming in during the day. I think I would like to see some more specific language on a residential parking lot versus a designated parking lot.

Councilman Cannella said that the cross reference of definitions is always complicated in rezoning codes anyway and I think sometimes because our zoning codes are done at different times we don't necessarily coordinate them. So you could cross reference the sections that they are in. With respect to the comment that Steve made, if there is an issue here with respect to that, probably equally applies, to street parking, which we also don't have the timeframe referenced in it. The restriction on street parking, I don't know if that was limited to overnight either.

Councilman Malfitano said yes it was limited to a timeframe.

Councilman Cannella said if that is the case then just plug in the same limitation. Make it overnight parking. It was intended to be more lenient not more restrictive so you have to keep that in mind because some of the concerns were that people had small vehicles. A number of our contractors actually rented space to deal with satisfying the other law which didn't allow you to park in the street anymore. Now they have their vehicle elsewhere and they are paying for that and complying with the law and on the other hand you have these small vans that they use for other purposes and now as the law stands they technically are not allowed to park it in their driveways to get to the vehicle that they parked offsite that they are paying rental for. The idea was to make it more flexible not more restrictive.

Councilwomen Ameilo said if we are still not with a specific language here are we ticketing vehicles that we think are violating a law that we haven't voted on yet?

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Village Attorney Kraut said lets all make sure we are on the same page here. The on-street parking statue is done. On the books and to my knowledge being enforced so I don't think we are talking about that. Our existing law is on the books. I think when the building department gets complaints they enforce it as it exists.

Councilman Cannella said he thinks what Councilwomen Amelio is asking is what is the existing law with respect to commercial vehicles parked in a driveway to assuming to be overnight.

Village Attorney Kraut said that Section 235-9 which you are amending presently says in subsection B, not more then one commercial vehicle shall be parked in a private garage. Such commercial vehicle shall not exceed a gross motor vehicle weight of 5,000 lbs. or 25 feet in length. No commercial vehicle shall be parked outdoors in resident districts. So currently you are not allowed to do it.

Councilman Cannella said getting back to what the goal was to create some flexibility to help the person that in fact had taken commercial vehicles, put them out of town, paid rent for them, and had these small, not obtrusive things that they use just to transport themselves back and forth primarily that was the goal of this change.

Village Attorney Kraut said the one concern he has about adding in the overnight piece is I think you might be better off leaving it the way it is. It never has been a problem. I think you could create a burden of proof and enforcement problems unintentionally by writing it in because that will become then an element of the offense that your building department would have to prove. Only so you have historical context, is that subsection B 235-39 disallowing commercial vehicles to be parked out doors in residence districts period. It never had in it any exemptions for building permits, painting your house, fixing your air conditioner. I don't think we have had any problems.

Chief Marraccini said that he is not sure if the police department will be doing any of the enforcement on this legislation but I just want to make the Board aware that potentially entering private property to measure somebody's vehicle could be problematic.

On motion of Councilman Cannella, seconded by Councilwoman Amelio, with all members voting in favor the Hearing was adjourned.

At this time Village Attorney Kraut continues with this Public Hearing.

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CONTINUATION OF PUBLIC HEARING RE: PROPOSED LOCAL LAW REPEALING  
CHAPTER 183, ENTITLED "PEDDLING AND SOLICITING" AND ENACTING A NEW  
CHAPTER 183 ENTITLED "PEDDLING, SOLICITING AND DO NOT KNOCK REGISTRY"

