

October 18, 2011

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 Tuesday, October 18, 2011, at 7:30 PM. Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan Walsh Supervisor

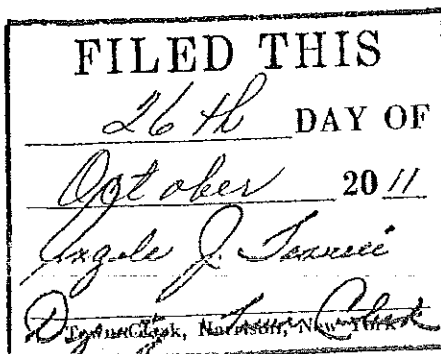
Joseph Cannella)
Fred Sciliano) Councilpersons
Marlane Amelio)
Pat Vetere)

ALSO ATTENDING:

Frank Allegretti Town Attorney
Fred Castiglia Deputy Town Attorney
Robert Paladino Village Attorney
Jonathan Kraut Deputy Village Attorney
Anthony Marraccini Chief of Police
Maureen MacKenzie Comptroller

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October 18, 2011

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AUTHORIZATION TO ACCEPT THE DONATION FROM HEATHER, JULES, JILLIAN
AND JAYDEN SCHWARTZ FOR THE HARRISON FOOD PANTRY

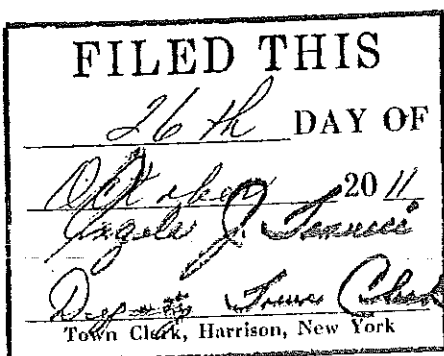
Mrs. Heather Schwartz presented a check to Community Services in the amount of \$191 for the Harrison Food Pantry. Her daughters Jules, Jillian and Jayden raised the money by having a Lemonade Stand. Neighbors and friends were notified and not only did they buy lemonade they also donated food for the Harrison Food Pantry.

Supervisor Joan Walsh told the girls that it was a wonderful thing that they did.

Councilwoman Amelio also thanked the girls on behalf of the food pantry.

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October 18, 2011

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PRESENTATION BY PENNY PEPE RE: "SHINE THE LIGHT" CAMPAIGN

Penny Pepe, Director of the Emergency Shelter of Hope's Door, thanked the Board for allowing her the time to share about domestic violence.

She stated that this month is Domestic Awareness month throughout the nation. This month the New York State Coalition for prevention of domestic violence started a campaign called "Shine a Light" on domestic violence. Concerning Westchester County, her agency Hope's Door, established a campaign so that they could Shine the Light by providing education and outreach to people throughout Westchester County. They have enlisted various agencies, private corporations, hospitals, libraries, government agencies to do something for domestic violence awareness. It could be a day, a week. They have a children's clinic, handing out purple lollipops, restaurants will put lights on their doors, the organization will set up tables at various public facilities, and they ask people to wear purple ribbons. She continued that this about raising awareness, get the word out so people know that there is help they can receive. Last year Harrison had 11% of domestic violence, Rye had 2%.

Supervisor Walsh thanked Ms. Pepe and stated that she admires the work she has been doing. Mrs. Walsh and the Board declared next Wednesday, October 26, 2011 to Purple Ribbon day. Employees will be asked to wear a purple ribbon and ribbons will be available for those visitors to the building.

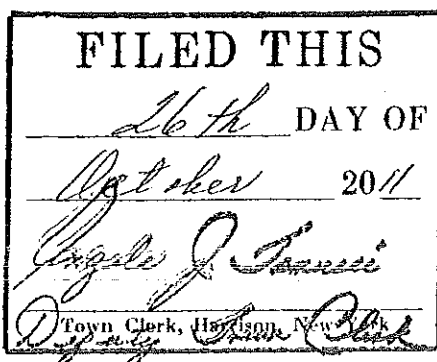
The following phone numbers are for anyone in an abusive relationship:

National Hotline: 1-800-942-6906 (English)
1-800-942-6908 (Spanish)

Ms. Pepe-Hope's Door: 1-888-438-8700

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PRESENTATION BY BEN DEFONCE RE: VETERANS DAY PARADE

Veteran Affairs Officer Ben DeFonce first stated that Harrison lost a great citizen today, Charles Straface, loving husband, grandfather and a good guy all around. Mr. DeFonce continued saying that Mr. Straface was a World War II veteran and a retired fireman. He asked the Town Board to have the flags at half mast.

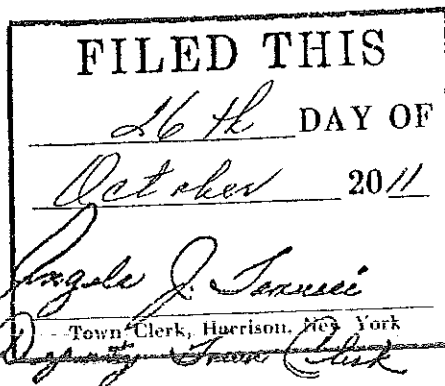
On motion of Councilman Vetere, seconded by Councilwoman Amelio, with all members voting in favor, the Flag will be hung at half mast from the day of his wake to the day of his funeral.

Mr. DeFonce stated that the Veterans Day Parade will be held on Friday, November 11, 2011, in West Harrison, assembling at 9:30 am with the parade beginning at 10 am. All are asked to support the veterans. He has commitments from all the services. We look forward to the day when there is peace in the world.

Councilwoman Amelio thanked Mr. DeFonce for his work with the veterans.

