

March 19, 2015

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 Thursday March 19, 2015 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:

Frank Allegretti Town Attorney

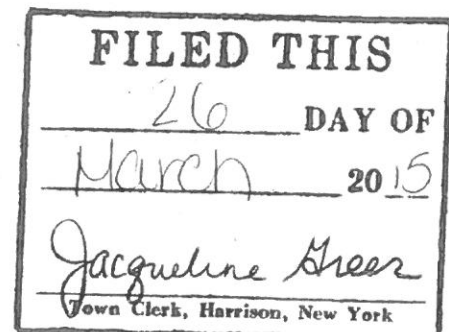
Jonathan Kraut Village Attorney

Chris Cipolla Deputy Village Attorney

Anthony Marraccini Chief of Police

Maureen MacKenzie Comptroller

Anthony Robinson Commissioner of Public Works



March 19, 2015

2015 - - 097

ACCEPTANCE OF CORRESPONDENCE AND REPORTS

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

RESOLVED to accept the following correspondence and reports:

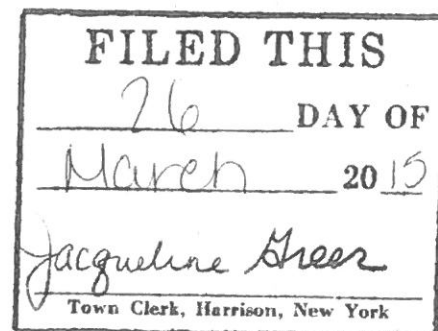
1. Monthly report by the Town Clerk for February 2015.
2. Monthly report by the Receiver of Taxes for February 2015.
3. Monthly report by the Acting Fire Marshal for February 2015.
4. Monthly report by the Chief of Police for February 2015.
5. Monthly report by the Superintendent of Recreation for February 2015.
6. Monthly report by the Building Inspector for February 2015.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 098

AUTHORIZATION FOR SUPERINTENDENT OF RECREATION GERRY SALVO
TO ATTEND THE NEW YORK STATE RECREATION AND PARKS SOCIETY
CONFERENCE ON APRIL 25 - APRIL 27, 2015
IN SARATOGA SPRINGS, NEW YORK

On motion of Councilman Malfitano, seconded by Councilwoman Amelio,

it was

RESOLVED to authorize Superintendent of Recreation Gerry Salvo to attend the New York State Recreation and Parks Society Conference on April 25 - April 27, 2015 in Saratoga Springs, New York at a cost for registration and travel expense not to exceed \$850.00. This is a budgeted item.

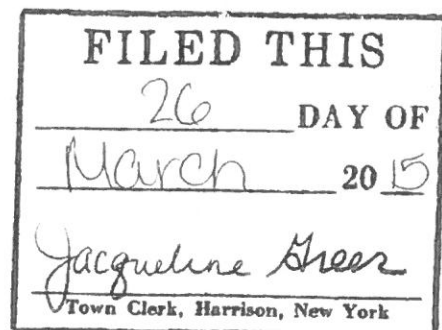
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Superintendent of Recreation.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 099a

PUBLIC HEARING RE: ENACTING LOCAL LAW ENTITLED
RESIDENTIAL PARKING SYSTEM IN THE TOWN OF HARRISON

Supervisor Belmont asked for a formal motion to close the Public Hearing.

Deputy Village Attorney Cippolla explained the Board needed to preserve the record. He requested that a Board member make a motion, another second it and the Board vote. "

Councilman Malfitano motioned that we formally close the Public Hearing and Councilman Sciliano seconded the vote. With all members voting in favor, the Public Hearing was closed.

Councilman Cannella acknowledged that the Board will monitor the new legislation and see what happens over 30, 60 and 90 days. He requested the public provide feedback.

Harrison resident Angela Badaloto asked when does this become effective?

Councilman Cannella said the time is not specific but it is not going to become effective until everything is worked out. There has to be permits printed. When ready it will be announced. It is enacted but it is not effective and it will take some time before it goes into effect. We expect it will be a very smooth transition.