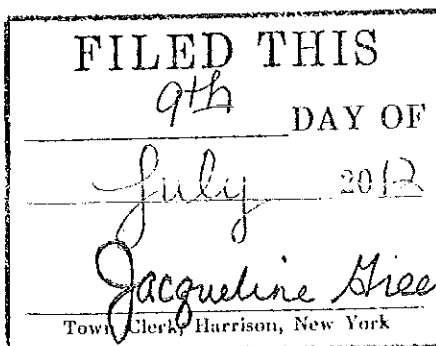
Village Attorney Kraut said that the changes after speaking with the Chief that were being requested can be read in later in the meeting. I think they are all of such an ilk that they could be adopted this evening. They don't change the law in any significant way. Subsection 183-4-12 should add in such other verifying information as may be responsibly required by the Town Clerk and or Police Department. Subsection B following below it, strike through, in the second line, the word each applicant and replace it with the Town Clerk and strike through the word personally. It will then read and the Town Clerk shall deliver the copy of the completed application to the Town of Harrison Police Department. Next change suggested is in 183-8 at the end of the first line to continue copied, reproduced or transferable, strike through transferrable. It will then read no permit or identification badge issued under the provisions of this chapter shall be copied, reproduced or transferred. It will then continue at the end of the next line, any holder of such a permit or identification badge who allows it to be, we will add in copied, reproduced or transferred or used by any other person. Lastly 183-9, I have a suggested change from what we have in lieu of the conversation we had about the fee. That would be that we amend this section entirely to read an application fee shall be set by the Town Board by Resolution and shall accompany each application for Town of Harrison Solicitation Permit. Then once this local law is adopted I would then ask you to adopt a resolution setting the initial fee. This way we don't have to redo the local law every year if you want to change the fee. Those are the only changes. If you accept them, whoever makes the motion should say "accepting with the changes". Village Attorney Kraut said you do still need a resolution setting the fee. He said that the Chief's concern is that there is an additional cost. Councilman Sciliano said it will come out of the fees.

Town Clerk Greer explained the fees. She said that it is \$150 for the application fee and it is \$150 per permit. These permits are good for one month. The application fee is paid whether or not the applicant is approved by the Police Department. The permit fee of \$150 is for each solicitor.

With no one else speaking in favor or against the Hearing was closed.

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June 21, 2012

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APPROVAL OF LOCAL LAW NO. 1 OF 2012 REPEALING CHAPTER 183, ENTITLED  
"PEDDLING AND SOLICITING" AND ENACTING A NEW CHAPTER 183 ENTITLED  
"PEDDLING, SOLICITING AND DO NOT KNOCK REGISTRY"

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to approve Local Law No. 1 of 2012, repealing Chapter 183, entitled "Peddling and Soliciting" and enacting a new Chapter 183, Article 1 of the Town/Village Code entitled "Peddling, Soliciting and Do Not Knock Registry" to read as follows:

Chapter 183. PEDDLING, SOLICITING AND DO NOT KNOCK REGISTRY

§ 183-1. Purpose.

This chapter is designed to afford a just protection from peddlers and solicitors to merchants who maintain local business establishments, thereby bearing their share, either directly or indirectly, of local municipal tax burdens, by regulating door-to-door solicitation by licensed sales agents; establishing a Do Not Knock Registry; and promulgating reasonable time and manner restrictions on door-to-door solicitation including enforcement of the Do Not Knock Registry and by providing additional revenues and to protect the citizens of the town against crime and by preserving the private property, peace and comfort of the occupants of private residences in the town.

§ 183-2. Definitions.

The following terms, when the same are used herein, shall have the meanings indicated:

CHARITABLE ORGANIZATION

An organization which has received a letter of determination approving tax exempt status under title 26 of the United States Code Section 501(c)(3) or any Harrison volunteer organization or service organizations, if the merchandise being sold is for the support of a not for profit organization which the sales person participates in, such as, including, but not limited to: school-sponsored activities; boy, cub and girls scouts; church organizations; Volunteer Fire Departments; and community service organizations and the like.

DO NOT KNOCK REGISTRY

A list of residential addresses in the Town, organized alphabetically by street name, indicating those residential properties where the owner or occupant has indicated they do not want to be solicited and do not want Sales Agents to enter their property.

DOOR-TO-DOOR SOLICITATION

The in-person solicitation of sales of goods or services for present and future delivery by entry upon residential property, including multi-family or duplex residential property, or by soliciting

persons located on residential property from the street, sidewalk, or other adjacent property, without the prior invitation of the person to be solicited.

#### PEDDLER

One who, either individually, as a principal and in his/her own behalf or in association with one or more other persons in a partnership or other unincorporated business relation, and also a corporation which and also a person who, as an agent, an officer or an employee of some other person or persons, engages in the act of peddling.

#### PEDDLING

The vending or the hawking, or offering for sale, including the itinerant transporting and/or the exposing or the offering for sale and for concurrent delivery, in any public street or place, or the vending or the hawking by sales calls from house to house, in this town, of any goods, wares, merchandise, provisions, groceries, meats, fish, fruits, vegetables, trees, shrubbery, potted plants and flowers.

#### PEDDLING PERMIT

A permit required to engage in peddling in accordance with this Chapter.