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October 18, 2011

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ANNOUNCEMENT BY SUPERVISOR JOAN WALSH RE: FOILS

Supervisor Joan Walsh stated that everyone knows Lucille Held who has filed many FOILS. Her resource person is Robert Freeman, Executive Director of NYS Committee on Open Government in Albany. Mrs. Held asked Mr. Freeman to come to Harrison to explain what open government is, what is involved in getting a FOIL request, what things are available through a FOIL and to educate all of us. Mamaroneck held a FOIL evening which was well attended. Supervisor Walsh and Mrs. Held are co-chairing the event as Mrs. Walsh stated she believes in open government, no secrets.

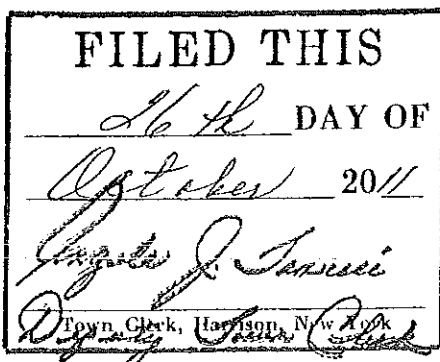
The event will be held: Wednesday, October 26, 2011, 7 - 9 pm,
at the Downtown Library,
2 Bruce Avenue, Harrison

Supervisor Walsh, after hearing Mr. Freeman speak, finds Mr. Freeman very informative and entertaining.

Councilwoman Amelio stated that during the Great to Live in Harrison Parade there was an omission of mention to our downtown Fire Department. This was not intentional. Chief DeSignore is the Chief of the downtown Fire Department and that we (the board) are grateful for the work that both the volunteer and paid firemen do for this community.

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October 18, 2011

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POWER POINT PRESENTATION BY SUPERVISOR JOAN WALSH
AND COMPTROLLER MAUREEN MACKENZIE
RE: THE 2% TAX CAP

Supervisor Joan Walsh stated that the 2% cap sounds good but is extremely difficult result to achieve. Mrs. Walsh and Comptroller Maureen McKenzie worked on a Power Point presentation that will also be on the WEBSITE.

Mrs. Walsh explained: the largest part of the circle is the real estate taxes. That is the portion of the budget that is funded by the taxes the residents pay. There are other sources of revenue: sales tax, mortgage tax, utility tax and also from Cablevision for franchise fees, fines and forfeitures from the court and a few others. There is a category for State and Federal aid, but Mrs. Walsh doubts Harrison will be receiving much of that. The tax cap was Chapter 97 of the Laws of 2011 enacted on June 24, 2011 and the program bill originated with Governor Cuomo and it was amended and passed as part of an omnibus bill. It established a tax levy limit on all local governments and most school districts, excluding New York City. It starts with the fiscal years beginning in 2012 and expires June 15, 2016, unless rent control is extended. In summary, the tax cap limits the total levy set by local government not the assessed value and not the tax rate. Only the levy, the amount of money that we could increase from our present expenditures. The Town/Village of Harrison's total levy for the budget year 2011 was \$40,666,324.00. Under the 2% tax levy cap, the amount by which we can raise the budget is \$813,346.48. That is before exclusions are taken out for pensions and districts that we do not report as part of our levy. Local governments may not adopt a budget that requires a tax levy that exceeds the prior years levy by more than 2% or the rate of inflation. The State has declared a 2% rate of inflation this year, that is their mandate and we (the town) have to accept it. The tax cap affects the levy set by municipalities not the tax rate. The levy is set by expenditures in the budget and this year it will be about \$40,000,000 and it can go up only by \$813,346. In addition to the Town, the Village tax cap covers all special districts, ie: the fire districts, libraries, sewer districts, drainage, refuse districts and other special districts. Our fire districts, excluding Purchase, library and sewer and special assessment districts are all included in our (the town) levy this year. Since we are a co-terminus (Town/Village), we will have to do two reports, one for the Town and one for the Village, neither one can exceed the 2% levy. We can override the 2% levy, it takes a local law that must be adopted by 60% of the taxing body, in that case, it would be a vote of three. An override is good for that fiscal year only. We (the town) can not opt out of the tax cap permanently, you can only do it on a year to year basis. A local law must be enacted before you can adopt a final budget that requires a tax levy above the limit. We are allowed to exclude the following: pension contributions which are due to increase in the statewide contribution rate over 2 percentage points, also, expenditures resulting in court orders or judgments arising out of tort actions that exceed 5% of the total tax levied in the prior fiscal year. That does not apply to us this year as there are no judgments against us (the Town). The State has set the 2% and have also said that they are going to show the Town how to determine it. They will calculate what you can and cannot do.

Comptroller Maureen MacKenzie stated the Pension Exclusion: the state gives us an average contribution rate in excess of 2% points, for the state and locals employees retirement system, they (the state) has everything ready for us, nothing has to be calculated. We put in our wages, our projected salaries for the 2012-2013 which will be \$13,290,837 that excludes police and fire. Police and Fire retirement system salaries projected is \$8,470,235. You have an excludable percentage. State and local employee retirement system is .6% and for police and fire retirement system it's 2.20%, so the exclusion for the employees retirement system is \$79,745 and the police and fire is \$186,345. The exclusion means that when she actually does her report to the State Comptroller's office, those exclusions, that amount of money, will be added on to the 2% growth rate that we (the town) were allowed to have. The Supervisor mentioned the \$813,000 before, that was our starting point. What happens is when we go to the tax levy cap element you start off with your real property tax levy for the fiscal year 2011, which was the \$40,667,324. We get a tax base growth factor, if any, it is supplied by the NYS Comptroller's office. We also have to put in our (the town's) pilot receivable for 2011-2012. The reason for that is a Pilot is considered a Real Property tax, so there's a tax limit of 2% on the pilot. Our pilot actually was \$632,544 last year and is going up to \$717,665, which goes over the 2% cap. If you take the \$813,000 which we originally allowed, and added on the exclusion of \$266,090 it would come to more than the \$41,674,290. What the state is doing is evening us out and take the pilot down to 2% and give it as part of the increase. The most that we (the town) can actually move up is to \$1,006,966 that's the most we can raise the tax levy by, the dollar amount, for this year.

