

January 24, 2008

A regular meeting of the Village Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on the 24th day of January at 7:30 PM, Eastern Standard Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan B. Walsh Mayor

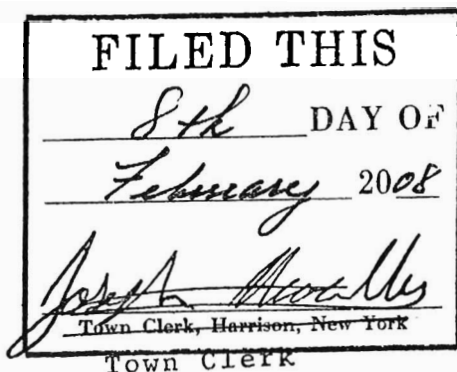
Joseph Cannella)
Patrick Vetere) Trustees
Thomas Scappaticci)
Fred Sciliano)

ALSO ATTENDING

Frank Allegretti Town Attorney
Fred Castiglia Deputy Town Attorney
Robert Paladino Village Attorney
Jonathan Kraut Deputy Village Attorney
David Hall Chief of Police
Maureen MacKenzie Treasurer
Judy D'Agostinis Director of Purchasing
Robert Wasp Commissioner of Public Works
James Calandrucchio Assessor
Bob FitzSimmons Building Inspector

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January 24, 2008

V - - 2008 - - 008 (corrected)

APPROVAL FOR A FUNDING SOURCE RE: THE STIPEND FOR
ONE VILLAGE ATTORNEY AND TWO TOWN ATTORNEYS

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED that funding for the stipend for one Village Attorney, Jonathan Kraut and two Town Attorney's, Frank Allegretti and Fred Castiglia, (TBR 2008-023), in the amount of \$5,000, annually, to be paid quarterly, for each attorney. Funding is to come from the Contingency Fund.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer and the Attorneys.

Adopted by the following vote:

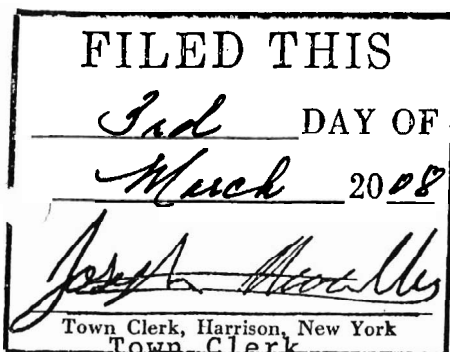
AYES: Trustees Cannella, Scappaticci, Vetere and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None

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January 24, 2008

V - - 2008 - - 009

BID AWARD TO VOELKER EQUIPMENT COMPANY, INC., OF PINE BUSH, NY, FOR THE PURCHASE OF ONE ALL TERRAIN MULTI PURPOSE WALKING MOBILE EXCAVATION SYSTEM (MENZI MUCK EXCAVATOR) FOR THE HIGHWAY DIVISION OF THE DPW COST: \$243,600

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for a Bid Award to Voelker Equipment Co., Inc., P.O. Box 868, Pine Bush, NY, having met all the requirements and specifications and being the lowest bidder for the purchase of one All Terrain Multi Purpose Walking Mobile Excavation System (Menzi Muck Excavator) for the Highway Division of the Department of Public Works, at a total cost of \$243,600 as follows:

Unit Price	\$227,590.
2 nd year extended warranty	3,660.
Transporter Model 20DT	11,500.
Transporter Model 20DT- 2 nd year extended warranty	850.

FURTHER RESOLVED that the amount of \$240,000 is available in C. I. #07HW25.

FURTHER RESOLVED that the remaining amount of \$3,600 is available in the operating budget of the Highway Department.

FURTHER RESOLVED to authorize the Village Attorney to prepare the contract, which the Mayor is authorized to execute.

FURTHER RESOLVED to authorize the Treasurer, upon receipt of claims to audit and upon audit, the Mayor to pay same.

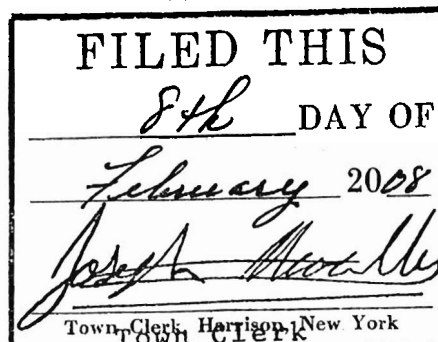
FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Director of Purchasing, the Commissioner of Public Works and the Village Attorneys.