#### SALES AGENT

Any person engaged in door-to-door sales of goods or services for present or future delivery.

#### SALES ORGANIZATION

Any entity engaged in the supervision, recruitment, retention or employment of a sales agent or agents engaged in door-to-door sales.

#### SOLICITATION PERMIT

A permit required to engage in door-to-door sales in accordance with this chapter.

#### SOLICITING

The soliciting upon private residential property in the Town of Harrison for the purpose of vending, peddling or soliciting purchase orders for any merchandise, device, book, periodical or printed matter whatsoever; or for services to be performed in the future; or for the purpose of conducting any consumer or other surveys; or for soliciting alms; or for a subscription or contribution to any church, charitable or public institution; or for the purpose of distributing any handbill, pamphlet, tract, notice or advertising matter; or for the purpose of selling or distributing any ticket of chance.

#### SOLICITOR

One who, either individually, as a principal and in his/her own behalf or in association with one or more other persons in a partnership or other unincorporated business relation, and also a corporation which and also a person who, as an agent, an officer or an employee of some other person or persons, engages in the act of soliciting.

#### § 183-3. Administration

The Town of Harrison solicitation and peddler permit process shall be administered by the Office of the Town Clerk in conjunction with the Town of Harrison Police Department for the express



purpose of criminal record checks and enforcement of this chapter. The Town Clerk is hereby authorized and is instructed to issue permits to peddle or solicit in this town pursuant to the provisions of this chapter, which permits, in order to be valid, shall be signed by the Town Clerk, shall be sealed with the Town Seal and shall specify the trade which thereby is authorized, the kind of commodities which such permit holder may peddle or solicit and the amount of the permit fee which shall have been paid.

§ 183-4. Application requirements.

A. Each Sales Agent or Peddler must apply individually to the Office of the Town Clerk during posted administrative hours by submitting a completed application, which will require:

1. Name of applicant.
2. Government issued photographic identification with printed name and sex.
3. Date of birth.
4. Social Security number.
5. Permanent residential address.
6. Home telephone number.
7. Temporary home address.
8. Current cell phone number.
9. Sales organization information.
10. Sales supervisor identity.
11. Make, model, color, registration number and proof of insurance of any vehicle(s) used to transport the sales agent, his/her supervisor, or sales materials.
12. Such other verifying information as may be reasonably required by the Town Clerk and/or Town of Harrison Police Department.

B. Upon submitting a completed application, each applicant shall be given a copy of the completed application by the Town Clerk, and each applicant shall personally deliver the copy of the completed application to the Town of Harrison Police Department. The Town Clerk shall also deliver a duplicate copy of the completed application to the Town of Harrison Police Department. The Town of Harrison Police Department shall conduct a criminal records search to determine the applicant's fitness and suitability to conduct solicitation sales or to peddle wares and shall confirm that proper liability insurance is carried by the applicant. The Harrison Police Department will return to the Town Clerk, within three (3) business days of the receipt of a completed application from the applicant, the result of the criminal records search and the Town of Harrison's Police Chief's determination as to fitness. The Police Chief will forward a copy of the applications that are approved as to fitness to the Town Clerk's office. Provided all other requirements have been satisfied, the Town Clerk will then issue the appropriate permit(s) upon payment of the appropriate fees. The permit fee is in addition to the application fee. Identification Badges will not be issued by the Harrison Police Department until the permit has been issued by the Town Clerk.

C. A person whose criminal history record background check reveals a conviction for any criminal offence including, but not limited to, violent crimes, sexual assault, possession of a controlled substance, theft, fraud, or burglary shall be disqualified from receiving a permit to solicit or peddle within the town. The Harrison Chief of Police will make the determination of the applicant's fitness to receive the applied for permit. The Harrison Police Chief will submit

the specific reasons for disqualification in writing to the Town Clerk's office within the time as stated in 183-4(B).

§ 183-5. Permit required; exemptions; restrictions.

A. It shall be unlawful for any person to engage in the act of peddling or soliciting in this town without first obtaining a valid permit therefor.

B. Veterans exempted. No provision of this chapter, except the provisions contained in Subsections E and F, respectively, of this section, shall be applicable to any person who shall have obtained and who lawfully shall be in possession of a valid subsisting permit which shall have been issued pursuant to the provisions of § 32, as amended, of the General Business Law of this state.

