

December 6, 2018

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 6, 2018 at 7:00 PM Eastern Standard Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Ronald Belmont Supervisor

Richard Dionisio.....)

Frank Gordon.....). . . . Councilpersons

Stephen Malfitano)

Fred Sciliano)

ALSO ATTENDING:

Frank Allegretti Town Attorney

Jonathan Kraut.....Village Attorney

Maureen MacKenzie....Comptroller

Mike Amodeo.....Town Engineer

Andrea Rendo.....Deputy Village Attorney

December 6, 2018

2018 - - 466

ACCEPTANCE OF CORRESPONDENCE AND REPORTS

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

RESOLVED to accept the following correspondence and reports:

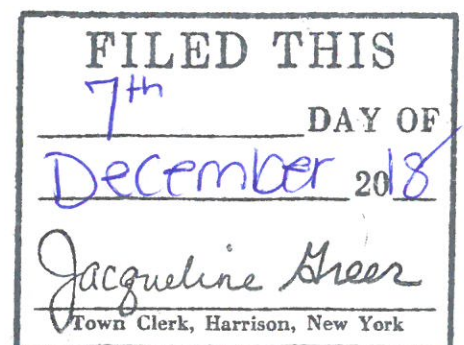
1. Monthly report by the Superintendent of Recreation for October 2018

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 467

CONTINUATION OF PUBLIC HEARING FOR THE PURPOSE OF DETERMINING
THE AMOUNT AND EXTENT OF REAL PROPERTY TO BE ACQUIRED
BY THE TOWN BY CONDEMNATION ON REAL PROPERTY KNOWN AS
BLOCK 131, LOT 21 AND MORE COMMONLY KNOWN
AS 249 HALSTEAD AVENUE

ORIGINAL Page 38

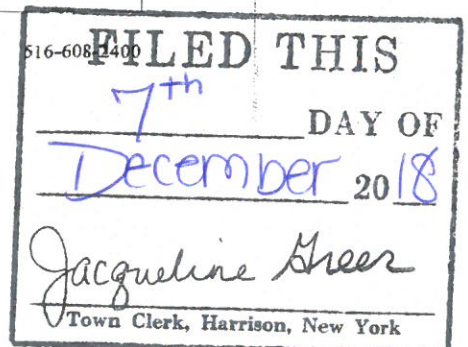
1 TOWN BOARD
2 TOWN OF HARRISON, NEW YORK
3 -----X
4 PUBLIC HEARING
5 249 HALSTEAD AVENUE
6 -----X
7
8 December 6, 2018
9 1 Heineman Place
10 Harrison, New York 10528
11 7:03 p.m.
12
13
14
15 BEFORE:
16 RONALD BELMONT, Mayor
17 RICHARD DIONISIO, Trustee
18 FRANK GORDON, Trustee
19 STEPHEN MALFITANO, Trustee
20 FRED SCILIANO, Trustee
21
22 PRESENT:
23 JONATHAN D. KRAUT, ESQ., Village Attorney
24 .., Town Attorney
25 JACKIE GREER, Town Clerk

RECEIVED
LAW DEPARTMENT
TOWN OF HARRISON, N.Y.
2018 DEC 19 A 9 35

Ilana Michael Nathanson, Court Reporter

212-267-6868

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1 MR. BELMONT: First public hearing tonight
2 is a continuation of the public hearing for the
3 purpose of determining the amount and extent of
4 real property to be -- to be acquired by the
5 town by condemnation of real property known as
6 Block 131, Lot 21, more commonly known as 249
7 Halstead Avenue.

8 MR. KRAUT: Good evening. For the record,
9 my name is Jonathan Kraut from the town
10 attorney's office.

11 Mr. Mayor, it's my understanding, based on
12 the conversation with you, that there's a legal
13 issue you want to discuss concerning this
14 matter and wish to take it into executive
15 session. That's fine. My suggestion though
16 is: Since it has been noticed for this evening
17 for a continuation of the public hearing, that
18 you offer the podium to any member of the
19 public who wishes to speak. Let them say
20 whatever they wish, and then we certainly can
21 continue it as we go forward.

22 MR. BELMONT: Would anyone like to speak
23 on 249 Harrison Avenue -- Halstead Avenue, the
24 condemnation proceedings?

