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, February 2, 2012, at 7:30 PM. Eastern Standard Time. All members having received due notice of said meeting:

MEMBERS PRESENT:	
Ronald Belmont	Supervisor
Marlane Amelio )	
Joseph Cannella ).	Councilpersons
Stephen Malfitano)	•
Fred Sciliano )	•

#### ALSO ATTENDING:

Fred Castiglia . . . . . Deputy Town Attorney

Jonathan Kraut . . . Village Attorney

Christopher Cipolla . . . . Deputy Village Attorney

Anthony Marraccini . . . . Chief of Police

Jacqueline Ricciardi . . . . . Court Clerk

Your Clerk, Harrison, New York

February 2, 2012

#### 2012 - - 044

### DEPARTMENT OF PUBLIC WORKS MAKES DONATION TO THE JOSEPH ACOCELLA, JR MEMORIAL FUND.

Richard Donofrio representing the Harrison Department of Public Works presented Supervisor Belmont with a check for \$525.00 to the Joseph Acocella Jr. Memorial Fund. Mr. Donofrio told the Board members that the employees came together and gathered the donations.

Supervisor Belmont thanked the employees for doing a wonderful job.

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#### 2012 - - 045 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 Commissioner of Public Works for December 2011.
- 1b. Annual Program Report by the Superintendent of Recreation for 2011.
- 1c. Monthly report by the Chief of Police for December 2011.
- 2. Notification by Michael Anderson, PE for Tappan Zee Hudson River Crossing Project that the Federal Highway Administration, the New York State DOT and the New York State Thruway Authority has produced a Draft Environmental Impact Statement which is available to view in the Town Clerk's office.
- 3. Notification by Robert Makowski, District Secretary for the Board of Fire Commissioners that Richard Canter has resigned his position as Fire Commissioner of the Purchase Fire District, effective January 19, 2012. The Board has appointed Martin Gotte of 243 Old Lake Street as his replacement, effective January 24, 2012.

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

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#### 2012 - - 046 - - a

## PUBLIC HEARING – REQUEST BY CENTURY COUNTRY CLUB FOR AN AMENDED SPECIAL EXCEPTION USE PERMIT TO MODERNIZE, IMPROVE AND MAINTAIN SEVERAL ASPECTS OF THE CLUB

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

Neil Alexander, attorney with the law firm of Cuddy & Feder, spoke on behalf of their client, Century Country Club. Mr. Alexander stated that consistent with the Master Plan, and the process that has been going on for many years of upgrading a long standing country club. Basically, the Club is looking to move its maintenance facility from its Southern border, or large portions of it, to its more northern border up in the corner near 684. They are going to erect some new buildings. The Club will also redo some of the cart paths around the club. As a result of redoing a few of the cart paths, we are hyper-technically within the 100 foot buffer area, for which we obtained a wetlands permit and SEQRA. Also the Planning Board granted site plan approval, and all the permitting that was requisite for the project and we are here to hopefully have you concur in the adoption of the special permit.

Supervisor Belmont asked the audience for further comment on the public hearing for the additions and or renovations of Century Country Club?

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

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#### 2012 - - 046 - - b

## APPROVAL FOR AN AMENDED SPECIAL EXCEPTION USE PERMIT FOR CENTURY COUNTRY CLUB TO MODERNIZE, IMPROVE AND MAINTAIN SEVERAL ASPECTS OF THE CLUB

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Attorney Neil Alexander, with the firm of Cuddy & Feder, on behalf of their client Century Country Club for an Amended Special Exception Use Permit to modernize, improve and maintain several aspects of the club.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Building Inspector, the Commissioner of Public Works and Mr. Alexander.

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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## APPROVAL FOR P.O. WILLIAM DUFFELMEYER TO ATTEND ULSTER COMMUNITY COLLEGE FOR THE SPRING 2012 SEMESTER

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Chief of Police Anthony Marraccini for authorization for P.O. William Duffelmeyer to attend Ulster Community College for the Spring 2012 Semester, at a total cost of \$950 for the following courses:

- 1. EDU171 Reading and Writing
- 2. Certification Exams

FURTHER RESOLVED that upon satisfactory completion of the above listed courses, the Comptroller be 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 to the Chief of Police.