C. Certain merchandise exempted. No provision of this chapter, except Subsections E and F, respectively, of this section, shall be applicable to the peddling or soliciting of meats, fish, fruit and farm produce by farmers and persons who produce such commodities.

D. Local merchants and sales to local merchants exempted. No provision of this chapter, except Subsections E and F, respectively, of this section, shall be applicable to sales, at wholesale prices, of personal property to local merchants of this town. For the purpose of this chapter, a "local merchant" hereby is defined as a merchant who maintains in this town an established place of business; and for the purpose of this chapter, an "established place of business" is defined as a building or a portion thereof, located in this town, wherein a local merchant transacts business and deals in such commodities as are referred to in this chapter.

E. Time limitations.

(1) Peddling hereby is prohibited, except between the hours of 10:00 a.m. and sunset. House to house peddling is prohibited altogether on Sundays and holidays and on other days, except between the hours of 10:00 a.m. and the earlier of 7:00 p.m. or sunset, respectively; either standard time or daylight savings time, whichever then is effective, as the case may be.

(2) Soliciting hereby is prohibited altogether on Sundays and holidays and on other days except between the hours of 10:00 a.m. and the earlier of 7:00 p.m. or sunset, respectively; either standard time or daylight saving time, whichever then is effective, as the case may be.

F. No peddling or soliciting near stores. Peddling and soliciting is hereby prohibited within a distance of two hundred fifty (250) feet of any store in this town wherein, there is being offered for sale any commodity of any nature whatsoever and which comes under any of the classes of commodities which are enumerated in the definitions of "peddling" or "soliciting" in § 183-2.

G. The permit requirements contained in this chapter shall also apply to sales of or taking orders by Charitable Organizations as defined in § 183-2. Charitable organizations must apply to the Town Clerk to confirm the 501-C-3 status. Once 501-C-3 status has been confirmed by the Town Clerk, the Harrison Police Department will issue identification badges.

H. Charitable Organizations and Veterans must abide by time limitations as defined in § 183-5(E)(1) and (2).

I. Children soliciting under the age of 16 must be accompanied by a parent, guardian or an adult over the age of 21.

J. This chapter shall not apply to political candidates.

§ 183-6. Issuance of Permits.

A. Form of Permits. The Town Clerk is hereby authorized and instructed to issue permits to peddle or solicit in this town pursuant to the provisions of this chapter, which permits, in order to be valid, shall be signed by the Town Clerk, shall be sealed with the Town Seal and shall specify the trade which thereby is authorized, the kind of commodities which such permittee may peddle or solicit and the amount of the permit fee which has been paid.

B. Separate Permit. No permit shall be issued for the peddling or soliciting of more than one (1) of the following general classes of commodities:

(1) Dry goods.

(2) Groceries.

(3) Fruits and vegetables.

(4) Meats.

(5) Fish.

(6) All other articles of merchandise and commodities not hereinabove specified. More than one

(1) permit may be issued to the same person, however, upon payment of an additional permit fee or fees prescribed therefor, for the peddling or soliciting of such other classes of commodities

§ 183-7 Permit period.

No permit shall be issued and none shall be valid for a period longer than thirty (30) days from the date of issuance thereof, for soliciting. No permit shall be issued and none shall be valid for a period longer than one (1) year for peddlers.

§ 183-8. Nontransferability of Permits and Identification Badges.

No permit or Identification Badge issued under the provisions of this chapter shall be copied, reproduced, or transferred. Any holder of such a permit or Identification Badge who allows it to be copied, reproduced, transferred, or used by any other person, and the person who uses such a permit or badge, shall both be deemed to be guilty of a violation of the provisions of this chapter.

§ 183-9. Permit fees.

A. An application fee shall be set by the Town Board by Resolution and shall accompany each application for a Town of Harrison Solicitation Permit.

B. A permit fee shall be set by the Town Board by Resolution, which includes the Identification Badge for each and every Peddler, Solicitor and Sales Agent. The permit fee shall be paid upon approval of the permit application.

§ 183-10. Vehicles; vehicle sign required.