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

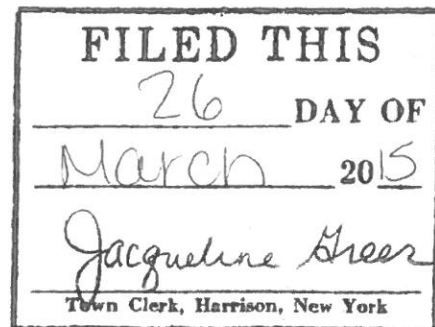
RESOLVED to formally close the Public Hearing.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 099b

APPROVAL TO ENACT LOCAL LAW NO. 1 OF 2015
ENTITLED RESIDENTIAL PARKING SYSTEM IN THE TOWN OF HARRISON

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to enact the Local Law No. 1 of 2015 entitled "Residential Parking System in the Town of Harrison".

A Local Law adding Chapter 193, entitled "Residential Parking System in the Town of Harrison", of the Town Code of the Town of Harrison as follows:

A. The Town Board finds and declares, that certain residential areas inundated with the parking of vehicles owned by non-area residents. Many of these non-area residents who park in this area are commuters who park and then take public transportation to their jobs.

B. The Town Board finds that a lack of parking for residents of these residential areas of the Town of Harrison has resulted in traffic hazards, congestion and air and noise pollution. In addition, such lack of parking poses a hazard to residents and other pedestrians in such area.

C. The Town Board finds that a residential parking system within such area will reduce such hazards and will reduce pollution levels as well. The Town Board, therefore, hereby declares the necessity of adopting a residential parking system.

§ 193-2. Statement of legislative purpose.

This legislation permitting the issuance of resident parking permits to qualified residents of the Town of Harrison is intended to achieve the following:

A. To reduce hazardous traffic conditions resulting from the use of streets within

area zoned for residential uses for the parking of vehicles by persons using district zoned for commercial or industrial uses, or by commuters using the railroad station to travel to their jobs.

B. To protect the residents from polluted air, excessive noise and trash and refuse caused by the entry of such vehicles; to protect the residents of this district from unreasonable burdens in gaining access to their residences; to preserve the character of those districts as residential districts; to promote efficiency in the maintenance of those streets in a clean and safe condition; to preserve the value of the property in those districts; and to preserve the safety of children and other pedestrians and traffic study and the peace, good order, comfort, convenience and welfare of the inhabitants of the Town.

C. It is the opinion and decision of the Town Board that it is in the best interest of the Town and its residents, in light of the foregoing legislative findings set forth to regulate parking of vehicles in the Town by the establishment of a residential parking permit system.

§ 193-3. Restricted parking zone established; Residential parking system in the Town of Harrison

A. Notwithstanding the provisions of any law to the contrary, the Town Board of the Town of Harrison hereby adopts a local law to provide for a residential parking permit system at no cost to the residents applicable to parking within the area in which such parking system is in effect in accordance with the provisions of this section.

B. Such residential parking system is established within the area of the Town of Harrison as follows: All of that area beginning at the intersection of Harrison Avenue and Broadway; running north on Harrison Avenue to Davenport Street; thence running east

on Davenport Street to Oakland Avenue; then running north along Oakland Avenue to the intersection of Macy Road; running thence north on Macy Road to the intersection of Macy Road and South Road and Sunnyside Avenue; running thence west along Sunnyside Avenue to Sunnyside Place; thence north to Emerson Place; thence along Emerson Place to Emerson Avenue north to Hyatt Avenue; thence west on Hyatt Avenue to Harrison Avenue; thence south on Harrison Avenue to Webster Avenue; thence west on Webster Avenue to Crotona Avenue; thence south on Crotona Avenue to Calvert Street; thence east on Calvert Street to Broadway; thence south on Broadway to the intersection of Harrison Avenue; the place of beginning, permit parking may be implemented on both sides of any street whose center line is herein utilized as a boundary description.

Provided, however, that except for the reference to state highways solely for the purposes of delineating the boundaries of the area described in this subdivision, the provisions of this section shall not apply to any state highway maintained by the state.

C. Notwithstanding the foregoing, no permit shall be required on streets where the adjacent properties are zoned for commercial/retail use.