Supervisor Walsh thanked Ms. MacKenzie and stated that that's a lot of numbers, it says that in order to stay within the 2% tax levy cap we can only raise our (the town's) expenditures by 1,006,966. If we do that the taxes will actually go up 4.571% and that's staying within the cap, it's not that you're going to have a limit on your tax increases that you're paying at home of 2%. Staying within the levy it means there would be an increase of 4.571%. Part of our problem is that our assessment roll, the number, the value of all the property in town, on which we base our taxes has gone down for the last five years. The current economic conditions tell us that homes are not worth what they were several years ago, so homeowners are asking for a reduction in taxes. Their taxes go down and the burden is then shared by everybody else and the assessment roll goes down and the overall taxes goes up. The reduction in the assessment roll equates to a 2.044% increase in the tax rate. The 2% dollar levy increase of \$1,006,966 equates to a tax rate increase of 2.527 which taken together is the 4.571%. The chart, which will be put on the WEBSITE, it tells you how much the \$1 per thousand increase would be if your home is estimated at \$250,000 (using the lowest number on the chart) your increase per thousand would be \$13.29, increase your taxes by \$60.80 per year. If your house is estimated at \$750,000 your increase would be \$13.29 per thousand and your tax increase for the year would be \$182.41. Nobody wants an increase in taxes and it is going to be a challenge to keep within the 2% cap. This is going to mean very painful choices for all of us. The levy in 2011 was \$40,667,324 the total amount we can collect in 2012 is \$41,674,290. That increase of 1,006, plus. For the 2012 budget we have the following increase in major expenditure items: NYS retirement-\$315,000; Major Medical -\$1,000,000; Judgments and Claims-\$100,000; 3% Raises and Steps-\$650,000; Debt Service-\$100,000; total major expense increases for 2012 amounts to \$2,165,000. That's what we foresee as our expenses next year. The amount that we can levy is \$1,006,966. The amount we have to cut in expenditures or increase in non property revenue to keep within the 2% cap is \$1,158,034. This is a challenge. It's going to mean very painful choices for all of us if

we're going to stay within the 2% cap which is still a 4.571% increase in your taxes. We must find ways of increasing revenues or make spending cuts. With every point up or down in the budget is \$398,500. Cuts could mean decreases in services and which ones are still be studied. Increase in revenue projections is another option. We could say that we expect to take in that much more in sales tax, something we have no control over. We could say we could expect to take more from mortgage taxes, but the way houses are selling this year, its not to likely that we're going to get much more in mortgage taxes. There's a limit what we can do. Each year we have brought down our expectations to a realistic level and I am pleased to tell you that this year we have met those expectations in every major category – that's sales tax, mortgage tax, fines and forfeitures and building fees, we will not start 2012 with a debt in those categories. To meet the 2% cap, to bring us down to that 4.75% tax rate increase we showed you earlier, from a possible 7.5% increase which would be the result if we just did in 2012 what we did in 2011, not increasing anything, we just live the same way in 2012 the way we did in 2011 that would be a 7.5% increase. But, we're going to stay within the 2% cap. Even then it's going to be 4.75%. This Board is unanimous that we will not do any hiring. During the last three years our staff has been reduced by 50 people, no one was laid-off, people retired through incentives through us (the town) or through the state, but we're down 50 people which is very hard on the people who are remaining. They are all working at capacity, I am very proud of them. They (the employees) have stepped up to the plate and are doing the jobs that three years ago 50 more people shared. We (the board) have to scrutinize every budget line to make sure we stay within that 2% cap. And we will have to make very hard choices. Would I like to present a 0% tax increase, of course, every member of this board would like to do that. What I will do with the budget presented on October 31st, the deadline for the first budget, is to present a responsible budget, one that is realistic, one that takes into account the services we must provide but your ability to pay, what we would like to do verses what we must do and we will look at every single item very, very carefully. What we will have on October 31st is a budget that we can live with and one that will meet the 2% tax levy cap.

Naomi Oppman: You mentioned the assessed value is different from the levy. She assumes that the assessed value is a record of all the properties in Harrison and what their current assessed value is. Somebody can't manipulate that or change it.

Supervisor Walsh: No. It is what it is.

Ms. Oppman: In June of last year there was a million dollar give back from the employees where they deferred their salary, and the salaries are coming due over three years, with the start of it coming due next year.

Supervisor Walsh: Correct. That's factored into it.

Ms. Oppman: Does that \$333,000 come out of \$813,000 or is that a separate category.

Comptroller Maureen MacKenzie: That was actually accrued in last year as a payable so it came out of last year.

Ms. Oppman: Is it in addition to the 2%?

Comptroller MacKenzie: No, it's not being taxed.

Ms. Oppman: It's not impacting this budget?

Comptroller MacKenzie: No, it isn't.

Ms. Oppman: It was my understanding that there was a no layoff clause that was implemented with that and my next question is that I believe there was supposed to be some renegotiation of the health care and was that done?

Supervisor Walsh: We are still negotiating with the unions on the healthcare, we are just about there, there is one last hurdle that has to be discussed, negotiated. Mrs. Walsh stated that she would not discuss it.

Ms. Oppman: It has been a year and a half.

Supervisor Walsh: Yes, it has been a year and a half. We've made great strides but there's one last hurdle to be done.

John Katsogridakis: Every time I come to your office to tell you about problems in the Town, problems in my area, you (Mrs. Walsh) say we don't have money. The problem stays there, what are you planning to do? He continued saying, you're running for election, what are you going to do?

Supervisor Walsh responded saying Mr. Katsogridakis is using the wrong verb. He says you (Supervisor Walsh) don't want to fix the problem. Mrs. Walsh stated that she would very much *like* to fix the problem, but on the other hand there is a limit to the ability of our residents to pay any increases in taxes. Yours is not the only neighborhood with problems. There are many areas that have problems. If we (the board) raise the taxes enough to pay that it would be impossible. Again, Mr. Katsogridakis spoke about replacing the pump on Winfield with workers sitting in their car watching.