Any person who procures a permit pursuant to the provisions of this chapter shall be entitled, without being required to pay to this town any additional permit fee for such privilege, to use, in conducting the particular peddling or soliciting business including the transportation of door-to-door solicitors for which he holds such a permit, one (1) vehicle answering the description of a pushcart, a handcart or a motor vehicle automobile or truck; provided, however, that there appears upon at least one (1) side of such vehicle, legibly, in paint and in the English language, the following data, in letters and numerals of not less than 2 1/2 inches in height:

- (1) The permit holder's full name.
- (2) The permit holder's residence or business address, stating the building number, the street and municipality and the state.
- (3) The permit holder's peddling permit number.

§ 183-11. Display of permit required.

Each permit holder, under the provisions of this chapter, shall carry a copy of such permit and Identification Badge at all times while engaged in peddling or soliciting and shall produce and exhibit the same at any such time upon demand therefor being made by any police officer of this town or by any citizen who resides in this town. A refusal to comply with the provisions of this section shall constitute presumptive evidence that the person, so refusing, is peddling or soliciting without having procured a license therefor pursuant to the requirements of this chapter, and such a refusal shall be deemed to be a violation of the provisions of this chapter.

§ 183-12. Do Knock Registry.

The Do Not Knock Registry shall be established and maintained by the Town Clerk's Office. Residents may submit their property address for inclusion on the list without charge. An updated list will be provided to the Chief of the Harrison Police Department monthly.

- A. Upon approval and issuance of a Town of Harrison Solicitation Permit, each Sales Agent shall be provided with a copy of the Do Not Knock Registry. It will be the responsibility of the permit holder to ensure each Solicitor and Sales Agent has a copy of the Do Not Knock Registry.
- B. Solicitors or peddlers shall not solicit or peddle wares at any address on the Do Not Knock Registry.

§ 183-13. Solicitation Sales Regulations.

No Sales Agent shall engage in door-to-door sales without first having and received a Town of Harrison Solicitation Permit

- A. No Sales Organization shall allow any sales agent to engage in door-to-door sales that has not applied for and received a Town of Harrison Solicitation Permit.
- B. No sales supervisor shall direct or supervise, or allow any Sales Agent to engage in door-to-door sales that has not applied for and received a Town of Harrison Solicitation Permit.
- C. No Sales Agent shall enter within the perimeter of any residential property included on the Do Not Knock Registry, or any residence where a "No Soliciting," "No Trespassing" or similar sign is posted at or near the entrance(s) to such a residence.

D. No Sales Agent shall solicit sales from a person situated within a residential property included on the Do Not Knock Registry from a street, sidewalk or other adjacent property.

E. No Sales Agent shall engage in abusive solicitation, including but not limited to:

- (1) Blocking or impeding the passage of the person solicited;
- (2) Repeating the solicitation after the person solicited has indicated his or her objection to the solicitation;
- (3) Threatening the person solicited with physical harm by word or gesture; and
- (4) Touching the solicited person without consent.

§ 183-14. Penalties and enforcement.

A. A person who violates any permitting or registration provision of this chapter shall be punishable by a fine of not less than \$500 and/or imprisonment for not more than 15 days, or both, except that for a conviction of a second and subsequent offense(s), the person shall be punishable by a fine not less than \$1,000 and/or imprisonment for a period of time not to exceed 15 days, or both.

B. A person who violates any other provision of this chapter shall be punishable by a fine of not less than \$500 and no more than \$1,000 and/or imprisonment for not more than 15 days, or both, except that for a conviction of a second and subsequent offense(s), the person shall be punishable by a fine not less than \$1,000 nor more than \$1,500 and/or imprisonment for a period of time not to exceed 15 days, or both.

C. Each day on which any violation continues shall constitute a separate offense.

D. The Harrison Police Department is the enforcement agency of the chapter.

§ 183-15. Additional legislation.

All permits which may be issued pursuant to the provisions of this chapter and all such permit holders, at all times, shall be subject to such additional reasonable rules, regulations and ordinances in respect to the conducting of the business of peddling or soliciting, as hereafter may be adopted by the Town Board of this town.

§ 183-16. Disposition of moneys received.

All moneys which shall be received by the Town Clerk pursuant to the provisions of this chapter forthwith shall be paid by the Town Clerk to the Supervisor in the same manner as the Town Clerk is required to remit other town moneys.