Adopted by the following vote:

AYES: Trustees Cannella, Vetere, Scappaticci and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None



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January 24, 2008

V - - 2008 - - 010

BID AWARD TO ALMSTEAD TREE & SHRUB CARE COMPANY,
NEW ROCHELLE, NY, FOR THE 2008 TREE REMOVAL/TRIMMING CONTRACT
COST: \$47,912

On motion of Trustee Cannella, Trustee Scappaticci,

it was

RESOLVED to approve the request of Director of Purchasing Judy D'Agostinis for a Bid Award to Almstead Tree & Shrub Care Company, 58 Beechwood Avenue, New Rochelle, NY, having met all the requirements and specifications and being the lowest bidder for the 2008 Tree Removal/Trimming Contract at a total cost of \$47,912 as follows:

- A. Lump Sum Price \$26,934.
- B. Unit Price Items 18,978.
- C. Police for Traffic Control Services 2,000.

FURTHER RESOLVED that funding is available in C.I. Project #07HW18.

FURTHER RESOLVED to authorize the Village Attorney to prepare the contract, which the Mayor is authorized to execute.

FURTHER RESOLVED to authorize the Treasurer, upon receipt of claims to audit and upon audit, the Mayor to pay same.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Director of Purchasing, the Commissioner of Public Works and the Village Attorneys.

Adopted by the following vote:

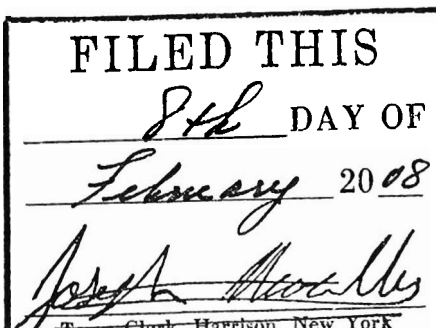
AYES: Trustees Cannella, Vetere, Scappaticci and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None

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January 24, 2008

V -- 2008 -- 011

APPROVAL FOR AN ENGINEERING STUDY WITH DOLPH ROTFELD ENGINEERING
FOR WORK RELATED TO THE PREPARATION
FOR THE FEMA HAZARD MITIGATION GRANT #1665-0005 COST: \$72,500.

On motion of Trustee Vetere, seconded by Trustee Scappaticci,

it was

RESOLVED to retain the services of Dolph Rotfeld for a professional engineering service contract for work related to the preparation of the FEMA Hazard Mitigation Grant #1665-0005, at a cost not to exceed \$72,500. The proposal includes the following:

1. Introduction and document/data collection
2. Risk Assessment
3. Hazard Policy Development
4. Mitigation Objectives and Strategies
5. Plan Implementation and Monitoring

FURTHER RESOLVED that funding is available in Capital Account #07PW15.

FURTHER RESOLVED to authorize the Village Attorney to review the draft contract prepared by Dolph Rotfeld and the Mayor to execute same.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works and the Village Attorneys.

Adopted by the following vote:

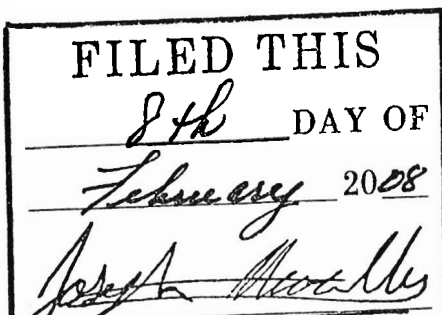
AYES: Trustees Cannella, Vetere, Scappaticci and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None

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January 24, 2008

V - - 2008 - - 012

APPROVAL FOR YEAR END 2007 BUDGET TRANSFERS AND MODIFICATIONS

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to authorize the request of Treasurer Maureen MacKenzie for approval for the following Year-end 2007 Budget Transfers/Modifications, due to settlement of contracts under budgeted salary lines.