D. This law providing for such residential parking system is necessitated by the lack of parking in the area designated above which has resulted in traffic hazards, congestion, air and noise pollution. Such lack of parking poses a hazard to residents and pedestrians in this area. The residential parking system will reduce such hazards and will reduce pollution levels as well.

E. Motor vehicles registered pursuant to section four hundred four-a

of the Vehicle and Traffic Law § 1662-c shall be exempt from any permit requirement under this Chapter.

F. Permit requirements shall be in effect on weekdays (Monday through Friday) from 6:00 a.m. until 7:00 p.m.

G. Notwithstanding anything herein to the contrary, twenty (20%) percent of all parking spaces within the permit area shall be available to nonresidents and shall provide short term parking of not less than ninety (90) minutes in duration in such area.

H. Notwithstanding anything herein to the contrary, all prohibitions on parking in excess of twenty-four (24) hours shall remain in effect for all vehicles within the permit area.

§ 193-4. Definitions.

As used in this article, the following terms shall have the meanings indicated:

AREA RESIDENT

The owner or owners or tenant or tenants of or in a residential dwelling whose primary residence is located within the restricted parking zone.

RESIDENT PARKING PERMIT

A sticker or decal issued by the Town Clerk or designee to an area resident to be affixed to the area resident's automobile which must be numbered and depict the license plate number.

RESTRICTED PARKING ZONE

The area or areas defined in § 193-3 of this chapter.

TOWN CLERK

The Town Clerk of the Town of Harrison

§ 193-5. Application for resident parking permit.

The Clerk or designee shall issue a resident parking permit to an area resident who files a complete application and meets all of the requirements of this article. The application and resident parking permit shall be in such form as said Clerk determines.

The Town Clerk shall issue residential parking permits and shall maintain a record of the license plate number and the vehicle identification number of each motor vehicle for which a residential parking permit is requested. The Town Clerk shall not issue a residential parking permit for any motor vehicle unless the owner of that motor vehicle demonstrates to the reasonable satisfaction of the Town Clerk, that such owner resides within the districts.

§ 193-6. Permit size and placement; proof of residency; eligibility; penalty; parking regulations.

A. Resident parking permits shall be no smaller than 2"x 2" and affixed to the rear driver's side window.

B. Area residents may be issued a resident parking permit upon submission to the Town Clerk of at least the following proof: a valid vehicle registration showing place of residence, a New York State Drivers License and a sworn and signed affidavit or application form as prepared by the Town Clerk that states that said residence is the applicant's primary residence in the Town of Harrison.

C. There shall be no fee for the resident parking permit. Said permit must be renewed annually. When said vehicle is sold or disposed of, it shall be the owner's responsibility to remove the resident parking permit and provide proof of removal when applying for a new sticker.

D. No area resident shall give or sell a resident parking permit to another person or otherwise allow it to be placed on a vehicle other than the vehicle listed on the resident parking permit.

E. For a vehicle to be eligible for a resident parking permit, an area resident must furnish proof of ownership either in the form of a registration, for a personally owned vehicle, or a letter on company letterhead, for a vehicle owned by the area resident's employer but utilized as a company car on a regular basis by the area resident employee.

F. Vehicles with commercial license plates shall not be eligible for resident parking permits.

G. The Town may revoke the resident parking permit of any area resident when it is found that a false or fraudulent application has been filed or it is found that the resident parking permit was improperly or wrongfully issued. The Town Clerk shall provide notice of such revocation, and the effective date of such revocation shall be the date of such notice. Such notice shall provide that the resident parking permit shall be removed from the vehicle or vehicles.

H. All resident parking permits issued under the provisions of this article shall expire on January 31, of each calendar year, unless revoked sooner by the Town in accordance with this article.

§ 193-7. Revocation or refusal of resident parking permits for scofflaws, reapplication upon payment of fines.

A. A "scofflaw" shall be an individual, corporation or other entity which as three or

more outstanding and unpaid parking violations issued by the Town of Harrison against his/her/it or any vehicle registered in his/her/its name for which a warrant or final notice of such violations has been mailed by or on behalf of the Town of Harrison.