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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### APPROVAL FOR P.O. ANTONY SALOV AND P.O. ERIN HINCHEY TO ATTEND IN-SERVICE K-9 TRAINING IN BLACKLICK, OHIO

On motion of Councilwoman Amelio, seconded by Councilman Sciliano,

it was

RESOLVED to approve a request by Chief of Police Anthony Marraccini to authorize P.O. Antony Salov and P.O. Erin Hinchey to attend In-Service K-9 Training. Training will be conducted from Monday, March 12, 2012 through Friday, March 17, 2012 by Gold Shield K-9 training in Blacklick, Ohio. Cost, including travel expenses, not to exceed \$2,550.

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

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## APPROVAL FOR SUPERVISOR BELMONT, COUNCILMEN SCILIANO AND MALFITANO TO ATTEND THE FIRE COMMISSIONERS TRAINING CLASS

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Supervisor Belmont for himself, Councilmen Sciliano and Malfitano to attend the Fire Commissioners training class at the Katonah Fire Department Headquarters on February 4, 2012, at a cost of \$125 per registrant.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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# AUTHORIZATION FOR GERRY SALVO, SUPERINTENDENT OF RECREATION TO OPERATE TWO WADING POOLS, TWO SWIMMING POOLS AND ONE PLUNGE POOL LOCATED IN WEST HARRISON PARK AND BERNIE GUAGNINI BRENTWOOD PARK

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Gerry Salvo, Superintendent of Recreation for authorization to operate two (2) wading pools, two (2) swimming pools and one (1) plunge pool located in West Harrison and Bernie Guagnini Brentwood Park.

FURTHER RESOLVED to authorize to pay permit fees to the Westchester County Department of Health in the amount of \$1,935.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Walsh

NAYS:

None

ABSENT:

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#### AUTHORIZATION FOR PAYMENT FOR ASCAP LICENSE AGREEMENT FOR MUSICAL PERFORMANCES FOR 2012

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Town Attorney Frank Allegretti to authorize payment in the amount of \$320 for the ASCAP License Agreement for Musical Performances for 2012.

FURTHER RESOLVED to authorize the Supervisor to sign said Agreement.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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## APPROVAL FOR HARRISON COUNCIL FOR THE ARTS TO HOLD A RECEPTION IN THE MUNICIPAL BUILDING FOR YOUTH ART MONTH ON SUNDAY, MARCH 4, 2012, FROM 1-3 P.M.

On motion of Councilman Sciliano, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Doreen Grozinger, Chairperson of the Harrison Council for the Arts to hold a reception in the Municipal Building on Sunday, March 4, 2012 from 1-3 p.m. for Youth Art Month.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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#### APPROVAL FOR A SPECIAL EVENTS PERMITS FOR ST. VINCENT'S HOSPITAL WESTCHESTER SPRING SPRINT 5K RUN/WALK ON MAY 12, 2012

On motion of Councilman Malfitano, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Meg Sutton, Director of Development for St. Vincent's Hospital Westchester Spring Sprint 5K Run/Walk event on Saturday, May 12, 2012. The event will start and finish at St. Vincent's Hospital, 275 North Street, Harrison, NY, with the route as follows:

North Street, right at Park Drive S, right at Manhattan Avenue, left at Park Drive S, return to hospital.

FURTHER RESOLVED to waive the fee.

FURTHER RESOLVED that their Certificate of Insurance must be approved by the Law Department.

FURTHER RESOLVED to forward a copy of this Resolution to the Harrison Police Department and Ms. Sutton.

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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## 2012 - - 054 <u>APPROVAL FOR THE SERVICE AGREEMENT FOR</u> <u>HARBRIDGE CONSULTING GROUP FOR THE PLAN YEAR 2012</u>

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Personnel Manager Debra Scocchera for authorization to enter into a Service Agreement with Harbridge Consulting Group for the plan year 2012, at a cost of \$3,200. The hiring of an actuarial firm to attest that the Town of Harrison's prescription drug benefit plan is equivalent to Medicare Part D which is an annual requirement of the Federal Government.

