

July 7, 2011

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 Thursday, July 7, 2011, at 7:30 PM. Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan Walsh Mayor

Joseph Cannella)
Fred Sciliano)
Patrick Vetere) Trustees
Marlane Amelio)

ALSO ATTENDING:

Frank Allegretti Town Attorney
Fred Castiglia Deputy Town Attorney
Jonathan Kraut Deputy Village Attorney
Anthony Robinson Commissioner of Public Works
Maureen MacKenzie Treasurer
Anthony Marraccini Chief of Police
Ron Belmont Advisor to the Recreation Department

Copies to:

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FILED THIS
19th DAY OF
August 2011
Joseph J. Scavone, Deputy
Town Clerk, Harrison, New York

July 7, 2011

V - - 2011 - - 065

APPROVAL FOR ALCOM SYSTEMS TO INSTALL AN EXTERIOR ENTRY DOOR
ACCESS CONTROL SYSTEM FOR THE EXTERIOR DOORS
AT TOWN/VILLAGE HALL

On motion of Trustee Cannella, seconded by Trustee Vetere,

it was

RESOLVED for Alcom Systems to install an exterior entry door access control system for the exterior doors at the Town/Village Hall, 1 Heineman Place, Harrison, NY, at a cost of \$5,855. This system would be an expansion of the system installed for the Court Clerk's office.

FURTHER RESOLVED that funding is available in Capital Account #06GB18.

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

Adopted by the following vote:

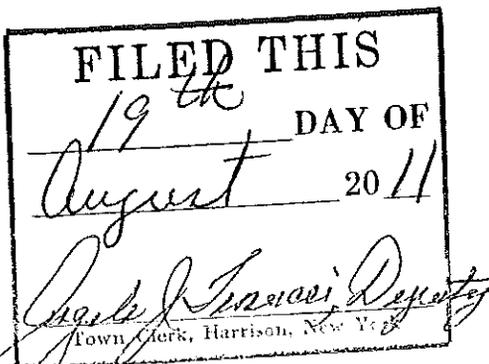
AYES: Trustees Amelio, Cannella, Sciliano and Vetere
Mayor Walsh

NAYS: None

ABSENT: None

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- Supvs'r
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July 7, 2011

V -- 2011 -- 066 -- a

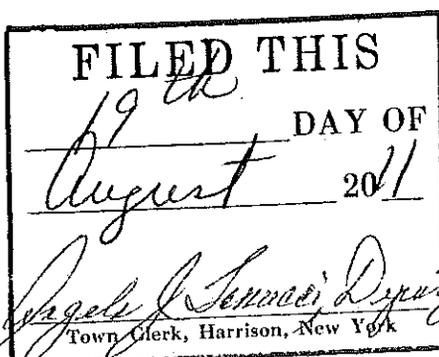
CONTINUATION OF PUBLIC HEARING:
RE: AMENDING CHAPTER 155 OF THE TOWN/VILLAGE CODE ENTITLED
"GARBAGE, RUBBISH AND REFUSE" BY LOCAL LAW NO 1 OF 2011

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

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

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July 7, 2011

V -- 2011 -- 066 -- b

APPROVAL OF LOCAL LAW NO. 1 OF 2011
RE: AMENDING CHAPTER 155 OF THE TOWN/VILLAGE CODE ENTITLED
"GARBAGE, RUBBISH AND REFUSE" AND
AMENDING SECTION 155-1 B. (4) AND (5) OF THE TOWN/VILLAGE CODE
ENTITLED "PLACEMENT FOR COLLECTION;
COLLECTION IN COMMERCIAL DISTRICTS

On motion of Trustee Cannella, seconded by Trustee Amelio,

it was

RESOLVED to approve Local Law No. 1 of 2011, amending Chapter 155 of the Town/Village Code entitled: "Garbage, Rubbish and Refuse" and amending section 155-1 B. (4) and (5) of the Town/Village Code of the Town/Village of Harrison entitled "Placement for collection; collection in commercial districts".

A Local Law amending Chapter 155 of the Town/Village Code entitled "Garbage, Rubbish and Refuse" by Local Law No. 1 of 2011, by amending Section 155-1 B. (4) and (5) entitled "Placement for collection; collection in commercial districts to read as follows:

- (4) Every Commercial Establishment within the Town/Village of Harrison shall, annually pay a Commercial Establishment Registration Fee, set by Town Board Resolution and therewith certify to the Town/Village, in writing upon forms provided by the Town/Village for such purpose, where its trash, rubbish and garbage is being disposed of, whether by municipal collection as provided for in this chapter or by private carter. If by private carter, the certification shall identify by owner name, address and telephone number, the particular private carter with whom that Commercial Establishment has a contract for collection. The certification shall also provide the Establishment name, number of pails or bags, pail location, number of dumpsters and dumpster location that all trash, rubbish and garbage generated by that Commercial Establishment is being disposed of in accordance with this chapter, and that no such trash, rubbish or garbage is being removed from its premises by anyone other than the municipality or a private carter which is duly and legally licensed to remove, cart and dispose of trash, rubbish and garbage in accordance with county, state or federal government or agency thereof. Both the failure to make such certification or, upon such certification, the disposal of trash, rubbish or garbage in a manner other than as certified shall constitute a violation of this provision. Notwithstanding the foregoing, any building with a total of three dwelling units shall be exempt from the requirements of this paragraph.
- (5) Every Commercial Establishment within the Town/Village of Harrison shall be charged fees for municipal collection of trash, rubbish and garbage by the municipality at rates set forth by Town Board Resolution and late penalties, if applicable, set forth by Town Board Resolution. Penalties for late payment shall