B. The Town may revoke the resident parking permit of any area resident who is listed on the records of the town of Harrison as a scofflaw. The Town clerk shall provide notice of such revocation, and the effective date of such revocation shall be the date of such notice. Such notice shall provide that the resident parking permit holder shall remove the resident parking permit from the vehicle.

C. Area residents who have had their resident parking permits revoked may apply for and be issued a new resident parking permit if they provide evidence that all outstanding parking tickets issued in their name or in the name of the owner of the vehicle have been paid in full.

D. No resident parking permit shall be issued to any area resident who is listed on the records of the Town as a scofflaw.

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

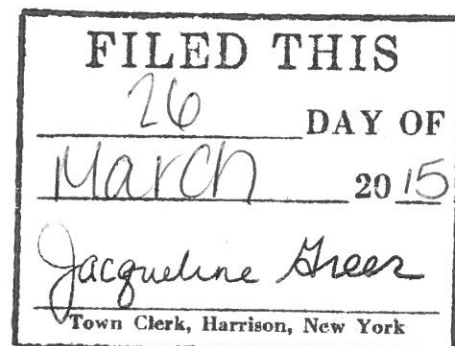
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Police Department.

Adopted by the following vote:

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

NAYS: None

ABSNET: None



March 19, 2015

2015 - - 100

AUTHORIZATION FOR A BUDGET MODIFICATION

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

RESOLVED to authorize the following budget modification:

Increase:

002-0000-059-5999	55,015
Library-Appropriated Fund Balance	

Increase:

002-7410-100-0407	55,015
Library-Special Services	

To Increase fund balance in order to pay for Library Relocation Services:

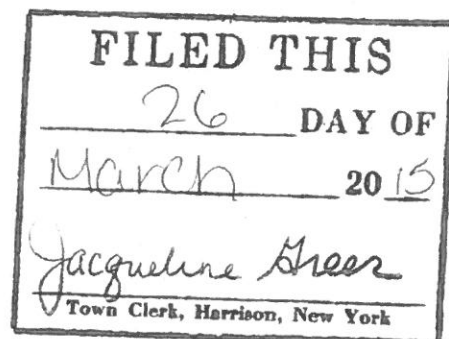
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 101

APPROVAL OF A SPECIAL EVENT PERMIT FOR THE COLON CANCER
CHALLENGE FOUNDATION REMEMBRANCE & PREVENTION WALK AT
MANHATTANVILLE COLLEGE ON MARCH 29, 2015

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Building Inspector Robert Fitzsimmons on behalf of the Colon Cancer Challenge Foundation for a Special Event Permit for their Remembrance & Prevention Walk at Manhattanville College on Sunday March 29, 2015 from 10:00 AM to 2:00 PM.

FURTHER RESOLVED that the permit fee be waived.

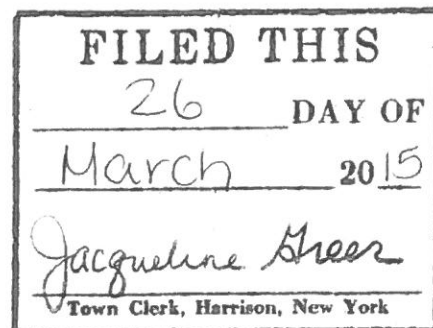
FURTHER RESOLVED to forward a copy of this Resolution to the Building Inspector, the Police Department and the Colon Cancer Challenge Foundation.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 102

AUTHORIZATION TO CLOSE UNION AVENUE BETWEEN
RAMAPO TRAIL AND CAYUGA TRAIL ON APRIL 26, 2015
FROM 10:00 AM to 10:45 AM TO HOLD A PARADE/WALK

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Rabbi Hammerman for authorization to close Union Avenue between Ramapo Trail and Cayuga Trail on Sunday April 26, 2015 from 10:00 AM to 10:45 AM to hold a parade/walk from the Young Israel of Harrison leading to the synagogue for the dedication of the renewed synagogue sanctuary.