Supervisor Walsh stated that the pumps have been looked at and are being fixed.

Vito Luongo, resident of West Harrison, questioned about 1/3 of the million dollars you gave back that was in the previous budget \$332,000 that you accrued. Is that money put aside or just the expense was accrued?

Supervisor Walsh: That money is put aside.

Mr. Luongo: So that money is coming out of nowhere. It's not part of next year's budget.

Supervisor Walsh: That money came out of last years taxes. It is not impacting next years budget.

Mr. Luongo: RE: the tax levy, you can collect \$41,674,000 from the taxpayers. If people's house values are going to go down from \$139,000,000 to \$137,000,000 isn't that rate going to be higher because there is less to tax?

Supervisor Joan Walsh that has been figured in.

Comptroller Maureen MacKenzie responded that the rate is high. The rate is higher but the dollar is the same. Its just spread differently. That's why the tax rate is higher.

Vito Luongo: the 4.5% is higher?

Deputy Village Attorney Jonathan Kraut explained that assessments can fluctuate based upon people taking out building permits and improving their homes or they can be reduced by challenges, where they challenge their assessment, and the assessment reduces it. The assessment can change year to year. The measure in this law has to do with the dollar amount that was levied in the prior year, verses the dollar amount that will be levied in this year when you calculate how you get to your 2% cap.

Mr. Luongo: So that \$41 million that we could collect, that's already based on the \$137 million that number you said the values were?

Ms. MacKenzie: The assessment roll?

Mr. Luongo: You said that a couple of years ago it was worth \$151 million, then it came down to \$139 million, now it's going to \$137 million.

Village Attorney Robert Paladino explained that if the assessment had not gone down from \$139 million to \$137 million then that 2.044% that was mentioned earlier, if the assessment had not gone down but stayed the same then the tax rate increase associated with a 2% tax rate levy increase would be a 2.527%, the taxes would only have to go up 2.527. Because the assessment went down you need to raise taxes more for the people that are left. That's why the slide broke it out for you to show you the difference between the tax increase needed for spending and the tax increase needed for the drop in the assessable. A lot of the tax increases that have occurred over the last several years have been driven not by spending but the drop in assessable, as the Mayor indicated, from 150 million dollars several years ago. That's how you equalize tax rate increases verses tax rate increases driven by spending, verses tax rate increases that are driven by drops in assessments.

Supervisor Walsh stated that the presentation will be put on the WEBSITE.

Lucille Held asked if Supervisor Walsh ended her sentence with "we're going to fix the pump on Winfield"?

Mrs. Walsh: Yes. She told John Katsogridakis that it has been budgeted, it's in the works.

Mrs. Held: She also stated, today she accidentally came across some papers showing the certioraris in this last year have almost doubled. That means we're looking forward to more certiorari and more monies that have to be given back. We understand the situation that you're in. She personally thanked Supervisor Walsh for the efforts she and the board have put in to save us money. Mrs. Held continued that she could itemize the things and, figures don't lie, the basic thing we must learn is that when she receives a FOIL printout of what you're really spending is

the truth. It's not talking, wishing or politics, it is the truth. In all the FOILS that she has (over 1,000) in the last years, seen something that is almost a miracle. We are all having problems meeting our bills but the problem has not been solved a hundred percent but, we have our toe in the door and we are doing well. We are *stable*, we are *not negative*. Mrs. Held believes that we should all be happy about that.

Village Attorney Robert Paladino (put the slide back on the wall) the judgment and claims items that are there is \$100,000 that's an incremental amount by the Assessor to be added to the 2012 budget to reflect a higher level of small claims judgments and claims that would be added

Councilwoman Amelio asked Mr. Paladino to speak louder because she couldn't hear him.

Mr. Paladino stated that in 2011 the Town Budget included \$350,000 for judgments and claims. (this is for the judgments and claims that took place from the certioraris) the reality is that we (the town) paid \$650,000 this year. The question became; what do we need to budget for 2012. The Assessor was originally asked how much more should we put in for 2012. Originally this number, when we first drafted this table, was \$300,000 that we're going to recommend that you put an extra \$300,000 in over 2011. The Assessor has indicated to us that he's more comfortable with a \$400,000 number next year, so we're only increasing it a \$100,000. The numbers that are here; the NYS Retirement number comes from the State, the medical number is a recommendation from POMCO, 3% salary and raises in steps are the numbers that are driven by our payroll and the debt service is the projected increase in debt service required for next year. All these numbers are basically, some of them are guesses, because we're not to sure, but in other instances these are given, these are what you have no control over.

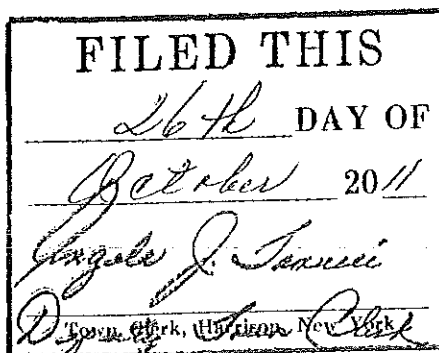
Mr. Luongo asked then how much is that going to cost the taxpayer?

Mr. Paladino: what we said earlier was that 2 million dollar increase alone would require a 7.6% tax increase.

Supervisor Walsh: what the person would pay would be \$486.41. That would be the increases in their taxes. If it's a 2 million dollar house. If the sale price was \$750,000 the annual increase in taxes would be \$182.41. This will be on the WEBSITE or you can come in and get a copy. We want you (the residents) to understand it. The first Budget has to be presented on October 31, 2011 and it's a very difficult task. The Board is meeting with the various Department Heads. They are all presenting *bare bones* request and even then, they won't get everything they are requesting.