25 MR. PORTO: Good evening, Honorable Board.

1 MR. KRAUT: Please state your name and
2 spell it for the stenographer.

3 MR. PORTO: Robert Porto. That's
4 P-O-R-T-O. Robert, I think you have.

5 Just a couple of questions to clarify.
6 I'm sorry. I didn't get a chance to read
7 through the documentation. Can you give me a
8 rough idea of what we're talking about here?
9 Where -- where is this? Where is 249, and what
10 is it for? Because I'm really not -- eminent
11 domain kind of bothers me.

12 MR. KRAUT: So the property address, you
13 might have known it formerly -- I think, at one
14 time, it was a garden center. It's now a
15 vacant lot.

16 MR. PORTO: Okay.

17 MR. KRAUT: And it's -- I think it's hard
18 to miss when you drive by it. But I would
19 point out, as I did when the hearing was first
20 opened to the public, this is not an
21 opportunity to ask questions of the board.
22 It's rather to set forth any statements that
23 you wish to on the record. You can also do so
24 in writing. In addition, with regard to any
25 questions that you may have about the

1 documentation, all the documents that have been
2 submitted on behalf of the town are available
3 for inspection and copy in the town clerk's
4 office.

5 MR. PORTO: Okay. So it sounds like it's
6 for parking. Can you answer? It's yes or no.

7 MR. KRAUT: That is the purpose that's
8 under discussion.

9 MR. PORTO: Okay. All right. I guess
10 I'll have to read the documentation. I just --
11 you know, eminent domain sometimes, you know,
12 raises hair, but you've done it before. You
13 bought things at a reasonable price, and the
14 parking worked out by the senior center. I
15 think Steve's aware of that. So okay. Thank
16 you for indulging me.

17 MR. BELMONT: Anyone else?

18 MR. KRAUT: Mr. Mayor, if there's no one
19 else who wishes to comment, I would suggest
20 that you continue this public hearing to,
21 perhaps, your first meeting after the first of
22 the year. And in the interim, we can take up
23 any legal questions you have in executive
24 session.

25 MR. MALFITANO: So you want to go to the

1 second meeting in January?

2 MR. KRAUT: It's at the pleasure of the
3 board.

4 MS. GREER: January 3 or January 17.

5 MR. KRAUT: I know, typically, we have a
6 lot of first-of-the-year issues on; so
7 Mr. Malfitano might be right. That you might
8 want to put it on for the second meeting in
9 January.

10 MR. BELMONT: Hopefully, everything will
11 be squared away be then. Very good. See you
12 on the 17th.

13 MR. KRAUT: So motion to --

14 MR. MALFITANO: I'll motion that we
15 continue the hearing at the January 17th, 2019,
16 board meeting.

17 MR. GORDON: Second.

18 MR. BELMONT: Second?

19 MR. DIONISIO: Second.

20 MR. BELMONT: Favor?

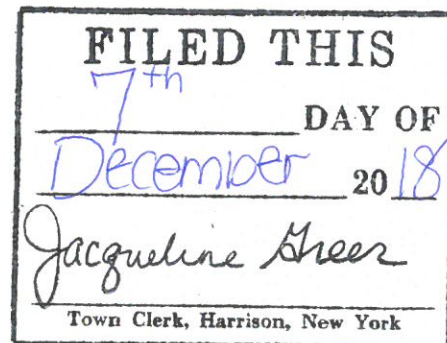
21 BOARD MEMBERS: Aye.

22 (Time noted: 7:07 p.m.)

23

24

25



December 6, 2018

2018 - - 468 - - A

CONTINUATION OF PUBLIC HEARING REGARDING PROPOSED LOCAL LAW
AMENDING CHAPTER 228 ENTITLED "WASTEWATER SYSTEM" BY ADDING
ARTICLE II ENTITLED "SEWER RENTS"

Village Attorney Kraut advised the Board that this has been an ongoing discussion. If there is no public comment, he suggested the Board close the hearing and vote on the local law. In the event the Board votes to approve the local law, a resolution would be required to set forth the rate structure for this coming year. The rates would be adopted by resolution pursuant to the law.