INCREASE:		DECREASE:	
005-8160-100-0102		005-8160-100-0402	
SANITATION SALARIES	\$ 85,432	EQUIP MTCE & REPAIR	\$ 17,444
05-8160-100-130		005-8160-100-407	
SANITATION PART TIME	\$ 8,447	SPECIAL SERVICE	\$ 1,875
05-8160-100-181		005-8160-100-0414	
SANITATION LONGEVITY	\$ 13,063	DUMPING REFUSE	\$ 51,428
05-8160-100-183		005-8160-100-0418	
SALARIES OUT OF TITLE	\$ 2,957	TELEPHONE	\$ 325
05-9000-100-835		005-8160-100-0423	
MEDICARE	\$ 2,267	UNIFORM ALLOWANCE	\$ 1,560
05-9000-100-830		005-9000-100-0860	
SOCIAL SECURITY	\$ 9,688	MAJOR MEDICAL	\$ 69,000
005-9000-100-0840		005-1900-100-4407	
WORKERS COMP	\$ 41,633	SPECIAL SERVICES	\$ 5,000
05-9000-100-850		005-1900-100-4436	
UNEMPLOYMENT	\$ 7,757	INSURANCE PREMIUMS	\$ 6,662
05-1900-100-4461		005-1900-100-4440	
JUDGMENTS AND CLAIMS	\$ 588	REAL PROPERTY TAXES	\$ 1,493
	\$171,832	005-1900-100-4412	
BUDGET MODIFICATION:		BONDS & NOTES ISSUED	\$ 980
INCREASE:		005-1900-100-4490	
05-9000-100-840		CONTINGENCY	\$ 14,857
WORKERS COMP.	\$ 357,190	005-8160-100-0459	
INCREASE:		RECYCLING	\$ 1,208
005-0000-059-5999			
APPROPRIATED FUND BALANCE	\$ 357,190		\$ 171,832

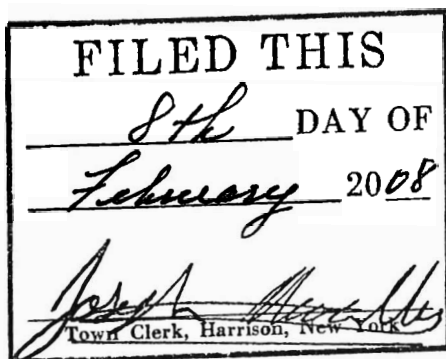
FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer.

Adopted by the following vote:

AYES: Treasurer Cannella, Vetere, Scappaticci and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None



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January 24, 2008

V -- 2008 -- 013

AUTHORIZATION FOR ADDITIONAL FUNDING TO
RICHARD HENRY BEHR, ARCHITECT
RE: THE HARRISON STATION SITE. COST \$50,000.

Mayor Walsh reported that to date, the Board has authorized Demand Notes for the Parking Authority in the amount of \$300,000. At this time, there is about \$25,000 left in that account, less the \$8,800 that was authorized for Mr. Behr at the Parking Authority meeting of December 28, 2007. That \$8,800 has not yet been paid as we are waiting for a detailed invoice from Mr. Behr.

On motion of Trustee Cannella, seconded by Trustee Vetere,

it was

RESOLVED to authorize the request of Mayor Walsh for additional funding for Richard Henry Behr, Architect, for the MTA project, in the amount of \$50,000.

FURTHER RESOLVED to authorize funding in the amount of \$100,000.

FURTHER RESOLVED to authorize the Village Attorney to prepare the Demand Note from the Parking Authority to cover the expenditure.

FURTHER RESOLVED to forward a copy of this Resolution to the Mayor, the Treasurer and the Commissioner of Public Works.

Adopted by the following vote:

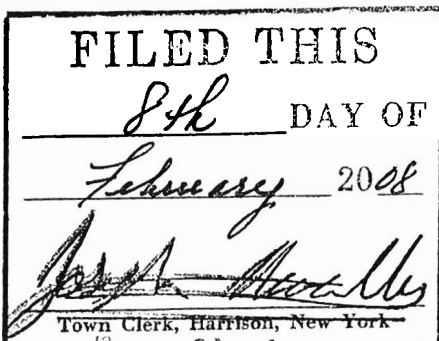
AYES: Trustees Cannella, Vetere, Scappaticci and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None

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January 24, 2008

V - - 2008 - - 014

AUTHORIZATION FOR AMENDMENT #1 TO THE CONTRACT WITH DIVERSIFIED TECHNOLOGY CONSULTANTS FOR WORK RELATED TO PASSIDOMO PARK POOL DESIGN. COST: \$100,200. TOTAL COST TO DATE: \$407,700.

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to approve the request of Commissioner of Public Works for authorization for contract Amendment #1 with Diversified Technology Consultants for work related to the ongoing Passidomo Park north site work (Phase 2A) and pool design changes (Phase 2B) as required by the Westchester County Department of Health, at a cost not to exceed \$100,200.