be charged in the amounts set by Town Board Resolution for fees unpaid for 45 days or more and any penalties for late payment assessed thereon may be charged to the property from which the trash, rubbish or garbage is being generated as a special assessment upon and against such land, such assessment to be a lien and to be collectible and enforceable in the same manner and by the same procedures as apply to general or other special assessments. Notwithstanding the foregoing, any building with a total of three dwelling units shall be exempt from the requirements of this paragraph.

This Local Law shall be effective immediately upon filing with the office of the Secretary of State, as provided by law.

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

Adopted by the following vote:

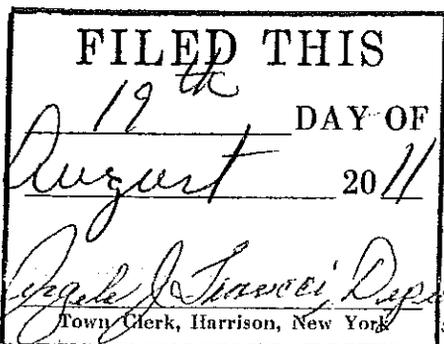
AYES: Trustees Amelio, Cannella, Vetere and Sciliano
Mayor Walsh

NAYS: None

ABSENT: None

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July 7, 2011

V -- 2011 -- 067

APPROVAL OF A BID AWARD TO BILOTTA CONSTRUCTION
FOR THE 2011 SIDEWALK AND RESURFACING PROJECT
AT THEIR TOTAL NET BID PRICE OF \$674,203.12

On motion of Trustee Cannella, seconded by Trustee Amelio,

it was

RESOLVED to approve the Bid Award to Bilotta Construction, 296 Purchase Street, Rye, NY, 10580, having met all the requirements of the specifications for the 2011 Sidewalk and Resurfacing Project, at their total net bid price of \$674,203.12.

FURTHER RESOLVED that funding is available in the Capital Account #11HW06.

FURTHER RESOLVED to authorize the Law Department to prepare the contract and the Mayor is authorized to execute same.

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

Adopted by the following vote:

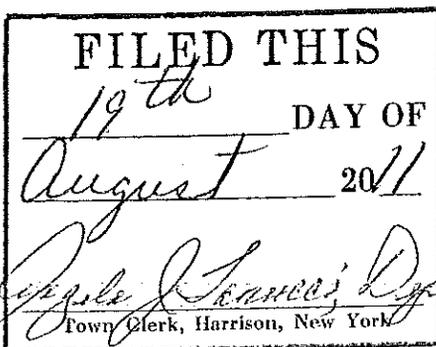
AYES: Trustees Amelio, Cannella, Sciliano and Vetere
Mayor Walsh

NAYS: None

ABSENT: None

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July 7, 2011

V - -2011 - - 068 - - a

AUTHORIZATION TO PURCHASE FIVE (5) 2012 INTERNATIONAL 7500 SFA
4X2 (SA537) MULTI PURPOSE TRUCKS WITH INTERCHANGEABLE BODIES

On motion of Trustee Vetere, seconded by Trustee Amelio,

it was

RESOLVED to approve the request by Commissioner of Public Works Anthony Robinson for authorization to purchase five (5) 2012 International 7500 SFA 4x2 (SA537) multi purpose trucks with interchangeable bodies to replace five (5) 1997 trucks that are out of service. The cost for one (1) chassis and two optional bodies is estimated at approximately \$200,000.

FURTHER RESOLVED that the amount of \$977,086.35 be bonded. Total cost including bonding: \$1,000,000.

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

Adopted by the following vote:

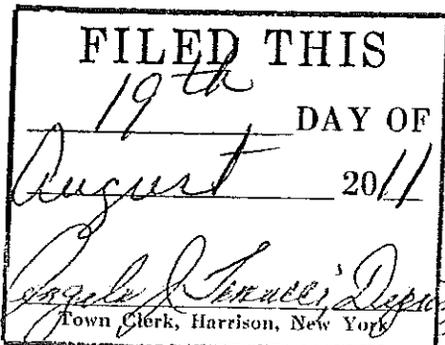
AYES: Trustees Amelio, Cannella, Sciliano and Vetere
Mayor Walsh

NAYS: None

ABSENT: None

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July 7, 2011

V --2011 -- 068 -- b

AUTHORIZATION TO BOND THE PURCHASE OF MULTI-PURPOSE TRUCKS
FOR THE VILLAGE OF HARRISON AT AN ESTIMATED COST OF \$1,000,000.

