

December 3, 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 December 3, 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:

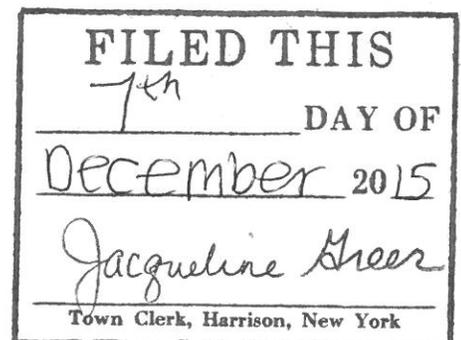
Frank Allegretti.....Town Attorney

Jonathan Kraut.....Village Attorney

Christopher Cipolla.....Deputy Village Attorney

Maureen MacKenzie.....Comptroller

Anthony Marraccini.....Chief of Police



December 3, 2015

2015 -- 403

ACCEPTANCE OF CORRESPONDENCE AND REPORTS

On motion of Councilman Cannella, seconded by Councilman Malfitano,

it was

RESOLVED to accept the following correspondence and reports:

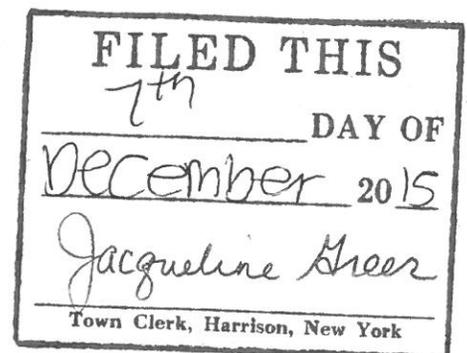
1. Monthly report by the Humane Society for October 2015.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 404a

PUBLIC HEARING RE: SPECIAL EXCEPTION USE PERMIT FOR WESTCHESTER  
JOINT WATER WORKS AND THE INSTALLATION OF STANDBY GENERATORS  
AT THE RYE LAKE PUMP STATION

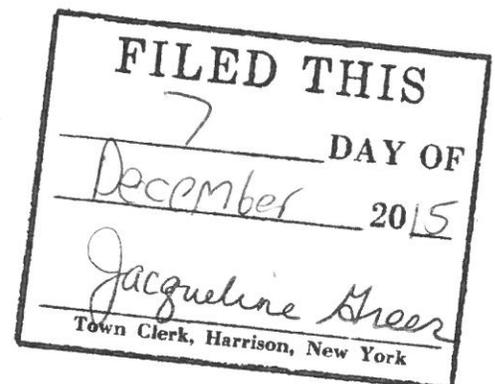
On motion of Councilman Cannella, seconded by Councilwoman Amelio, the hearing was opened.

Harrison resident Robert Porto questioned if the pumps were gravity fed.

David Birdsall with the Westchester Joint Water Works (WJWW) answered by explaining that within the WJWW system there's some water that's fed by gravity and some water is pumped. The water at the Rye Lake facility has to be extracted from the reservoir so it is necessary to pump it out. The stand by generators are very important. During Hurricane Sandy we were without primary power for 14 days. This put stress on the back-up generator which actually failed at one point. This is a critical infrastructure item.

Supervisor Belmont noted that there is a new standby generator at the Rye Lake Pump House. He further went on to say that just yesterday (12/02/15) Department of Public Works (DPW) employees tested the new generator at the Utility Garage and it's now on line. Mayor Belmont applauded Mr. Birdsall and the DPW employees for getting the new generators on line should there ever be a disaster such as Hurricane Sandy.

On motion of Councilman Malfitano, seconded by Councilwoman Amelio, the hearing was closed.