The work tasks associated with this change order include:

1. Review and study of the washout from Lake Street stormwater at park exit
2. Drainage analysis for remedial action to prevent washout
3. Prepare plans and contract change order for remedial drainage
4. Coordinate remedial plans with Town and contractor
5. Tree removal to enhance sightline from pool area
6. Revise utilities to pool building due to changes to fire protection requirements
7. Pool redesign due to Westchester County Department of Health Code Changes at time of bid (July 2007)
8. Proposed redesign for lap pool for competition specifications

FURTHER RESOLVED to increase the upset limit for this contract by \$100,200 from \$307,500 to \$407,700.

FURTHER RESOLVED to authorize the Treasurer to bond the \$100,200 (plus bonding costs.)

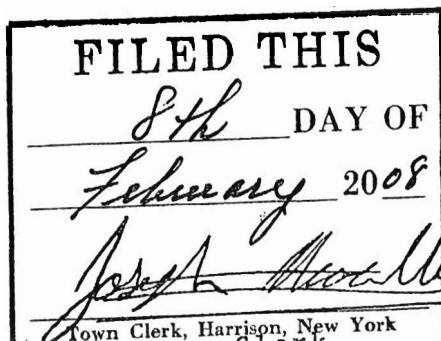
FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works and the Village Attorneys.

Adopted by the following vote:

AYES: Trustees Cannella, Vetere, Scappaticci and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None



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January 24, 2008

V - - 2008 - - 015 (corrected)

AUTHORIZATION FOR AMENDMENT #2 TO THE CONTRACT WITH DIVERSIFIED TECHNOLOGY CONSULTANTS RE: WORK RELATED TO PASSIDOMO PARK DEVELOPMENT OF CONCEPT PLANS FOR THE RECREATION BUILDING AND RENOVATION OF THE EXISTING MAINTENANCE BUILDING.
COST: \$41,000 TOTAL COST TO DATE: \$448,700.

On motion of Trustee Scappaticci, seconded by Trustee Cannella,

it was

RESOLVED to approve the request of Commissioner of Public Works for authorization for Amendment #2 to the contract with Diversified Technology Consultants for work related to Passidomo Park development of concept plans for the Recreation Building and renovation of the existing maintenance building, at a cost not to exceed \$41,000.

FURTHER RESOLVED to increase the upset limit from \$407,700 to \$448,700.

FURTHER RESOLVED to authorize the Treasurer to bond the \$41,000 (plus bonding costs.)

FURTHER RESOLVED to bond (VBR #V-2008-014 and V-2008-015) Amendment #1 and Amendment \$2 with Diversified Technology, for a total amount of \$141,200 (plus bonding costs).

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works and the Village Attorneys.

Adopted by the following vote:

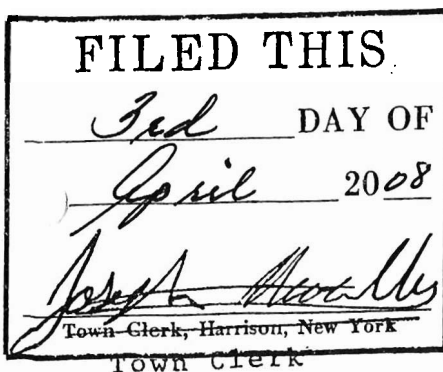
AYES: Trustees Cannella, Vetere, Scappaticci and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None

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January 24, 2008

V - - 2008 -- 016

AUTHORIZATION FOR ARCHITECTURAL AND ENGINEERING SERVICES RE:
GLEASON PLACE GARAGE. COST: \$11,800.

Trustee Cannella said there was discussion on this was probably around October 2007 and since it involved potential executive session type subjects and he didn't think anything further was done.

Commissioner of Public Works Bob Wasp responded Yes, there was a proposal to take the Gleason Place Garage to the next level for a design proposal.

Mr. Cannella asked, since the rehabilitation of the Garage needs to be done and it needs to be done in the short-run, are these expenditures going to be wasted money.

Trustee Scappaticci replied No.

Commissioner Wasp replied that the ventilation work will continue as part of the ultimate garage. The piece that will be lost will be the bunker type garages in the back due to structural damage. That will be lost when and if we modify the facility.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to approve the request of Commissioner of Public Works Bob Wasp for authorization for Architectural and Engineering Services with Gary Spilatro for work related to inspection services for the Gleason Place Garage, at a cost not to exceed \$11,800.

FURTHER RESOLVED to authorize the Director of Purchasing to issue a Purchase Order at an amount not to exceed \$11,800.