James Nytko from Capital Markets Advisors, LLC gave the following presentation to educate the public as to the rates.

TOWN/VILLAGE OF HARRISON, NEW YORK



SEWER RATE ANALYSIS



PREPARED WITH THE ASSISTANCE OF:



Capital Markets Advisors, LLC
Strategic Consulting Group
822 Route 82, Suite 310
Hopewell Junction, NY 12533
(845) 227-8678

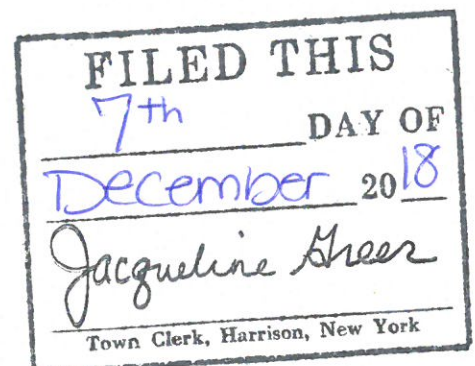


TABLE OF CONTENTS

SECTION I – SEWER RENTS	1
AUTHORIZATION.....	1
PURPOSE.....	1
RATE ESTABLISHMENT.....	1
 SECTION II – METHODOLOGY OF ESTABLISHING SEWER RENTS	 2
COMPONENTS OF THE RATE STUDY METHODOLOGY.....	2
1. DETERMINING RELATED EXPENSES.....	2
2. IDENTIFYING RELATED SEWER REVENUES.....	2
3. FORECASTING CAPITAL NEEDS.....	3
4. EVALUATING RATE STRUCTURES.....	4
5. SELECTING A SUITABLE RATE FEE STRUCTURE.....	4
6. PERFORMANCE MEASURES AND FEE ADJUSTMENTS.....	5
 SECTION III – SEWER AND WATER STATISTICS	 6
SANITARY SEWER USERS.....	6
WATER USAGE.....	6
 SECTION IV – SEWER RENT ESTIMATE	 7
ACTUAL AND FIXED USAGE.....	7
ADJUSTED WATER USAGE CALCULATION.....	7
SEWER RENT FEE CALCULATION.....	8
 APPENDIX A – SAMPLE SEWER INVOICE	 N/A

SECTION I

SEWER RENTS

The Town/Village of Harrison (the "Town") commissioned Capital Markets Advisors, LLC – Strategic Consulting Group ("CMA") to develop this memorandum (the "memo") and assist in the establishment of a sewer rent fee. The scope of the analysis was restricted to identifying an appropriate methodology for determining the sewer rent fee. Although findings are presented in this memo, fees are often influenced by State laws and local ordinances. As such, prior to the formal implementation of a fee, CMA recommends additional legal reviews by the Town Attorney and any other appropriate legal entities representing the Town. Furthermore, as a best practice for establishing user fees and charges, the Government Finance Officers Association (the "GFOA") also recommends this step.

AUTHORIZATION

Article 14-F of the General Municipal Law, otherwise known as the "Sewer Rents Law", authorizes the imposition of sewer rents as a means of raising funds (a) to operate, maintain and repair a municipal sanitary sewer system, and (b) where not prohibited by General Municipal Law § 453 (3), to expand such system. The Sewer Rents Law creates a fee to be imposed upon the properties that discharge sewage into the Town of Harrison's sanitary sewer system.

PURPOSE

Such sewer rents will be used to operate maintain, repair the sewer system and, if deemed appropriate by the Town Board and not prohibited by General Municipal Law, to expand such system. The Town Board finds that a sewer rent more equitably distributes the cost of the sanitary sewer system because it is a function of usage computed based upon water consumption and is charged to all the users of that system including tax exempt properties.

RATE ESTABLISHMENT

Pursuant to the Sewer Rents Law, the Town Board may set the rental rate by resolution and shall set all such rental rates by resolution on an annual basis. The "current" rate will be that rate adopted in the most recent Town Board resolution fixing that rate and shall be available in the Clerk's Office and shall be posted in the office of the Town Department or the official who receives applications requiring a fee. Such rates shall set the rate per gallon or per cubic foot, as the case may be, of water consumption to be used in determining the sewer rent for the following fiscal year.