December 3, 2015

2015 -- 404b

PUBLIC HEARING RE: SPECIAL EXCEPTION USE PERMIT FOR WESTCHESTER  
JOINT WATER WORKS AND THE INSTALLATION OF STANDBY GENERATORS  
AT THE RYE LAKE PUMP STATION

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

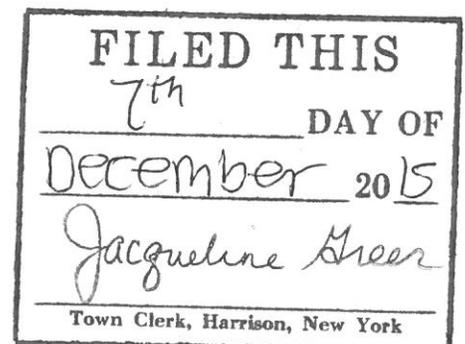
RESOLVED to grant the Special Exception Use Permit for Westchester Joint Water Works and the installation of standby generators at the Rye Lake Pump Station.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 404c

DISCUSSION ON BACK FLOW DEVICES WITH THE  
WESTCHESTER JOINT WATER WORKS

Councilman Cannella asked Mr. Birdsall if he would explain to everyone who has a sprinkler system and/or a pool what the requirements are for the back flow valve.

David Birdsall with the Westchester Joint Water Works (WJWW) explained that protecting the public water supply is very important. One way this is accomplished is that residents and businesses must install back flow prevention devices. Basically, what they do in the event of a water main failure or a pressure reduction in the system is to stop contaminants from being pulled back from the premise/business back into the water supply and cause sickness or death. The back flow device has valves on it that close and prevent the water from back flowing into the system. A good example of this would be sprinkler systems that contain a sort of anti-freeze. The back flow device would stop that from flowing back into the water supply.

Councilman Cannella said to be specific because there is some sort of confusion, is this an annual thing that people need to do?

Mr. Birdsall explained that the devices need to be tested annually.

Councilwoman Amelio explained that the devices had to be approved, noting she just went through the process and it is not easy.

Councilman Cannella opined that the process is confusing. He suggested that at the beginning of each year WJWW should bullet point what people need to do. Few residents understand exactly what is required and only find out when they get this horrific letter stating that WJWW is turning off their water.

Councilwoman Amelio said this is not a simple procedure and there has to be a way to simplify the process because it is quite lengthy.

Village Attorney Kraut said just for historical prospective the Town, when we had our own water department, required annual testing of back flow prevention devices. This has been around since before we turned over to the WJWW.

Councilman Sciliano opined that this seemed to be a communication issue and not just with the residents. There are many contractors that do residential irrigation systems and pools and they are not aware of or up front with the residents regarding the requirements.

Supervisor Belmont asked Mr. Birdsall who this is mandated by?

December 3, 2015

2015 - - 404c

Mr. Birdsall replied that this is an Environmental Protection Agency (EPA) and Department of Health requirement. The WJWW has invested a lot of time in communication. Water bills note the requirements to have back flow prevention devices and ask residents to contact us. It is on the WJWW website and is also on the annual water quality report.

Councilman Malfitano queried Mr. Birdsall whether the law was specific in it's requirement that there be an annual testing performed. A resident may have to have in place a certified testable back flow device but Councilman Malfitano believed that the intent of the law is two part, to prevent such occurrences if they were to happen but to also protect the WJWW from any liability that may arise. The minute that the individual installs a back flow device, they take ownership of that. WJWW is requesting that there be an annual inspection and the homeowner incur a fee for doing it, and that the violation for non compliance of that could potentially be turning off their water service. Councilman Malfitano asked if Mr. Birdsell believed the law was specific in its requirement that the homeowner provide for, pay for and certify on an annual basis that the back flow device is in working order and an inspection has been performed. Councilman Malfitano went on further to say that it's one thing to insist people put the back flow devices in, but it is another thing to insist that every year they provide a test and provide the results of that test and certify to WJWW that they do have a properly functioning back flow device. The moment they install it they took ownership and responsibility for it. To ask residents every year to have it tested, certified and pay for it is not consistent with the law; it is over bearing and to say that if residents don't comply you will turn the water off is a problem. It is my view that annual inspections are not required and I'm asking the WJWW, through your legal council, to demonstrate to us in fact that they are.