FURTHER RESOLVED that funding is available in Capital Account #04GB18.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Commissioner of Public Works, the Director of Purchasing and the Village Attorneys.

Adopted by the following vote:

AYES: Trustees Cannella, Vetere, Scappaticci and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None

FILED THIS
8th DAY OF
February 2008
[Signature]

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January 24, 2008

V -- 2008 -- 017

MATTERS FOR EXECUTIVE SESSION:

Acquisition of Real Property 1

Attorney Phil Marraccini asked to speak again regarding an earlier matter, just to clear the record, and before the Board adjourns to executive session. His position with regard to 23575 Subdivision D, is that, its only the Building Inspector that can initiate the initial 30 day stay and this Town Board would not have the authority to do anything absent the action of that Building Inspector in the first instance after the submission of hardship and findings that are required by the Building Inspector to make. This Board only has the ability and the alternative after that 30 day period has been granted by the Building Inspector, then grant an additional 120 days on the application of either the Building Inspector or in this case the tenant. Regardless of what this Board might be inclined to do, they can't do anything on this application, absent the recommendation coming from the Building Inspector.

FILED THIS
8th DAY OF
February 20 08
Joseph A. M... ..
Town Clerk, Harrison, New York
Town Clerk

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January 24, 2008

V - - 2008 - - 018
DISCUSSION RE: CERTIORARI

Mayor Walsh asked if the Village had to bond the Fire Districts. The answer was No. They are due in the next few weeks and there are others coming due quite soon. Treasurer Maureen MacKenzie would like authorization to speak to the Bonding Attorney in order to prepare a bond resolution.

Treasurer MacKenzie wanted the Board to have the information regarding monies due and payable in the next several weeks. Mrs. MacKenzie stated that she paid Old Oaks.

Trustee Cannella replied that he had to ponder it. As he recalled the Board has not been bonding certiorari.

Treasurer MacKenzie replied that the last few years certiorari were not bonded. Last year \$200,000 was budgeted, and it came in at \$500 over that. Previous years the Town was hit pretty hard.

Trustee Scappaticci asked how much was put into the budget this year. Mrs. MacKenzie answered \$200,000 and Old Oaks was paid somewhere about \$75,000. total is \$428,000. The amount needed at this time is \$428,000 the amount that we have \$200,000 which leaves the Town with \$228,000, and there are several more. The Assessor will be contacting Mrs. MacKenzie.

Trustee Cannella asked that the Treasurer circulate the amount of actual expenditures regarding certiorari for the last four or five years and the funding source. He stated he didn't remember bonding these.

Mrs. MacKenzie replied they were not bonded and that she could circulate the expenditures by tomorrow. They have not been bonded in the last five years. The problem is the fund balance has gone from \$7.7 million in 2000 to just under \$4 million in 2006.

Mr. Cannella wants to see the historical pattern of what the amounts have been over the last five years. If were going back into the bonding business, he would like to see if this is consistent in terms of numbers, knowing that Mrs. MacKenzie can't project, in terms of amounts, what the rest of the year will look like, but we can see what we spent.

Mrs. MacKenzie said that in the next few days she could give the Board a better idea of what's out there.

Trustee Vetere asked if they had any other choice.

Trustee Cannella answered that they had the choices that have been using for the past five years, and that is they have not been bonding.

Mrs. MacKenzie replied that we've been depleting the Fund Balance.

Trustee Cannella replied that on one hand you're criticized for bonding and on the other hand you want to pay as you go this particular item, even though in some cases it was quite large we didn't bond it. Why should we bond it now.

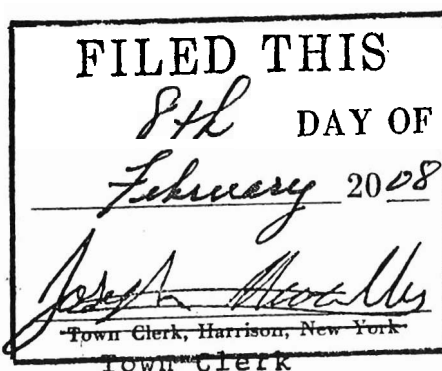
On motion duly made and seconded,
with all members voting in favor,
the Meeting was recessed for Executive Session at 9:39 PM.

On motion duly made and seconded,
with all members voting in favor,
the meeting was re-convened at 12:26 PM.

There being no further matters to come before the Board,
the meeting was, on motion duly made and seconded,
with all members in favor, declared closed at 12:26 PM.

Respectfully submitted,

Joseph Acocella,
Village Clerk



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