FURTHER RESOLVED that funding is available in budget line 001-1900-100-4407.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

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# APPROVAL TO ADOPT THE HOME RULE MESSAGE SUPPORTING BOTH THE NEW YORK ASSEMBLY BILL NO. A8855 AND THE NEW YORK STATE SENATE BILL NO. S6232 RE: RESIDENTIAL PARKING SYSTEM IN THE TOWN OF HARRISON

On motion of Councilman Malfitano, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Town Attorney Frank Allegretti to adopt the Home Rule Message supporting both the New York Assembly Bill No. A8855 and the New York State Senate Bill No. S6232 in connection with amending Section 1662-c of the Vehicle and Traffic Law of the State of New York.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

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ABSENT:

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### APPROVAL OF THE RE-APPOINTMENT OF KEVIN P. ENRIGHT TO THE BOARD OF ASSESSMENT REVIEW

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to approve the re-appointment of Kevin P. Enright to the Board of Assessment Review.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

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ABSENT:

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## APPROVAL FOR THE INTER-MUNICIPAL AGREEMENT FOR SELECTIVE ENFORCEMENT FOR TRAFFIC SAFETY GRANT BETWEEN THE COUNTY OF WESTCHESTER AND THE TOWN OF HARRISON

On motion of Councilman Malfitano, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Deputy Town Attorney Fred Castiglia for authorization for the Inter-municipal Agreement for Selective Enforcement for Traffic Safety Grant between the County of Westchester and the Town of Harrison for the period of October 1, 2011 through September 30, 2016.

FURTHER RESOLVED to authorize the Supervisor to sign said Agreement.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

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### APPROVAL FOR THE PURCHASING DEPARTMENT TO ADVERTISE AND RECEIVE BIDS FOR FIRE RESCUE/ENGINE APPARATUS

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to approve a request by Steve Mancini, Chief of the West Harrison Fire Department to authorize the Purchasing Department to advertise and receive bids for a fire rescue/engine apparatus.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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## APPROVAL TO EXTEND THE NEW YORK STATE SNOW & ICE AGREEMENT FOR THE SNOW SEASON 2012/2013

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve a request by Deputy Town Attorney Fred Castiglia for authorization to extend the New York State Snow & Ice Agreement for the snow season 2012/2013. The annual revenue shall be \$37,240.80.

FURTHER RESOLVED to authorize the Supervisor to sign said Agreement and the Commissioner of Public Works to sign the maps.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

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#### AUTHORIZATION FOR THE SUPERVISOR TO EXECUTE THE CARFAX POLICE CRASH ASSISTANCE ENROLLMENT AGREEMENT

Village Attorney Kraut discussed with the Board an opportunity to enter into an agreement with the Carfax Police Crash Assistance Program. The program allows our police department's administrative service division to securely link with Carfax. Carfax provides a service to the public by providing police reports for a fee. In return the Town receives approximately \$25.00 per report. The reports are often times used by insurance companies, body shops and motorists. Our police department administrative staff is more than willing to serve the public, but often times the public is anxious to get the reports. This could speed up the process and provide new revenue source for the Town. Mr. Kraut explained the contract is cancelable by the Town on 30 days notice.

Councilman Cannella questioned if this gave them the right to access our information or are we forwarding it to them.

Village Attorney Kraut replied it is a completely secure link. He reminded the Board that although it was a secure link this is public information.

Councilman Cannella requested that the Resolution include a stipulation that it be reviewed by the Town Attorney's Office specifically to look into the indemnification issue.

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to authorize the Supervisor to execute the Carfax Police Crash Assistance Enrollment Agreement with the stipulation that it be reviewed by the Law Department to specifically look into the indemnification issue.

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#### 2012 - - 061 MATTERS FOR EXECUTIVE SESSION:

Personnel	6
Real Property	1
Litigation	2
Settlement of claim	1

On motion duly made and seconded, with all members voting in favor, the Meeting was recessed at 8:05 P.M.

On motion duly made and seconded, with all members voting in favor, the Meeting was reconvened at 10:40 P.M.