Councilwoman Amelio said we are paying for this device to be put in, which is costly, than someone has to come to see that it is being installed properly, then someone has to come and test it and this is annually. This is not an easy process.

Mr. Birdsall replied that WJWW tries to keep people informed of the process and keep that process streamlined and try to be helpful during the process.

FILED THIS  
7 DAY OF  
December 2013  
Jacqueline Sheer  
Town Clerk, Harrison, New York

December 3, 2015

2015 - - 405

REQUEST BY ANTHONY CONCETTA, MANAGER FOR WESTCHESTER JOINT  
WATER WORKS TO HOLD A PUBLIC HEARING FOR A SPECIAL EXCEPTION  
USE PERMIT FOR THE UPGRADE OF THEIR KENILWORTH BOOSTER  
WATER PUMP STATION

On motion of Councilwoman Amelio, seconded by Councilman Malfitano,

it was

RESOLVED to accept the request by Anthony Conetta, Manager for Westchester Joint Water Works to hold a Public Hearing for a Special Exception Use Permit for the upgrade of their Kenilworth Booster Water Pump Station on December 17, 2015.

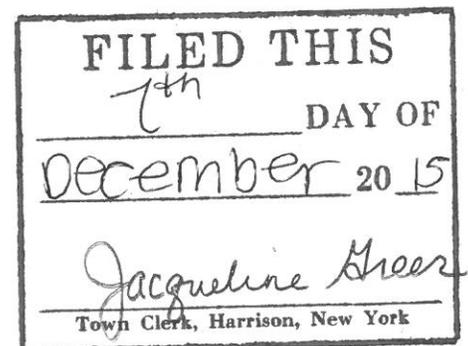
FURTHER RESOLVED to forward a copy of this Resolution to Mr. Conetta.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 406

AUTHORIZATION TO ACCEPT A DONATION FOR  
THE HARRISON RECREATION DEPARTMENT

On motion of Councilwoman Amelio, seconded by Councilman Malfitano,

it was

RESOLVED to accept the request by Superintendent of Recreation Gerry Salvo to accept a donation from Crash For Gold Productions in the amount of \$2,000.00 for the Harrison Recreation Department

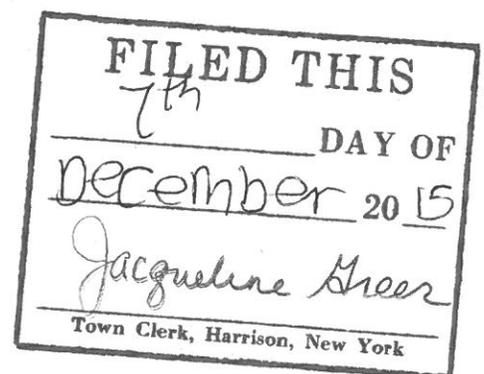
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Superintendent of Recreation.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 407

ADOPTION OF THE 2015 WESTCHESTER COUNTY, NY  
HAZARD MITIGATION PLAN UPDATE

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to adopt the 2015 Westchester County, New York Hazard Mitigation Plan update

WHEREAS, all jurisdictions within Westchester County have exposure to natural hazards that increase the risk to life, property, environment, and the County and local economy; and

WHEREAS; pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and

WHEREAS, The Disaster Mitigation Act of 2000 (Public Law 106-390) established new requirements for pre and post disaster hazard mitigation programs; and

WHEREAS; a coalition of Westchester County municipalities with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Westchester County; and

WHEREAS, the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy;

NOW, THEREFORE, BE IT RESOLVED that the Town of Harrison:

- 1) Adopts in its entirety, the 2015 Westchester County Hazard Mitigation Plan (the "Plan") as the jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
- 2) Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
- 3) Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
- 4) Will continue its support of the Mitigation Planning Committee as described within the Plan.
- 5) Will help to promote and support the mitigation successes of all participants in this Plan.
- 6) Will incorporate mitigation planning as an integral component of government and partner operations.