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

<b>FILED THIS</b> <u>9th</u> DAY OF <u>July</u> 20 <u>13</u> <u>Jacqueline Greer</u> Town Clerk, Harrison, New York	Copies to:
	<input checked="" type="checkbox"/> Assessor
	<input checked="" type="checkbox"/> Benefits
	<input checked="" type="checkbox"/> Bldg
	<input checked="" type="checkbox"/> Computr
	<input checked="" type="checkbox"/> Engrng
	<input checked="" type="checkbox"/> Law
	<input checked="" type="checkbox"/> Police
	<input checked="" type="checkbox"/> P. Wrks
	<input checked="" type="checkbox"/> Purchg

June 21, 2012

2012 - - 222 - - b

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Chief of Police, and the Town Clerk..

Adopted by the following vote:

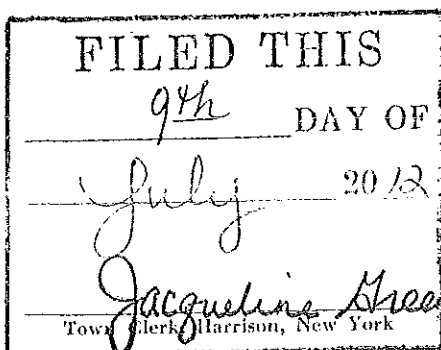
AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

- ☒ Assessor
- ☒ Benefits
- ☒ Bldg
- ☒ Compl'ty
- ☐ Engr'g
- ☒ Law
- ☒ Police
- ☒ P. Works
- ☒ Purch'g
- ☐ Recr'tn
- ☒ Supvs'r



June 21, 2012

2012 - - 222 - - c

ESTABLISHMENT OF AN APPLICATION FEE IN THE AMOUNT OF \$150 FOR A TOWN  
OF HARRISON SOLICITATION PERMIT.

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to establish under Chapter 183 of the Town Code of the Town of Harrison, titled "Peddling, Soliciting and Do Not Knock Registry", an application fee in the amount of \$150.00 for each application for a Town of Harrison Solicitation Permit.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, Chief of Police and the Town Clerk.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

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

FILED THIS

9<sup>th</sup> DAY OF

July 2012

Jacqueline Greer  
Town Clerk, Harrison, New York

June 21, 2012

2012 -- 222 -- d

ESTABLISHMENT OF A PERMIT FEE IN THE AMOUNT OF \$150 FOR EACH  
PEDDLER, SOLICITOR AND SALES AGENT.

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to establish under Chapter 183 of the Town Code of the Town of Harrison, titled "Peddling, Soliciting and Do Not Knock Registry", a permit fee in the amount of \$150.00 for each Peddler, Solicitor and Sales Agent.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, Chief of Police and the Town Clerk.

Adopted by the following vote:

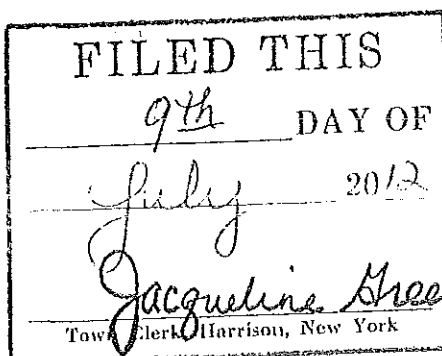
AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

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





June 21, 2012

2012 - - 225

APPROVAL FOR LT. MICHAEL OLSEY TO ATTEND  
ASHFORD UNIVERSITY COLLEGE FOR THE SPRING 2012 SEMESTER

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve the request of Chief of Police Anthony Marraccini for authorization for Lt. Michael Olsey to attend Ashford University College for the Spring 2012 Semester for the following courses at a cost of \$2,490:

1. HIS 204 – American History
2. SOC 101 – Introduction to Sociology

FURTHER RESOLVED that upon satisfactory completion of the above courses, the Comptroller is authorized to audit and pay for expenses outlined as per the contract with the HPA.

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

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

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

FILED THIS

9<sup>th</sup> DAY OF

July 20 12

Town Clerk, Harrison, New York

June 21, 2012

2012 - - 226

APPROVAL FOR PLANNING BOARD MEMBER NONIE REICH TO ATTEND  
WESTCHESTER MUNICIPAL PLANNING FEDERATION WATERSHED  
ASSESSMENT & LOW IMPACT DEVELOPMENT  
FOR LOCAL & REGIONAL STORMWATER MANAGEMENT

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve Planning Board Member Nonie Reich to attend the Westchester Municipal Planning Federation Watershed Assessment & Low Impact Development for Local & Regional Stormwater Management on September 21, 2012, at a cost not to exceed \$60.