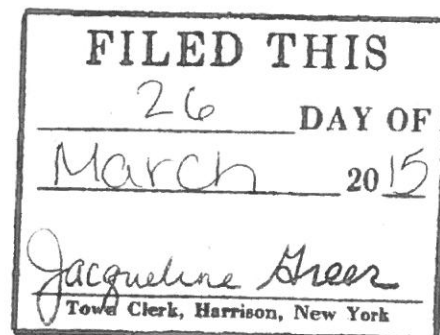
FURTHER RESOLVED to forward a copy of this Resolution to Rabbi Hammerman and the Police Department.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 103
OLD BUSINESS
HARRISON PUBLIC LIBRARY

Harrison resident Elizabeth Pritchard asked if it was possible to have the budget modifications itemized?

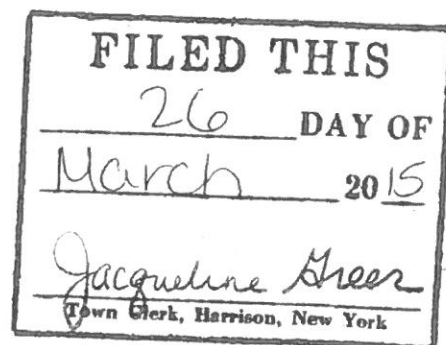
Supervisor Belmont said it was a modification for the library in the amount of \$55,000.

Town Clerk Jackie Greer explained that in the future if a resident wanted a full explanation of an agenda item they could go on-line and they could just click on the agenda item and the back-up information will pop up.

Comptroller MacKenzie explained that renovations at the library are doing wonderfully. The budget modification occurred because the library books had to be moved and stored. Last year the Board appropriated the funds from the fund balance and put it into a line to pay for it but we only paid for the first half so the monies went back into fund balance and now we are taking it in 2015 to pay for the balance.

Supervisor Belmont asked Councilman Sciliano to give an update on the library renovation.

Councilman Sciliano said the library renovation is progressing very well. It is sheet rocked, taped and some walls have been prime painted. The acoustic ceiling grid is installed and contractors are completing the sprinkler heads. The contractor is doing a good job and everything is moving along pretty good.



March 19, 2015

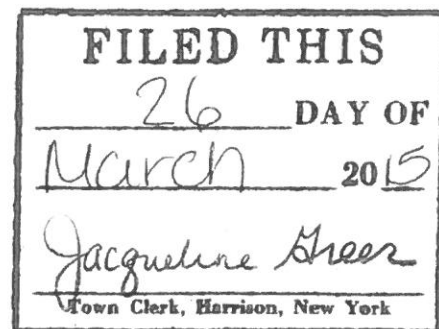
2015 - - 104

MATTERS FOR EXECUTIVE SESSION

Personnel: 1
Investigation: 1
Settlement of Claim: 1

On motion duly made and seconded,
with all members voting in favor,
the Meeting was recessed to Executive Session at 7:44 PM.

On motion duly made and seconded,
with all members voting in favor,
the Meeting was reconvened at 9:13 PM.



March 19, 2015

2015 - - 105

AUTHORIZATION TO PROVISIONALLY APPOINT MICHAEL J SIRULL
TO THE POSITION OF ENGINEERING TECHNICIAN (CIVIL)

On motion of Councilman Sciliano, seconded by Councilwoman Amelio,

it was

RESOLVED to provisionally appoint Michael J. Sirull to the position of Engineering Technician (Civil), Grade X, Step I, at an annual salary of \$56,761.00, effective April 1, 2015.

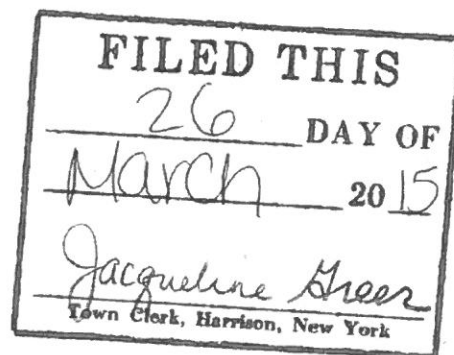
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager and the Town Engineer.