December 3, 2015

2015 - - 407 (contd)

ADOPTION OF THE 2015 WESTCHESTER COUNTY, NY  
HAZARD MITIGATION PLAN UPDATE

- 7) Will provide an update of the Plan in conjunction with the County no less than every five years.

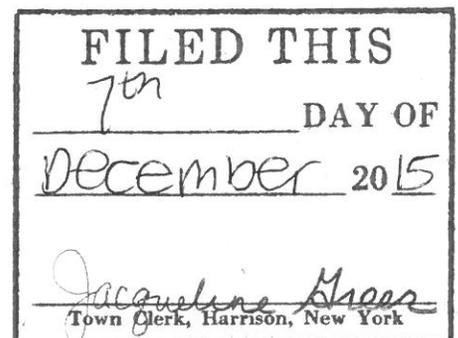
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer.

PASSED AND ADOPTED on this 3<sup>rd</sup> day of December, 2015, by the following vote:

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

NAYS: None

ABSENT: None

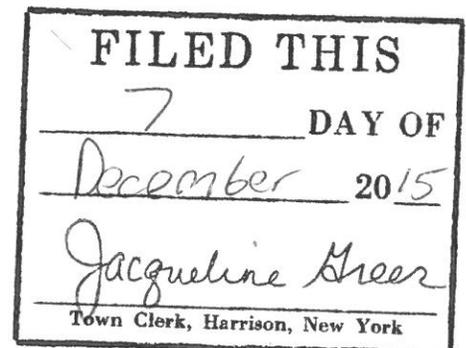


December 3, 2015

2015 - - 408a

DISCUSSION ON THE 2016 PRELIMINARY BUDGET

Comptroller Maureen Mackenzie said a Public Hearing on the 2016 Preliminary Budget was held during the last meeting. At that time the tax rate in the Preliminary budget contained a 1.766% increase; the dollar increase was \$5.88 per thousand dollars of assessment. Ms. Mackenzie then read in to the record one change to the Preliminary Budget. The one change was to the assessment role. The assessment role went from \$132,948,893 to \$132,991,471 an increase of \$42,578. When the assessment rolls changes that changes the tax rate. The new tax rate percentage increase over 2015 is 1.734% which equates to a \$5.77 increase per thousand dollars of assessment. If your house is assessed for \$650,000 you would get a monthly increase of \$5.00 and an annual increase of \$60.00. Once again the Town/Village are below the .73% cap. The Village is below the cap by \$4,635 and in the Town by \$8,206.



December 3, 2015

2015 - - 408b  
ADOPTION OF THE 2016 FINAL BUDGET

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

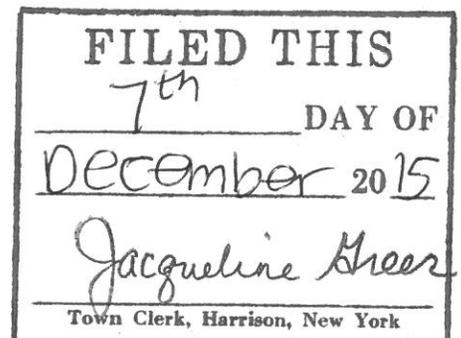
it was

RESOLVED to adopt the 2016 Preliminary Budget, with changes, as the Final Budget for 2016.

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

Adopted by the following Roll Call Vote:

Councilwoman Marlane Amelio	VOTING	AYE
Councilman Joseph Cannella	VOTING	AYE
Councilman Stephen Malfitano	VOTING	AYE
Councilman Fred Sciliano	VOTING	AYE
Supervisor Ronald Belmont	VOTING	AYE



December 3, 2015

2015 - - 409

AUTHORIZATION OF 207-A BENEFITS FOR FIREFIGHTER JOSEPH LEPINO

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to accept the request by Personnel Manager Debra Scocchera for authorization of 207-a Benefits for Firefighter Joseph Lepino.