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October 18, 2011

2011 - - 364

AUTHORIZATION TO AMEND TBR #2011-358,
RE: APPOINTMENT OF MICHAEL PICCINI, WITH PAY, AS A REPLACEMENT DURING
AN ABSENCE OF THE CABLE TECHNICIAN AS BY UNION CONTRACT MR. PICCINI
CANNOT RECEIVE ADDITIONAL COMPENSATION.

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to amend TBR#2011-358, which stated Michael Piccini was to receive compensation equal to his hourly rate of pay to operate the cameras during the Town Board Meetings in the event of the absence of Cable Technician Joseph Giacalone.

FURTHER RESOLVED that this amendment is necessary as Mr. Piccini cannot, by union contract, receive any remuneration due to the fact that he is Middle Management.

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

Adopted by the following vote:

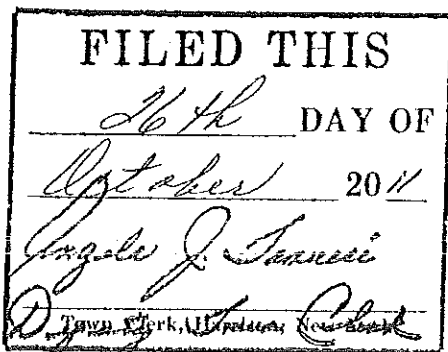
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

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October 18, 2011

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ACCEPTANCE OF CORRESPONDENCE AND REPORTS:

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the following correspondence and reports:

- 1a. Monthly report by the Superintendent of Recreation for September 2011.
- 1b. Monthly report by the Building Inspector for September 2011.
- 1c. Monthly report by the Acting Fire Marshal for September 2011.
- 1d. Monthly report by the Town Clerk's Office for September 2011.
- 1e. Monthly report by the Chief of Police for September 2011.
- 1f. Monthly report by the Commissioner of Public Works for September 2011.

Adopted by the following vote:

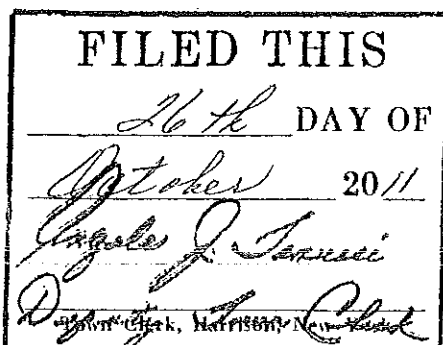
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

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October 18, 2011

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APPROVAL FOR THE ADDITIONS TO
THE RECREATION PART TIME AVAILABILITY LIST

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Superintendent of Recreation Gerry Salvo for authorization for the additions to the Recreation Part Time Availability List:

<u>NAME</u>	<u>HOURLY RATE</u>
Ryo Inkyo	\$6.75
Connor Strozza	7.50

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

Adopted by the following vote:

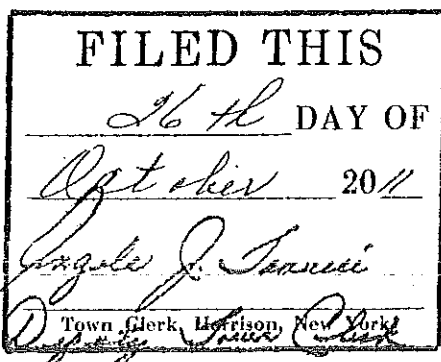
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

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October 18, 2011

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APPROVAL FOR POLICE OFFICER DOMINICK GENTILE TO ATTEND
THE FALL 2011 SEMESTER AT ASHFORD UNIVERSITY COLLEGE

On motion of Councilwoman Amelio, seconded by Councilman Sciliano,

it was

RESOLVED to approve the request by Chief of Police Anthony Marraccini for Police Officer Dominick Gentile to attend the Fall 2011 Semester at Ashford University College for the following courses at a cost for tuition and books \$2,415:

1. Adult Development and Life Assessment
2. English Composition I

FURTHER RESOLVED that upon satisfactory completion and submission of P.O. Gentile's attendance, the Comptroller be authorized to audit and pay for expenses outlined in the contract with the HPA.

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

Adopted by the following vote:

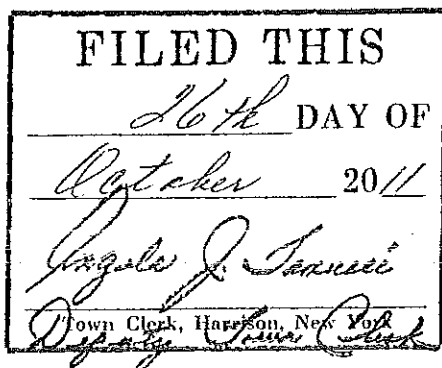
AYES: Councilpersons Amelio, Cannella and Sciliano
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐



October 18, 2011

2011 - - 368

AUTHORIZATION FOR THE PLANNING BOARD TO RELEASE A PERFORMANCE
BOND FOR THE PHEASANT RIDGE HOMEOWNERS ASSOCIATION

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to authorize the release of a Performance Bond for the Pheasant Ridge Homeowners Association in the amount of \$30,000.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Chairman of the Planning Board and the Town Engineer.

Adopted by the following vote:

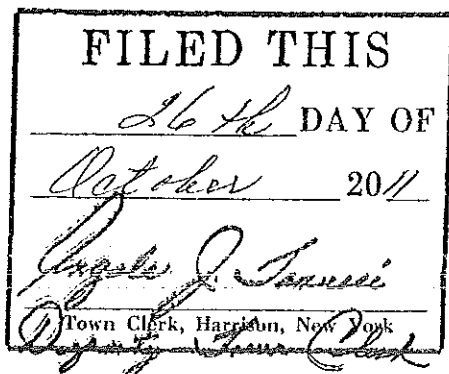
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
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☒ Supvs'r
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October 18, 2011

2011 - - 369

APPROVAL FOR A SPECIAL EVENTS PERMIT FOR MANHATTANVILLE COLLEGE
TO HOLD A BONFIRE DURING THEIR FALL FESTIVAL ON OCTOBER 22, 2011.