That rate shall be calculated by dividing the revenue by the water consumption of all system users in the previous fiscal year. The resolution establishing and imposing the sewer rent shall be adopted only after a public hearing held upon five days' public notice or such other period as may be mandated by General Municipal Law § 452 (2) or any statute that may replace it

Town/Village of Harrison, New York

SECTION II

METHODOLOGY OF ESTABLISHING SEWER RENTS

COMPONENTS OF THE RATE STUDY METHODOLOGY

A comprehensive utility rate study typically analyzes several major factors, including:

1. *Determining all related expenses of the system;*
2. *Identifying all related system revenues;*
3. *Forecasting capital needs on a multi-year basis;*
4. *Evaluating rate structures;*
5. *Selecting and implementing a suitable and appropriate fee structure, and,*
6. *Developing performance measures to identify necessary rate adjustments.*

Each of the above noted topics is further discussed below. Highlighted in each narrative are best practices which are recommended by the GFOA. The GFOA is a professional association which represents approximately 19,400 public finance officials throughout the United States and Canada. The GFOA promotes and encourages the use of sound fiscal practices.

1. DETERMINING RELATED EXPENSES

Related expenses include all direct and indirect costs related to the operation and maintenance of sewer facilities. In generally, such costs include, but are not limited to, collection, treatment, administrative functions, users' services and debt obligations.

Town Sewer Expenses. For the fiscal year ended December 31, 2017, the Sewer Districts reported total expenditures of \$721,122, including a transfer to the Debt Service Fund in the amount of \$172,166. For FY 2018, the adopted budget for Sewer Districts included total expenditures of \$732,952, including a transfer to the Debt Service Fund in the amount of \$169,434. For the purpose of this memo, operations and maintenance costs were based on the 2019 tentative budget. See also "Forecasting Capital Needs," for additional information relating to expenditure assumptions that will be utilized in connection with this analysis.

GFOA Best Practice – Include All Costs. As noted in the GFOA's Best Practices for Establishing Government Charges and Fees, the full costs of providing services should be calculated and used as a foundation for determining an appropriate fee. At a minimum, this would include all direct and indirect costs, operating costs, such as administrative services, computer usage, and payroll processing, and any applicable charges for the use of facilities.

2. IDENTIFYING RELATED SEWER REVENUES

Total revenue recorded by the Sewer Districts in FY 2017 were \$728,560. The primary source of income was real property taxes, which accounted for 99.9% of total revenue during FY 2017. The

adopted budget for FY 2018 includes \$735,577 in Sewer Districts revenue. Real property taxes accounted for 99.9% of the total revenues budgeted for FY 2018.

3. FORECASTING CAPITAL NEEDS

On various dates the Town Board adopted bond resolutions in the amount of \$6.0 million authorizing improvements related to the Consolidated Sewer District. Although an exact date has not yet been determined for the financing, Town officials expect the debt to be issued in the coming months. As such, to determine an appropriate basis for initiating a user rate, annual debt service correlating to a \$6.0 million bond issuance is required. For the debt service estimate, the following parameters were utilized:

- Level Debt Structure
- Amortized Term: 26 Years
 - With additional project financings, 26 Years represents the maximum term for the proposed bonding.
- Assumed Credit Rating: "Aaa"
 - 3.65% interest rate coupons (inclusive of padding to allow for market fluctuations)

Based on the above assumptions, the *average* annual debt service, inclusive of both principal and interest, is \$361,123.

Special Note: The Town has done a commendable job managing its debt over the past several years. Nevertheless, its sewer infrastructure is rapidly aging and will require significant attention in the near future. Failure to proactively address infrastructure needs will result in significant costs and liabilities if repairs are not completed in a timely fashion. It is presently estimated by Town officials that the long-term infrastructure needs of the consolidated Sewer Fund could be more than \$50 million. For the purpose of estimating the initial user fee, only the currently authorized \$6.0 million-dollar capital project is being considered. The user rate will require adjustment in future years once a capital needs assessment has been completed.