BOND RESOLUTION DATED JULY 7, 2011.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE PURCHASE OF MULTI-PURPOSE TRUCKS, FOR THE VILLAGE OF HARRISON, WESTCHESTER COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,000,000 AND AUTHORIZING THE ISSUANCE OF \$1,000,000 SERIAL BONDS OF SAID VILLAGE TO PAY THE COST THEREOF.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Harrison, Westchester County, New York, as follows:

Section 1. The purchase of multi-purpose trucks for the Village of Harrison, Westchester County, New York is hereby authorized, at a maximum estimated cost of \$1,000,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$1,000,000 serial bonds of said Village, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Village of Harrison, Westchester County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain

substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the Journal News, which is hereby designated as the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

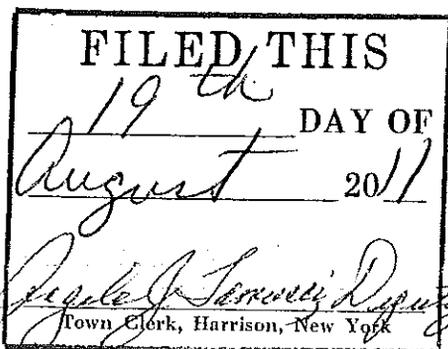
Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

Adopted by the following ROLL CALL Vote:

Trustee Marlane Amelio	VOTING	AYE
Trustee Joseph Cannella	VOTING	AYE
Trustee Fred Sciliano	VOTING	AYE
Trustee Pat Vetere	VOTING	AYE
Mayor Joan Walsh	VOTING	AYE

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July 7, 2011

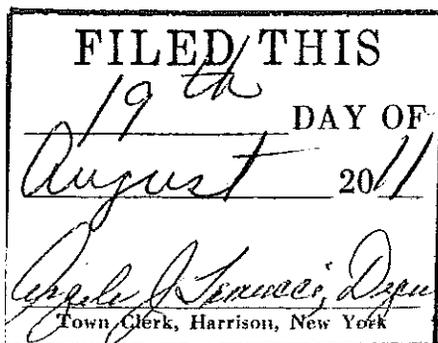
V -- 2011 -- 070

TABLED: REQUEST BY CHIEF OF POLICE ANTHONY MARRACCINI FOR
STATE LEGISLATION TO AMEND ARTICLE 41, SECTION 1662-c OF THE NEW
YORK STATE VEHICLE AND TRAFFIC LAW AUTHORIZING RESIDENTIAL
PARKING PERMITS IN WEST HARRISON

The matter was tabled.

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July 7, 2011

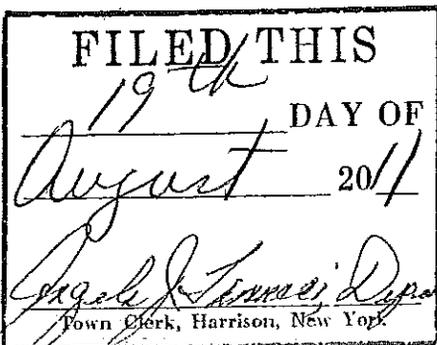
V -- 2011 -- 071

TABLED: OVERNIGHT PARKING PERMITS FOR COMMERCIAL VEHICLES TO
PARK IN THE PARK AVENUE, PURDY STREET LOT

The matter was tabled.

Copies to:

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July 7, 2011

V -- 2011 -- 072

APPROVAL FOR WEST HARRISON FIRE DEPARTMENT TO ADVERTISE AND
RECEIVE BIDS FOR AIR CONDITIONING AT THE FIRE HOUSE

On motion of Trustee Sciliano, seconded by Trustee Vetere,

it was

RESOLVED to approve the West Harrison Fire Department to advertise and receive bids for air conditioning at the fire house.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Chief of the West Harrison Fire Department and the Purchasing Department.

Adopted by the following vote:

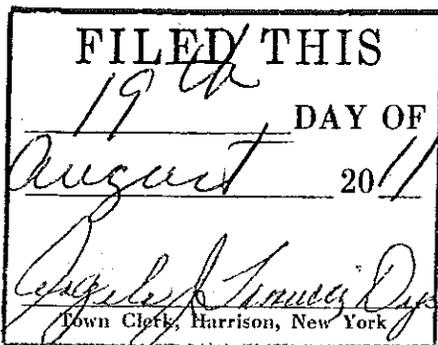
AYES: Trustees Amelio, Cannella, Sciliano and Vetere
Mayor Walsh

NAYS: None

ABSENT: None

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-



July 7, 2011

V - - 2011 - - 073

APPROVE FOR THE HARRISON POLICE DEPARTMENT TO PURCHASE NEW LICENSE PLATE READERS ON THE NEW POLICE CARS

On motion of Trustee Amelio, seconded by Trustee Vetere,

it was

RESOLVED to approve the purchase of new license plate readers for the new police cars at a cost not to exceed \$50,850.

FURTHER RESOLVED that funding is available in Capital Account #06PO08.

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

Adopted by the following vote:

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

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 11:39 PM.

Respectfully submitted,

Joseph Acocella
Village Clerk

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