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve a Special Events Permit for Manhattanville College to hold a Bonfire during their Fall Festival on October 22, 2011.

FURTHER RESOLVED that, Certificates of Insurance have been submitted to the Building Department and will pay the \$500 fee upon picking up their permit.

FURTHER RESOLVED that, they have contacted the Purchase Fire Department.

FURTHER RESOLVED to forward a copy of this resolution to the Comptroller and the Building Inspector.

Adopted by the following vote:

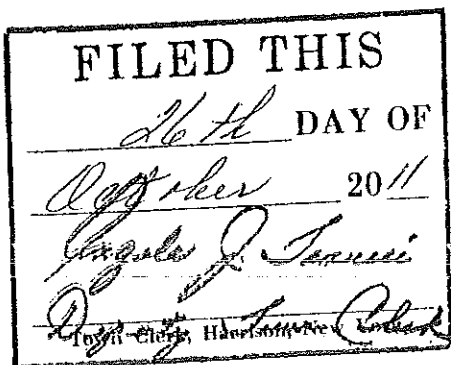
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

___ Assessor
___ Benefits
___ Bldg
✓ Compt'r
✓ Engrng
✓ Law
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___ Supvs'r



October 18, 2011

2011 -- 370

AUTHORIZATION FOR THE DIRECTOR OF COMMUNITY SERVICES
NINA MARRACCINI TO ACCEPT DONATIONS FOR THE HARRISON FOOD PANTRY

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Director of Community Services Nina Marraccini for authorization to accept the following donations for the Harrison Food Pantry:

<u>Amount</u>	<u>From</u>
100.	Millie Ferraro
100.	Patricia O'Callaghan
50.	Barbara Reames
400.	{200. Kathy and Cary Frankel
	{200. John Pomerantz
200.	Joseph and Maryann Basso
100.	Allan and Nancy Feller
2,000.	Roger Farah
2,500.	Sy and Laurie Sternberg
250	Joel and Joan Picket

Members of the Japanese Community made the following donations, along with sponsoring a Food Drive on October 5, 2011, organized by Leo Shinozaki:

10, 40 & 50	Dr. Seiichi and Harumi Yamano
10.	Michiyo and Sumio Soga
20.	Russell and Kaori Stram
50.	Akihiro and Yuri Kojima
20.	Keisuke and Yoko Yorihiro
20.	Kenji Shimamoto
100.	Lucy Halperin.
500.	Joseph Leff

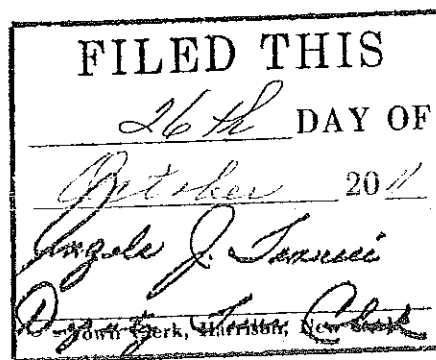
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Director of Community Services.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

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☒ Compt'r
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☒ Law
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☒ Purch'g
☐ Recr'tn
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October 18, 2011

2011 - - 371

AUTHORIZATION FOR THE COMPTROLLER TO ENGAGE THE FIRM
OF BENNETT KIELSON, DAVIES, MUNNS & DOBBINS, LLP

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Comptroller Maureen Mackenzie for authorization to engage the firm of Bennett Kielson, O'Connor, Davies, Munns & Dobbins, LLP Accounts and Consultants for auditing services for the years ended December 31, 2011, 2012, 2013, 2014 and 2015, at the fee of \$56,500, \$56,500, \$58,100, \$59,900 and \$61,700 respectively, for the Town/Village of Harrison.

FURTHER RESOLVED to authorize the Supervisor to execute said Agreement.

FURTHER RESOLVED that funding is available in the Town/Village Budget, Auditing and Accounting line.

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

Adopted by the following vote:

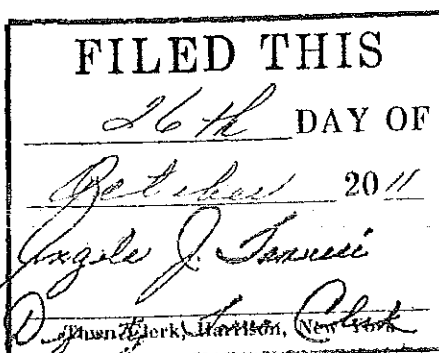
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- ☐ Assessor
- ☐ Benefits
- ☐ Bldg
- ☒ Compt'lr
- ☒ Engrng
- ☒ Law
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October 18, 2011

2011 - - 372

AUTHORIZATION TO CANCEL PO3312871 TO ALEX HEATING & COOLING AND
APPROVE PO#312917 TO CAREY AND WALSH
FOR EMERGENCY REPLACEMENT OF EXISTING BOILERS
AT THE WEST HARRISON FIRE DEPARTMENT

Notification by the Purchasing Department that at the October 6th Meeting the Town Board approved PO #312871 to Alex Heating & Cooling for emergency replacement of existing boilers at the WHFD. Unfortunately, they will not be able to perform the work. Fire Chief Steve Mancini would like the Purchasing Department to cancel PO#312871 and approve PO#312917 to Carey and Walsh of Briarcliff Manor, New York.

On motion of Councilman Sciliano, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Fire Chief Steve Mancini to cancel PO#312871 to Alex Heating & Cooling.

FURTHER RESOLVED to approve the request by Fire Chief Steve Mancini PO#312917 to Carey and Walsh, 529 North State Rd, Briarcliff Manor, NY, for emergency replacement of existing boilers at the West Harrison Fire Department.

FURTHER RESOLVED that funding is available in the West Harrison Fire Department Operating Budget Account #010-3410-100-04-02. In addition to being reimbursed through the Town's insurance company, a claim to FEMA will be submitted.