Adopted by the following vote:

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

NAYS: None

ABSNET: None



March 19, 2015

2015 - - 106

AUTHORIZATION TO REMOVE NELSON EDWARDS FROM THE
HIGHWAY DIVISION AND APPOINT HIM TO THE POSITION OF CLEANER
IN THE PARKS/GENERAL TOWN BUILDINGS DIVISION
OF THE DEPARTMENT OF PUBLIC WORKS

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to remove Nelson Edwards from the Highway Division of the Department of Public Works and appoint him to the position of Cleaner in the Parks/General Town Buildings Division of the Department of Public Works at an annual salary of \$51,000 per year effective March 23, 2015.

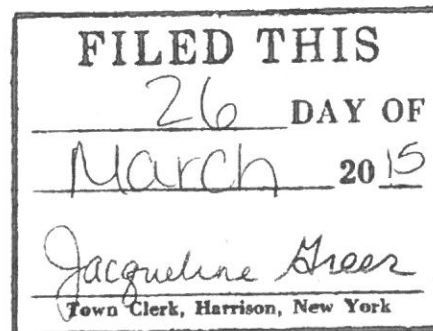
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager and the Commissioner of Public Works.

Adopted by the following vote:

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

NAYS: None

ABSNET: None



March 19, 2015

2015 - - 107

APPOINTMENT OF MICHAEL DELACY TO THE POSITION OF
ROAD MAINTAINER IN THE HIGHWAY DIVISION OF
THE DEPARTMENT OF PUBLIC WORKS

On motion of Supervisor Belmont, seconded by Councilwoman Amelio,

it was

RESOLVED to appoint Michael Delacy to the position of Road Maintainer in the Highway Division of the Department of Public Works, at the annual salary of 57,115.20, which is 80% of the Teamster Contract for Road Maintainer in the Highway Division, effective April 6, 2015.

FURTHER RESOLVED that this appointment is conditional upon Mr. Delacy passing a physical, drug and alcohol test.

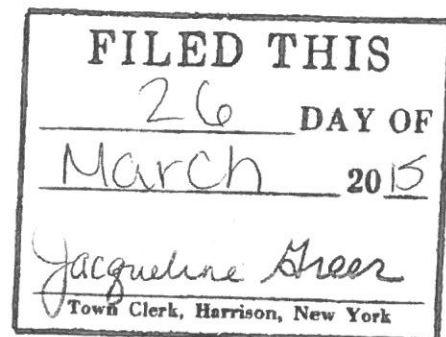
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Law Department and the Commissioner of Public Works.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 108

APPOINTMENT OF BRANDON VACCARO TO THE POSITION OF
ROAD MAINTAINER IN THE HIGHWAY DIVISION OF
THE DEPARTMENT OF PUBLIC WORKS

On motion of Councilman Sciliano, seconded by Councilman Malfitano,

it was

RESOLVED to appoint Brandon Vaccaro to the position of Road Maintainer in the Highway Division of the Department of Public Works, at the annual salary of 57,115.20, which is 80% of the Teamster Contract for Road Maintainer in the Highway Division, effective April 6, 2015.

FURTHER RESOLVED that this appointment is conditional upon Mr. Vaccaro passing a physical, drug and alcohol test.

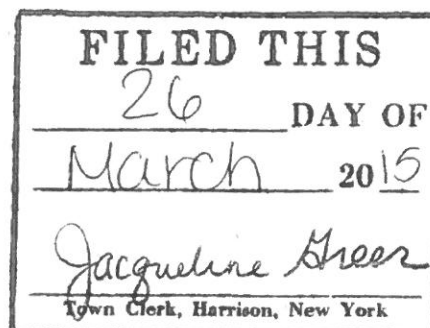
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Law Department and the Commissioner of Public Works.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 109

APPOINTMENT OF ADAM PASSARELLA TO THE POSITION OF
ROAD MAINTAINER IN THE HIGHWAY DIVISION OF
THE DEPARTMENT OF PUBLIC WORKS

On motion of Supervisor Belmont, seconded by Councilwoman Amelio,

it was

RESOLVED to appoint Adam Passarella to the position of Road Maintainer in the Highway Division of the Department of Public Works, at the annual salary of 57,115.20, which is 80% of the Teamster Contract for Road Maintainer in the Highway Division, effective April 6, 2015.