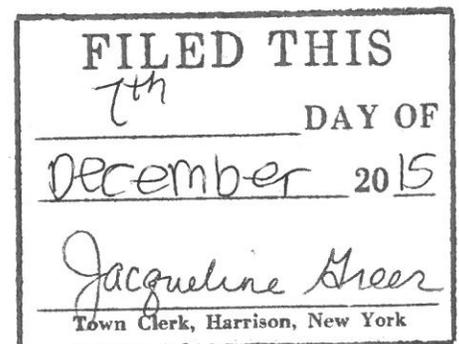
FURTHER RESOLVED to forward a copy of this Resolution to the Personnel Manager.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 410  
AUTHORIZATION TO ACCEPT THE FOLLOWING DONATIONS  
FOR THE HOLIDAY PROJECT

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to accept the request by Comptroller Maureen MacKenzie for authorization to accept the following donations for the Holiday Project:

Alan B. Kaplan & Lynn S. Kaplan	\$100.00
Joseph Ralph Basso & Maryann Basso	\$150.00
James M. & Susan S. Dubin	\$150.00
Pamela Dwyer Stockton	\$150.00
Michael Adam Goldstein & Janice DeLucia Goldstein	\$150.00
Nelson E. Canter & Nancy M. Canter	\$150.00
Henry Klein & Marcy T. Klein	\$150.00
Mark A. Spano & Kim Spano	\$150.00
Robert N. Albanese & Mary Albanese	\$150.00
Lisa Faillace-Sciliano & Fredrick W. Sciliano	\$150.00
Robert Sobel & Karen Roskind Sobel	\$150.00
Barry Finkelstein & Julie Finkelstein	\$150.00
Mr. Jeffrey I Carton	\$150.00
Lidia Roglino Property	\$150.00
Joseph L. Cannella & Nancy A. Cannella	\$150.00
Jacqueline Greer	\$150.00
Robert C. Isbrandtsen & Alyson Isbrandtsen	\$150.00
George D. Skinner & Marlane Amelio-Skinner	\$150.00
Michael L. Braiotta	\$150.00
Seth A. Oestreicher & Nancy Oestreicher	\$150.00
Jeannie M. Scalzo & Mitchell A. Hymowitz	\$150.00
David N. Hersh & Laura Massat Hersh	\$150.00
Lawrence R. Kirshner & Julie C. Kirshner	\$150.00
Richard D. Gersten & Laurie S. Gersten	\$150.00
Anna E. Cappucci	\$150.00
Steven J. Schacter	\$150.00
Matthew B. Benson & Sara B. Benson	\$150.00
M.A Property Holdings LLC	\$150.00
Mark Bartman & Alicia Bartman	\$100.00
Dean Sickles, Jr. & Laura Gunlogson	\$300.00
Sharon F. Amelio Bucchignano	\$300.00
Claudia M. Marchese & Dominic Marchese	\$300.00

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2015 - - 410 (contd)  
AUTHORIZATION TO ACCEPT THE FOLLOWING DONATIONS  
FOR THE HOLIDAY PROJECT

Robert A. Kindler & Sydney W. Kindler	\$300.00
Jeannie J. Evans & Bruce J. Evans	\$300.00
Patrick Desaint-Aignan & Catherin Desaint-Aignan	\$300.00
Jennifer M. Coffey & James M. Coffey	\$450.00
Saviano, P.C.	\$450.00
VJS Plumbing Corp Victor J. Scelia III	\$2,100.00
<b>Total</b>	<b>\$9,050.00</b>