GFOA Best Practice – Capital Assets and Needs. As defined by the GFOA, a capital asset is a tangible good that is used in operations and has a defined useful life that extends beyond a single reporting period. As time passes, the value and condition of the asset will gradually decrease. This deterioration results in the need for regular maintenance and ultimately the replacement of the asset. The deference of maintenance can be both costly and detrimental to the asset long-term. Therefore, as a best practice (GFOA's Best Practices for Capital Asset Management), municipal jurisdictions should establish a system for assessing capital assets and planning for future capital maintenance and replacement needs. In addition, this process should include the involvement of both finance and sewer related Town personnel.

4. EVALUATING RATE STRUCTURES

There are several rate structures, or methods of setting rates which are commonly used to bill customers. When evaluating the various rate structures, the Town should consider both the cost of providing sewer services and also the fairness of the design.

Examples of common fee structures include:

- Fixed Fee - All users, regardless of class or usage levels, pay an identical fee.
 - Advantages:
 - Applicable for small systems
 - Straightforward user invoicing
 - Disadvantages:
 - Revenue shortfalls are possible if abnormal usage occurs
 - Cannot reflect cost differentials between various types of customers
- Flat Rate - Fees are charged based on a uniform usage rate regardless of class or amount.
 - Advantages:
 - Encourages water conservation
 - Straightforward user invoicing
 - Revenue forecasting is uncomplicated and generally accurate
- Block of Tier Rate - Customers are charged based on a tier system which is linked to water consumption. For instance, users may incur a set rate for usage levels between 0 and 2,500 gallons, while a different rate will apply for usage between 2,501 and 5,000 gallons. The blocks, or tiers, may be set to increase or decrease as usage levels escalate.
 - Advantages:
 - Applicable for larger systems with diverse users
 - Disadvantages:
 - Generally requires use of water meters for accurate invoicing
 - Complex billing which can also be confusing to users

5. SELECTING A SUITABLE FEE STRUCTURE

The flat rate method encourages water conservation, is relatively straightforward and can easily be adjusted in future years. Considering the pending infrastructure needs of the Town sewer districts and that its costs are predominantly fixed, the flat rate approach appears to be the most appropriate fee structure.

Of note, the Town of Mamaroneck recently instituted sewer rates based on a flat rate structure.

Billing Cycle. User fees may be collected monthly, quarterly or on another regular schedule throughout the year. Unfortunately, there is no set of standard billing practices and the multiple methods for billing and collecting. As such, the Town should consider its cash flow requirements when determining its optimal billing cycle. Understanding cash flow needs will assist in

identifying fiscal issues before they arise. As an example, New York City provides invoices on a quarterly basis. One of the keys is to ensure there are frequent cash infusions throughout the year.

GFOA Best Practice – Formal Policies Related to Fees. As noted in the GFOA's Best Practices for Establishing Government Charges and Fees, formal policies regulating to fees and charges should be formulated and adopted. These policies should identify relevant pricing factors and outline considerations which could influence future pricing changes.

6. PERFORMANCE MEASURES AND FEE ADJUSTMENTS

Upon setting the initial fee, the Town should systematically assess the effectiveness of the rate structure. Should a mid-year adjustment be required, the Town should contact its legal counsel to determine if there are any local laws or other rules that would govern the timing of the adjustment. At a minimum, rates should be reviewed for appropriateness annually during the budget process.

Contingency Funds/Planning. Inadvertent expenses may arise and, as such, a certain level of contingency funds should be maintained within the sewer districts. For this purpose, the Office of the New York State Comptroller, in its Local Management Guide, recommends a contingency equal to 10% of annual expenditures (excluding debt service). Maintaining an adequate level of contingency funds can also assist if cash flow complications arise and to offset expenses until rates are able to be adjusted.

Based on the Town's audited financial statements for the fiscal year ended December 31, 2017, fund balance maintained in the sewer districts accounted for approximately 17% of total expenditures (excluding debt service). This level should not fall below the 10% contingency recommendation of the State and should be considered during the periodic fee reviews.

GFOA Best Practice – Fee Adjustments. As noted in the GFOA's Best Practices for Establishing Government Charges and Fees, fees should be periodically reviewed and updated so that they account for inflation and other cost related increases. The GFOA recommends the benchmarking of fees against those of other comparable local jurisdictions as a guide for future changes.

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SECTION III SEWER AND WATER STATISTICS

SANITARY SEWER USERS

The sewer rent fee shall be based upon water consumption.