FURTHER RESOLVED that this is a budgeted item.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Chairperson of the Planning Board.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

☒ Assessor  
☒ Benefits  
☒ Bldg  
☒ Compt'l'r  
☐ Engrng  
☒ Law  
☒ Police  
☒ P. Wrks  
☒ Purch'g  
☐ Recr'tn  
☒ Supvs'r

FILED THIS

9<sup>th</sup>

DAY OF

2012

Jacqueline Greer  
Town Clerk, Harrison, New York

June 21, 2012

2012 - - 227

APPROVAL FOR THE ADDITIONS TO THE RECREATION  
PART TIME AVAILABILITY LIST

On motion of Councilman Cannella, seconded by Councilman Malfitano,

it was

RESOLVED to approve the request of Superintendent of Recreation Gerry Salvo for the following additions to the Recreation Part Time Availability List:

<u>NAME</u>	<u>HOURLY RATE</u>
Genevieve Ackerly	\$9.00
Mario Barbagallo	\$6.50
Andrew Baskerville	\$9.00
Miranda Chiarella	\$6.75
Samantha Chiarella	\$6.75
Kimberly DeBald	\$9.00
Carolyn Macusi	\$8.50
Nicole Murphy	\$6.75
Amanda Nardoizzi	\$7.00
Jose Poma	\$8.50
Christina Riccobono	\$8.00
Noah Ross Herman	\$6.50
Eleodoro Santiago	\$9.00
Anthony Sciandra	\$8.00
Jacob Shopinski	\$6.75
Patrick Viscome	\$7.00

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

Adopted by the following vote:

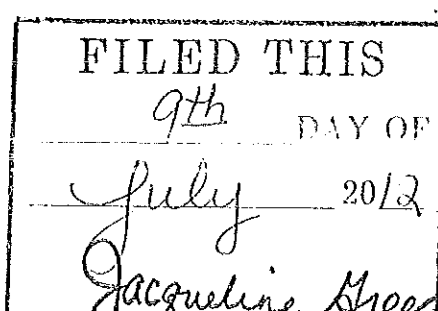
AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

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



June 21, 2012

2012 - - 228

APPROVAL FOR TOWN ENGINEER MICHAEL AMODEO AND  
ASSISTANT ENGINEER FRANK BALBI TO ATTEND THE  
WESTCHESTER COUNTY DEPARTMENT OF PLANNING SPONSORED PROGRAM  
ENTITLED "WATERSHED ASSESSMENT & LOW IMPACT DEVELOPMENT  
FOR LOCAL & REGIONAL STORMWATER MANAGEMENT"

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request of Town Engineer Michael Amodeo for himself and Assistant Engineer Frank Balbi for authorization to attend the Westchester County Department of Planning Sponsored Program entitled "Watershed Assessment & Low Impact Development for Local & Regional Stormwater Management" on September 21, 2012, at a cost of \$50 per person.

FURTHER RESOLVED that funding is available in the Engineering Operating Budget, account #001-1440-100-0415.

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

Adopted by the following vote:

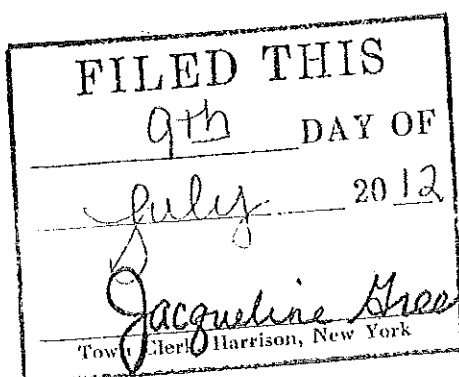
AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

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



June 21, 2012

2012 - - 229

AUTHORIZATION FOR THE THIRD INSTALLMENT PAYMENT OF THE 2012 FUNDING  
FOR THE HARRISON EMERGENCY MEDICAL SERVICES  
AMOUNT: \$125,000

On motion of Councilwoman Amelio, seconded by Councilman Malfitano,

it was

RESOLVED to approve the request of Joseph Bilotta, Chief of Operations of the Harrison Emergency Medical Services for their third payment for the 2012 funding in the amount of \$125,000.