FURTHER RESOLVED that this appointment is conditional upon Mr. Passarella passing a physical, drug and alcohol test.

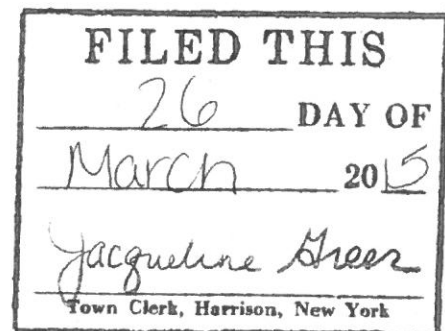
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Law Department and the Commissioner of Public Works.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 - - 110

APPOINTMENT OF RICHARD DIBUONO TO THE POSITION OF
ROAD MAINTAINER IN THE HIGHWAY DIVISION OF
THE DEPARTMENT OF PUBLIC WORKS

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to appoint Richard DiBuono to the position of Road Maintainer in the Highway Division of the Department of Public Works, at the annual salary of 57,115.20, which is 80% of the Teamster Contract for Road Maintainer in the Highway Division, effective April 6, 2015.

FURTHER RESOLVED that this appointment is conditional upon Mr. DiBuono passing a physical, drug and alcohol test.

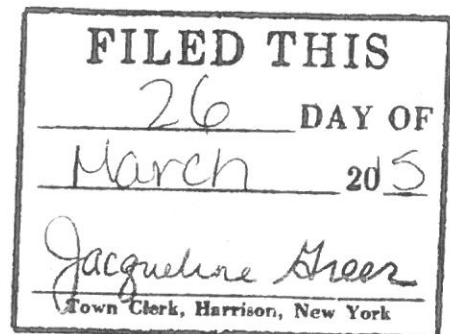
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Law Department and the Commissioner of Public Works.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



March 19, 2015

2015 -- 111

APPOINTMENT OF JOSEPH SALERNO TO THE POSITION OF
MAINTENANCE MECHANIC ELECTRICIAN IN
PARKS/GENERAL TOWN BUILDINGS DIVISION OF
THE DEPARTMENT OF PUBLIC WORKS

On motion of Supervisor Belmont, seconded by Councilwoman Amelio,

it was

RESOLVED to appoint Joseph Salerno to the position of Maintenance Mechanic Electrician in the Parks/General Town Buildings Division of the Department of Public Works, at an annual salary of \$65,104.00, which is 80% of the Teamster Contract for a Maintenance Mechanic Electrician in the Parks/General Town Buildings Division, effective April 6, 2015.

FURTHER RESOLVED that this appointment is conditional upon Mr. Salerno passing a physical, drug and alcohol test.

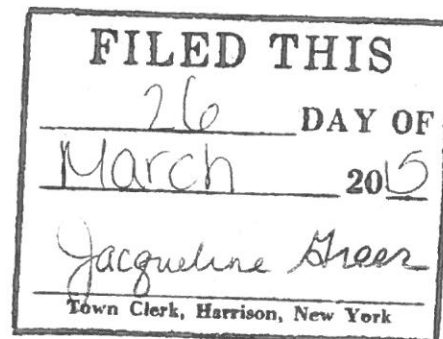
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, the Law Department and the Commissioner of Public Works.

Adopted by the following vote:

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

NAYS: None

ABSNET: None



March 19, 2015

2015 - - 112

AUTHORIZATION TO SETTLE THE CLAIM IN THE MATTER OF
WELTZ V. TOWN OF HARRISON

On motion of Supervisor Belmont, seconded by Councilman Malfitano,

it was

RESOVLED to settle the claim in the matter of Weltz v. Town of Harrison in the amount of \$3,050.42 subject to claimant signing a general release.

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

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,
declared closed at 9:15 PM.

Respectfully submitted,

Jacqueline Greer
Town Clerk