The Town is presently in the process of mapping properties which have access to the sanitary sewer system. As such, the rate established within this analysis was required to be based on assumptions and estimates provided Town officials. *Upon completion of the mapping project, the sewer rent fee should be reviewed and adjusted as necessary.*

According to Town officials, there presently exists a total of 7,011 parcels within the borders of the Town. Of this amount, 5,666 parcels currently receive tax bills for sewer district purposes and are assumed to be connected to the sewer system. The remaining 1,345 parcels are believed to be either vacant or are otherwise not believed to be connected to the system.

WATER USAGE

Below is a listing of water sales in the Town for each of the last 4 completed fiscal years.

Fiscal Year	Water Usage (in Gallons)
2017 ⁽¹⁾	1,326,925,000
2016	1,489,846,000
2015	1,465,419,000
2014	1,408,451,000
4-year Average	1,422,660,250

(1) According to Town officials, water usage in 2017 was uncharacteristically low as result of a high levels of precipitation.

Source: The audited financial statements of the Westchester Joint Water Works.

As noted above, over the most recent period covering 4 years, average, annual water usage by the Town was approximately 1,422,660,250 gallons. For the purpose of this analysis, the average annual usage for a residential property is estimated to be 114,000 gallons. Water usage for FY 2017 was be lower than previous years. According to Town officials, this occurred as a result of abnormally high levels of precipitation.

(The remainder of this page has been left intentionally blank.)

SECTION IV SEWER RENT ESTIMATE

ACTUAL AND FIXED USAGE

As noted in the below table, the sewer rent will be based on actual usage for non-irrigation months, and a fixed rate for the month of irrigation months.

Month	Fee Basis
Jan	Actual Usage
Feb	Actual Usage
Mar	Actual Usage
Apr	Actual Usage
May	Actual Usage
Jun	May Usage
Jul	May Usage
Aug	May Usage
Sep	May Usage
Oct	Actual Usage
Nov	Actual Usage
Dec	Actual Usage

ADJUSTED WATER USAGE CALCULATION

According to Town officials, there are an estimated 5,666 parcels with access to the sanitary sewer system. This amount excludes 1,345 parcels which are either vacant or are otherwise not believed to be connected to the system. Based on an estimated annual average water consumption of 114,000 gallons, the 1,345 excluded properties account for 153,330,000 gallons. This amount is deducted from the rate calculation. Detailed in the following table is the adjusted water usage to be used in connection with the establishment of the sewer rent fee.

Adjusted Water Usage

	Gallons
Estimated (Normalized) Annual Water Sales	1,185,404,667
Less, Deduction for Estimated 1,345 Properties Not Connected to Sanitary Sewer System	(153,330,000)
ADJUSTED WATER SALES FOR FOR SEWER RATE CALCULATION	1,032,074,667

The sewer rent calculation will be based upon an *estimated net* annual usage amount of 1,032,074,667 gallons.

Town/Village of Harrison, New York

SEWER RENT FEE CALCULATION

Herein follows a detailed breakdown of the sewer rent calculation.

	Amount
2019 Sewer Budget	
Operations and Maintenance Related Costs	\$ 666,337
Existing Sewer District Debt Service Obligations	169,434
Estimated 2018 Serial Bonds (Sewer Portion)	
(Average Annual Payment - \$6.0 Million, 26 Year Term)	361,123
SUBTOTAL OF APPLICABLE SEWER DISTRICT COSTS	\$ 1,196,894
ASSUMED SEWER RATE CALCULATION - PER GALLON	
(Sewer Costs Divided By Adjusted Water Sales)	
(\$1,196,894 / 1,032,074,667)	\$ 0.0011596
	(Per Gallon)

For the average residential consumer using 114,000 gallons of water each year, the estimated annual sewer rent would be \$132.19 (\$0.0011596 x 114,000). Under the rate billing method described in this memo and assuming a monthly billing structure, the average residential consumer would receive an invoice in the amount of \$11.02 each month.