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

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

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

FILED THIS

9<sup>th</sup>

DAY OF

July 2012

Town Clerk, Harrison, New York

June 21, 2012

2012 -- 230 -- a

APPROVAL FOR THE BUDGET MODIFICATIONS

On motion of Councilwoman Amelio, seconded by Councilman Cannella,  
it was

RESOLVED to approve the following Budget Modifications:

**Increase:**

001-0000-020-2680	\$713
Town-Insurance of Recoveries	

**Increase:**

001-3120-100-0479	\$713
Police-Auto Body	

**Monies received from Gallagher Bassett for damage to a police vehicle, license plate #L86664 on May 7, 2012**

**Increase:**

001-0000-020-2680	\$5,672
Town-Insurance of Recoveries	

**Increase:**

001-5182-100-0410	\$5,672
Street Lighting-Materials and Supplies	

**Monies received from Nationwide Insurance Co. for damage to a lamp post, tree and garbage container on 270 Halstead Ave on March 30, 2012**

**Increase:**

001-0000-020-2680	\$534
Town-Insurance of Recoveries	

**Increase:** \$534  
001-3120-100-0479  
Police-Auto Body

**Monies received from Travelers Insurance Co. for damages to a police vehicle plate #104 on Feb 22, 2012**

**Increase:**  
001-0000-020-2680 \$280  
Town-Insurance of Recoveries

**Increase:**  
001-5182-100-0402 \$280  
Street Lighting-Equipment Maintenance and Repairs

**Monies received from Geico Insurance Co. for damages to a street light pole on Lake Street on Sept 26, 2011**

**Increase:**  
001-0000-020-2680 \$3,322  
Town-Insurance of Recoveries

**Increase:**  
001-3120-100-0479 \$3,322  
Police-Auto Body

**Monies received from Liberty Mutual Insurance Co. for damages to Police vehicle plate #104 on Jan 3, 2012**

**Increase:**  
003-0000-20-2680 \$1,327  
Highway-Insurance of Recoveries

**Increase:**  
003-5110-100-0410 \$1,327  
Highway-Materials and Supplies

**Monies received from Allstate Insurance Co. for the property  
damage to a stone wall located on 117 Lake Street on  
February 2, 2011**

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.  
Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

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

FILED THIS

9<sup>th</sup>

DAY OF

2012

Town Clerk, Harrison, New York



2012 - - 230 - - b

On motion of Councilwoman Amelio, seconded by Councilman Cannella,  
it was

**Decrease:**

**Increase:**

**Decrease:**

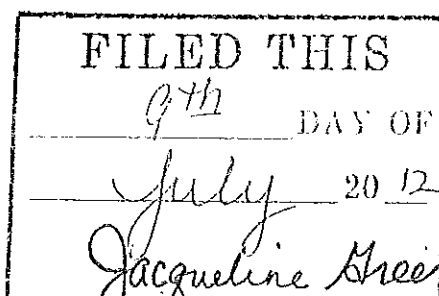
**Increase:**

To transfer funds from the Contingency account to the Purchasing part time and over time line to cover the part time replacement for the full time employee who is out on medical leave.

Adopted by the following vote:

ABSENT: None

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



June 21, 2012

2012 - - 231

AUTHORIZATION FOR THE DIRECTOR OF COMMUNITY SERVICES  
TO ACCEPT DONATIONS IN THE TOTAL AMOUNT OF \$2,150.  
FOR THE HARRISON FOOD PANTRY

On motion of Councilwoman Amelio, seconded by Councilman Sciliano,

it was

RESOLVED to authorize the Director of Community Services Nina Marraccini to accept the following donations from anonymous donors in the total amount of \$2,150 (\$150 & 2,000).

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

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Malfitano and Sciliano  
Supervisor Belmont

NAYS: None

ABSENT: None

Copies to:

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

FILED THIS

9<sup>th</sup>

DAY OF

July

2012

Jacqueline Greer  
Town Clerk, Harrison, New York

June 21, 2012

2012 - - 232

MATTERS FOR EXECUTIVE SESSION:

Personnel 1  
Advice of Counsel 1  
Contract Negotiations 1

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was recessed at 8:45 PM.

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was reconvened at 10:58 PM.

There being no further matters to come before the Board,  
the Meeting was, on motion duly made and seconded,  
with all members voting in favor declared closed at 10:58 PM.

Respectfully submitted,

Jacqueline Greer  
Town Clerk

Copies to:

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