**Total Holiday Project 2015 donations received to date is \$9,200.00.**

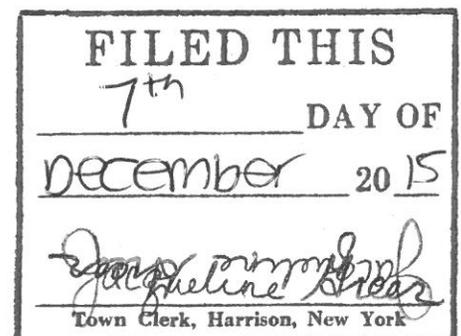
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 411  
OLD BUSINESS

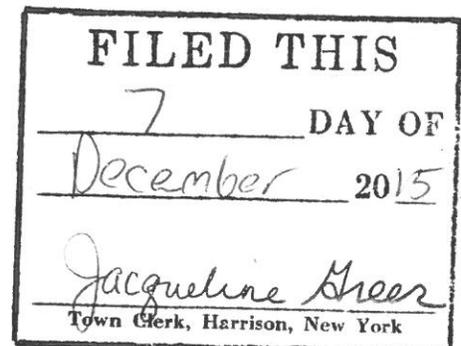
Harrison resident Rob Porto thanked the Board for staying under the tax cap. He requested that the Town utilize non glare LED bulbs. Mr. Porto spoke about his concern regarding the I Heart Harrison account and didn't understand how the Board could give one citizen the power to spend the money raised by this group.

Supervisor Belmont said there are safeguards on the account for spending the money. All the money being spent has to be approved by the Board.

Comptroller Maureen Mackenzie said the reason why there is a person's name on the resolution is because they were actually collecting the donations and then bringing the money to her office. Before any money was spent the organization would tell me the projects and then the Board would give me the okay to do it. They raised money for specific things and I couldn't just go in and take it out and neither could they without the Board approval. This is set up the same way as the Holiday Project.

Harrison resident Robert Porto said the resolution reads that this one person has the right to distribute the money. That concerned him. His other concern is that the County Executive is requesting that the Airport Transportation Agreement be changed so that more flights could come in and out of the airport during daytime hours. Many people worked hard to limit the number of passengers to 240 per half hour and now he is requesting to use the nighttime slots during the day and that will increase the size of the planes. These planes take off and land right over our water supply. I'm asking you to talk to the legislators to keep the airport as small as we can.

Chief of Police Marraccini said with the holiday season upon us he wanted the residents to know that the police department is out there in full force monitoring our community, keeping an eye on our business districts and always trying to keep our residents safe. The Police Department has seen an increase in phone scams and identity thefts. It is important that our senior citizens be aware that if they do get any suspicious phone calls we encourage them to call the police department immediately.



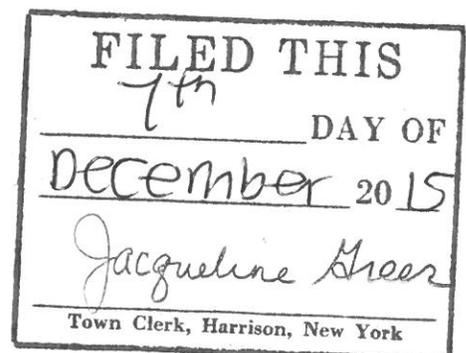
December 3, 2015

2015 -- 412  
MATTERS FOR EXECUTIVE SESSION

Litigation: 1  
Personnel: 3  
Investigation: 1  
Tax Certiorari: 2

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was recessed to Executive Session at 8:24 PM.

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was reconvened at 11:55 PM.



December 3, 2015

2015 - - 413  
AUTHORIZATION TO SETTLE THE TAX CERTIOARI IN  
THE MATTER OF 179 UNDERHILL AVENUE

On motion of Supervisor Belmont, seconded by Councilman Malfitano,

it was

RESOLVED to settle the Tax Certioari in the matter of 179 Underhill Avenue.