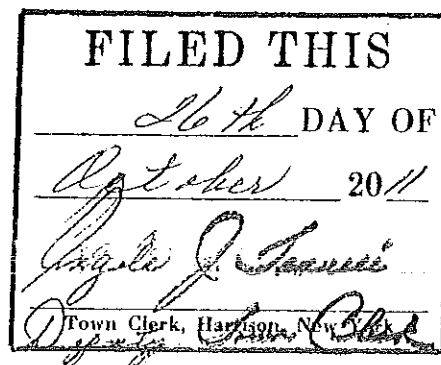
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Purchasing Department.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

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✓ Supvs'r

October 18, 2011

2011 -- 373

APPROVAL TO SET THE DATE OF NOVEMBER 16, 2011 FOR A PUBLIC HEARING
RE: PROPOSED LOCAL LAW AMENDING CHAPTER 235 ENTITLED "ZONING"
SECTION 235-4 AND SECTION 235, ATTACHMENT 3 ENTITLED "BUSINESS
DISTRICTS TABLE OF USE REGULATIONS" AND AMEN THE ZONING MAP OF THE
TOWN OF HARRISON TO REZONE CERTAIN PARCELS
AND TO AUTHORIZE THE TOWN TO BE LEAD AGENCY
FOR THE REZONING AMENDMENTS

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Village Attorney Robert Paladino to set the date of November 16, 2011 for a Public Hearing RE: Proposed Local Law of 2011 Amending Chapter 235, entitled "Zoning" Section 235-4 and Section 235, Attachment 3 entitled "Business Districts Table of Use Regulations" and amend the Zoning Map of the Town of Harrison to rezone certain parcels.

FURTHER RESOLVED to authorize the Town Board to be Lead Agency for the rezoning amendments.

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

Adopted by the following vote:

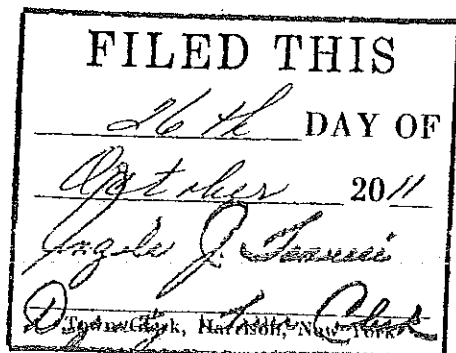
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
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☒ Supvs'r



October 18, 2011

2011 -- 374

APPROVAL FOR THE TWIG OF WESTCHESTER TO PLACE LARGE SIGNS AT
VARIOUS LOCATIONS IN HARRISON

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Gigi Jorissen, President of the Twig of Westchester to place their signs, for their annual fundraiser on November 18th and 19, 2011 at the Apawamis Club in Rye, at the following locations:

Harrison Police Station (Intersection of Harrison Avenue and North Street)
Purchase Community House
Five Corners Intersection near the High School
Mintzer Center
Passidomo Park
Park across from the Municipal Building

FURTHER RESOLVED that the signs will be put up two weeks before the fair and taken down the Monday after the fair.

FURTHER RESOLVED to forward a copy of this Resolution to the Commissioner of Public Works and the Chief of Police.

Adopted by the following vote:

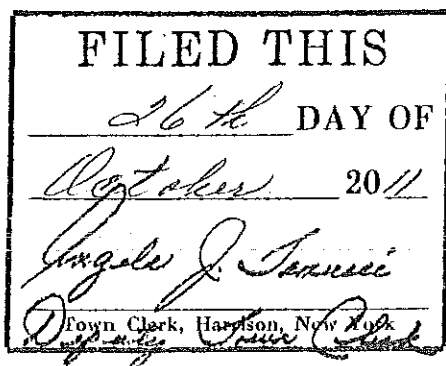
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

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☒ Supvs'r
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October 18, 2011

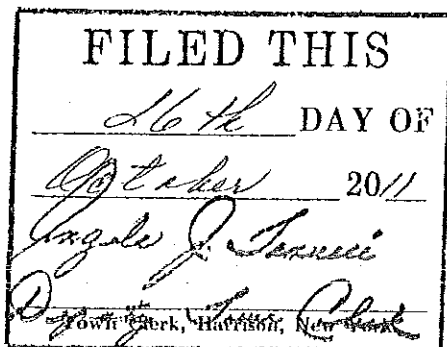
2011 -- 375

MATTERS FOR EXECUTIVE SESSION:

Advice of counsel	1
Personnel	1
Litigation	1

Copies to:

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☐ Bldg
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☐ Law
☐ Police
☒ P. Works
☒ Purchasing
☐ Rec'n
☒ Supervisors
☐



October 18, 2011

2011 - - 376

REMARKS BY MAMARONECK RESIDENT JOHN ACHESON

John Acheson, Mamaroneck resident, stated that his grandparents reside in Harrison. Last week a flyer approached his grandparent's house, by a company named CRP Sanitation. The sales representative was a gentleman by the name of Tom Carlucci. CRP was bought by a company City Carting, 8 Via Duck Rd, Stamford, Ct. Mr. Acheson stated that in 1999 there was a company called Suburban in Mamaroneck, it turns out that a gentleman by the name of Joseph Fiorello, who is on an organized crime sheet, what I mean by that is its public information, is running this company.

Supervisor Walsh interrupted stating that our attorney says it's not appropriate to give the name.

Mr. Acheson: I have public information.

Village Attorney Robert Paladino stated that it's not public information.

Mr. Acheson: it's on the internet.

Mr. Paladino: there's a lot of things on the internet. It's not appropriate for an individual, he want to make a statement, he's exposing himself to liability.

Mr. Acheson: I have no problem with that.

Mrs. Walsh: leave the names of the individuals out.