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### AUTHORIZATION FOR THE TOWN OF HARRISON TO ACCEPT EASEMENTS IN CONNECTION WITH BROOKVIEW ESTATES SUBDIVISION MAP NO. 27318

On motion of Councilman Malfitano, seconded by Councilman Cannella,

it was

RESOLVED to authorize the Town of Harrison to accept easements in connection with Brookview Estates Subdivision Map #27318 as per filed map.

FURTHER RESOLVED to authorize the Supervisor to execute the easements and all documents necessary to record said easements.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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## 2012 - - 063 <u>SETTLEMENT OF CLAIM</u> <u>IN THE MATTER OF NEGREPONT v TOWN OF HARRISON</u>

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to settle the claim in the matter of Gilda Negrepont v Town of Harrison, in the amount of \$1,171.52.

FURTHER RESOLVED that the settlement is subject to claimant signing a General Release.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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## APPOINTMENT OF CARL NARVESEN TO THE POSITION OF INTERMEDIATE CLERK, PART TIME, CHARGED TO THE POLICE DEPARTMENT

On motion of Councilman Sciliano, seconded by Councilman Cannella,

it was

RESOLVED to approve the appointment of Carl Narvesen to the position of Intermediate Clerk, part time, as needed on court days, at the rate of \$25 per hour, charged to the Police Department.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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### APPROVAL OF PROMOTION OF SGT. VITO CASTELLANO TO THE RANK OF LIEUTENANT

On motion of Councilman Cannella, seconded by Councilman Malfitano,

it was

RESOLVED to promote Sgt. Vito Castellano to the rank of Lieutenant, at the annual salary of \$122,633, effective February 3, 2012.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

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#### 2012 - - 066 <u>APPROVAL OF PROMOTION OF SGT. EDWARD LUCAS</u> <u>TO THE RANK OF LIEUTENANT</u>

On motion of Councilman Cannella, seconded by Councilman Malfitano,

it was

RESOLVED to promote Sgt. Edward Lucas to the rank of Lieutenant, at the annual salary of \$122,633, effective February 3, 2012.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

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# 2012 - - 067 <u>APPOINTMENT OF AMANDA CHIUCCHINI TO</u> <u>THE PART TIME AVAILABILITY LIST</u> IN THE LAW DEPARTMENT

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to appoint Amanda Chiucchini to the Part Time Availability List in the Law Department, at the rate of \$17 per hour up to 35 hours per week.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

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#### 2012 - - 068 <u>APPROVAL TO ADD AUDRA DIONISIO TO</u> <u>THE PART TIME AVAILABILITY LIST</u>

On motion of Councilman Malfitano, seconded by Councilwoman Amelio,

it was

RESOLVED to add Audra Dionisio to the Part Time Availability List at the rate of \$11 per hour on an as needed basis.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

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#### <u>APPROVAL TO INCREASE THE HOURLY RATE OF PAY FOR RON CAPASSO TO</u> \$18,50 PER HOUR FOR JANUARY 19, 2012 TOWN BOARD MEETING ONLY

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to increase the hourly rate of pay for Ron Capasso to \$18.50 per hour for the January 19, 2012 Town Board Meeting only.

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

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, Malfitano and Sciliano

Supervisor Belmont

NAYS:

None

ABSENT:

None

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### APPROVAL FOR AN INCREASE IN HOURS TO 35 HOURS PER WEEK ON A TEMPORARY BASIS FOR GAIL FROHLICH

On motion of Councilman Cannella, seconded by Supervisor Belmont,

it was

RESOLVED to increase the hours of Gail Frohlich to 35 hours per week on a temporary basis to assist in the Purchasing Department, at the rate of \$11 per hour.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Purchasing Department and Ms. Frohlich.

Adopted by the following vote:

AYES:

Councilpersons Amelio, Cannella, 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, with all members voting in favor, declared closed at 10:50 PM.

Respectfully submitted,

Jacqueline Greer Town Clerk

FILED THIS
9th DAY OF
February 2012
Jacqueline Green
Town Clerk, Harrison, New York

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