Assessment Year	Assessed Value	Reduction	Reduced Assessed Value
2008	\$14,400	\$4,400	\$10,000
2009	\$14,400	\$4,400	\$10,000
2010	\$14,400	\$4,400	\$10,000
2011	\$14,400	\$4,400	\$10,000
2012	\$14,400	\$4,400	\$10,000
2013	\$14,400	\$3,900	\$10,500
2014	\$14,400	\$3,900	\$10,500

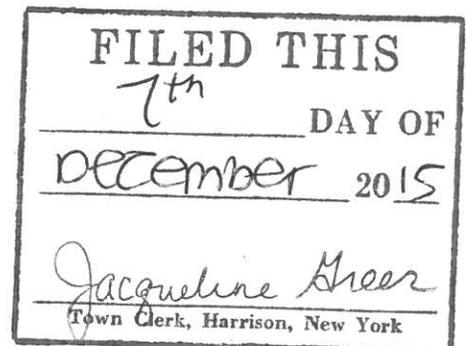
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Assessor and the Comptroller

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 414

AUTHORIZATION TO SETTLE THE TAX CERTIOARI IN  
THE MATTER OF 47-49 HALSTEAD AVENUE

On motion of Councilman Malfitano, seconded by Councilman Sciliano,

it was

RESOLVED to settle the Tax Certioari in the matter of 47-49 Halstead Avenue.

Assessment Year	Assessed Value	Reduction	Reduced Assessed Value
2008	\$45,500	\$2,750	\$42,750
2009	\$45,500	\$2,750	\$42,750
2010	\$45,500	\$2,750	\$42,750
2011	\$45,500	\$2,750	\$42,750
2012	\$45,500	\$2,750	\$42,750
2013	\$45,500	\$5,500	\$40,000
2014	\$45,500	\$5,500	\$40,000

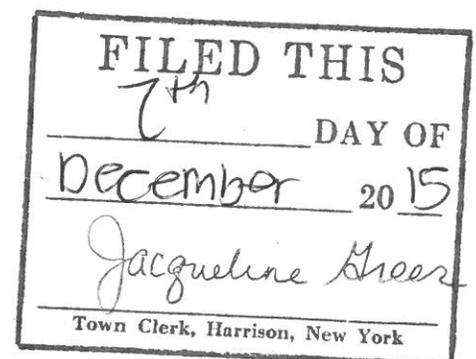
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Assessor and the Comptroller

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 415  
AUTHORIZATION TO PROMOTE DETECTIVE WILLIAM CUROW  
TO THE RANK OF SERGEANT

On motion of Councilman Malfitano, seconded by Councilman Cannella,

it was

RESOLVED to promote Detective William Curow to the rank of Sergeant at an annual salary of \$116,655.00 effective December 7, 2015.

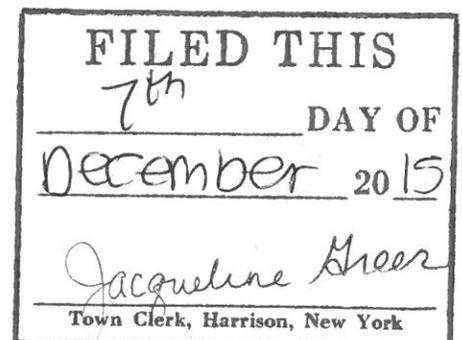
FURTHER RESOLVED to forward a copy of this Resolution to the Chief of Police, the Comptroller and the Personnel Manager.

Adopted by the following vote:

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

NAYS: None

ABSENT: None



December 3, 2015

2015 - - 416

AUTHORIZATION TO PROMOTE POLICE OFFICER SALVATORE RIGANO  
TO THE RANK OF DETECTIVE

On motion of Supervisor Belmont, seconded by Councilman Cannella,

it was

RESOLVED to promote Police Officer Salvatore Rigano to the rank of Detective at an annual salary of \$110,621.00 effective December 7, 2015.

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

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 11:56 PM.

Respectfully submitted,

Jacqueline Greer  
Town Clerk