Mr. Acheson: this company bought a company by the name of CRP whose located, he believes in Peekskill, the problem is that once a company sees a territory and no carter has ever touched it, they (the company) begins to push and push and uses our taxpayers to try to get their business in "The Harrison Patch". It was quoted that Mr. X was deceitful. There are laws with the Solid Waste Commission that they have to abide by. More importantly, that they should have used in the Town of Harrison to solicit a customer but more importantly obtain their business. Again, this use was deceitful. The Solid Waste Commission from Westchester County..

Deputy Village Attorney Jonathan Kraut asked the relevance of this.

Mr. Acheson: this is residential and commercial

Mr. Kraut: you said that someone was approached by a salesperson. Was it for residential or commercial?

Mr. Acheson: Residential. The Town picks up the garbage but he (Mr. X) was trying to

Supervisor Walsh stated that the background for this is; there was a misunderstanding among a group of people that the town was going to, was considering eliminating commercial pickups in

the town. *It was a total misunderstanding.* The Board had discussed it but never moved forward with it. It was one of the many items that we considered when looking at the cost of running the town.

Mrs. Walsh: we never considered outsourcing the residential. The only thing that was every talked about was commercial. *This was a total misunderstanding, someone misheard it* and spoke to whomever and it got around very quickly and as a result this company left flyers at many of the commercial establishments. She continued to say that she did not know that they left flyers at residential. We have made it clear that we are *not going to go* in that direction.

Mr. Acheson stated that the only reason he is here tonight is because of the simple fact is that they have bombarded flyers to residents and commercial people, and are still doing this until today.

Mrs. Walsh stated that steps will be taken to make sure that they don't this anymore in town. We'll tell the media and we'll put it on the WEBSITE and Channel 75.

Mr. Acheson asked if the company could be banned from coming to Harrison.

Mr. Paladino stated that the company Mr. Acheson is referring to currently operates the Westchester County Recycling Facility for the County of Westchester.

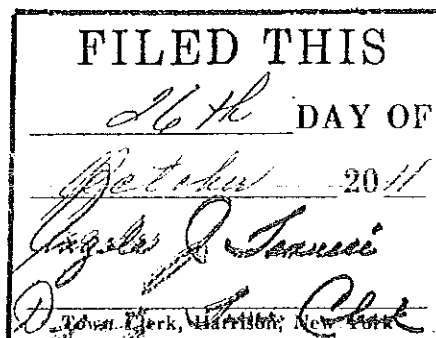
Mr. Acheson: the current company that I'm talking about, about 6 years ago our taxpayers were paying 14 million dollars to take away recycling. This company took the bid and now we're paying 17.9 million a year.

Mrs. Walsh: that's a County Contract. She thanked Mr. Acheson for telling us about it. She appreciates knowing that they're still soliciting in town and we will speak to the police about it and alert the patrol cars that if they see anyone soliciting they should stop them, also we are asking the Media, who are here) to make it clear that *the town is not going to outsource any sanitation collections.*

Naomi Oppman stated that people come here with their own agenda, but, she believes that the five board members need to act as one cohesive team and that if the five board members do act like a cohesive team people won't be able to take the Meeting away from you.

On motion duly made and seconded,
with all members voting in favor
the meeting was recessed to Executive Session at 8:35 pm

On motions duly made and seconded,
with all members voting in favor
the meeting was reconvened at 9:20 pm.



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✓ Purch'g
— Recr'tn
— Supvs'r

October 18, 2011

2011 - - 377

SETTLEMENT OF CLAIM
IN THE MATTER OF WIDMER v TOWN OF HARRISON

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to settle the claim in the matter of Widmer v Town of Harrison in the amount of \$2,728.68.

FURTHER RESOLVED that the settlement is subject to the 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:

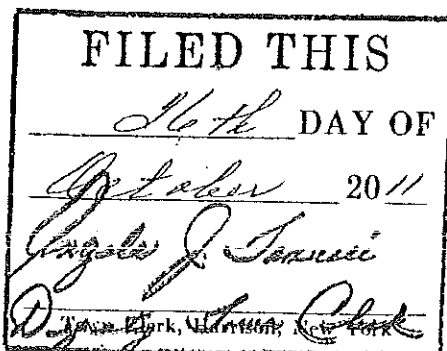
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- ☐ Assessor
- ☐ Benefits
- ☐ Bldg
- ☒ Compt'r
- ☒ Engrng
- ☒ Law
- ☐ Police
- ☒ P. Wrks
- ☒ Purch'g
- ☐ Recr'm
- ☒ Supvs'r



October 18, 2011

2011 - - 378

SETTLEMENT OF CLAIM
IN THE MATTER OF SUOZZO v TOWN OF HARRISON

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to settle the claim in the matter of Suozzo v Town of Harrison in the amount of \$170.

FURTHER RESOLVED that the settlement is subject to the 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, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benef
☐ Bldg
☒ Comp
☒ Engr
☒ Law
☐ Police
☒ P. Works
☐ Purchg
☒ Rec'n
☐ Supv's r

FILED THIS

26th DAY OF

October 2011

Angela J. Tancini
Town Clerk, Harrison, New York

October 18, 2011

2011 - - 379

AUTHORIZATION TO TRANSFER FUNDS IN THE POLICE DEPARTMENT FROM
EQUIPMENT, MAINTENANCE & REPAIRS ACCOUNT #001-3120-100-0402 TO OTHER
EQUIPMENT ACCOUNT #001-3120-100-0240, FOR THE PURCHASE
OF A TRAINING TELEVISION IN THE POLICE TRAINING ROOM

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Chief of Police Anthony Marraccini for authorization to transfer funds from Equipment, Maintenance & Repairs Account #001-3120-100-0402 to Other Equipment Account #001-3120-100-0240 for the purchase of a Training Television in the Police Department's Training room, at a cost up to up to \$1,500.

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, Sciliano and Vetere
Supervisor 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 9:20 pm.

Respectfully submitted,

Angela J. Tamucci
Deputy Town Clerk

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'r
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☐ Purch'g
☐ Recr'tn
☒ Supvs'r
☐