END

December 6, 2018

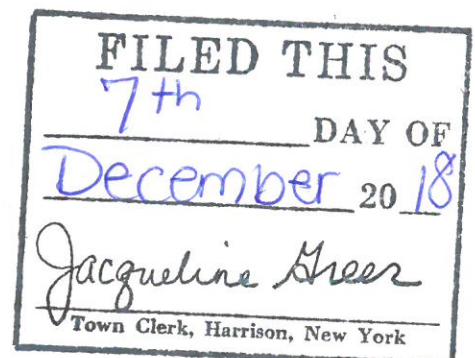
2018 - - 468- - A (Continued)

Harrison resident Robert Porto spoke opposed to the local law explaining that this is adding a sewer tax and requested that the hearing remain open.

Supervisor Belmont said we are under a court order and mandated by the Westchester County Board of Health and the Sound Shore to investigate our sewers and repair them.

Councilman Malfitano said we are not adding another tax; we are substituting a different methodology for the existing methodology of currently raising ad valorem taxes to pay for our sewer system and improvements. We are not creating additional tax levy we are substituting it. The existing sewer tax that people receive on their bill is going to disappear and it will be replaced by a sewer rent fee and as our expenses of repairing the town wide sewer system increase that fee will increase accordingly.

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



December 6, 2018

2018 - - 468- - B

LOCAL LAW NO. 7
TO AMEND CHAPTER 228
ENTITLED "WASTEWATER SYSTEM" BY ADDING
ARTICLE II ENTITLED "SEWER RENTS"

On the motion of Councilman Malfitano, seconded by Councilman Gordon,
it was,

RESOLVED, to amend Chapter 228 entitled "Wastewater System" by adding Article II entitled "Sewer Rents" to read as follows:

§228-8 – Purpose.

Article 14-F of the General Municipal Law authorizes the imposition of sewer rents as a means of raising funds (a) to operate, maintain and repair a municipal sanitary sewer system, and (b) for the payment of indebtedness which has been or shall be incurred for the construction of the sanitary sewer system or such part of parts thereof, and (c) where not prohibited by General Municipal Law §453 (3) to expand such system. This law creates a sewer rent to be imposed upon the properties that discharge sewage into the Town of Harrison's sanitary sewer system. The rents will be used to operate maintain and repair that sewer system and if deemed appropriate by the Town Board and not prohibited by General Municipal Law §453 (3), to expand such system and for the payment of indebtedness which has been or shall be incurred for the construction of the sanitary sewer system or such part or parts thereof. The Town Board finds that a sewer rent more equitably distributes the cost of the sanitary sewer system because it is a function of usage computed based upon water consumption and is charged to all the users of that system including tax exempt properties.

§228-9 - Creation of Article II entitled "Sewer Rents" in Chapter 228 of the Harrison Code.

The Town Board on behalf of the Town of Harrison Consolidated Sewer District hereby adds the following new Article II entitled "Sewer Rents" to Chapter 228 of the Code of the Town of Harrison.

§228-10 - Legislative Intent.

The Town Board finds that it is in the public interest to raise funds (a) to operate maintain and repair the Town's sanitary sewer system, (b) for the payment of indebtedness which has been or shall be incurred for the construction of the sanitary sewer system or such part or

parts thereof and (c) if deemed appropriate by the Town Board and not prohibited by General Municipal Law §453 (3), to expand such system through a sewer rent rather than by taxation because a sewer rent more equitably distributes the cost since it is a function of usage computed based upon water consumption and is charged to all the users of the Town's sanitary sewer system, including tax exempt properties.

§228-11 - Definitions.

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

REVENUE - the amount of money that the Town Board determines must be collected in a given fiscal year in order to operate maintain and repair the sanitary sewer system and if deemed appropriate by the Town Board and not prohibited by General Municipal Law §453 (3), to expand such system.

SANITARY SEWER SYSTEM - the conduits, drains, pipes, interceptors, laterals, mains, pumps, trunk lines and the other appurtenances or facilities owned operated and maintained by the Town of Harrison (whether located within or outside the Town municipal boundaries) that are used to collect, treat and/or transport sewage.

SEWAGE - water-carried human or animal, wastes and any other liquid waste, whether or not it contains organic matter, together with such ground water infiltration, surface water garbage, refuse, decayed wood, sawdust shavings, bark, sand, lime, cinders, ashes, offal, oil, tar, dye stuffs, acids, chemicals, and all other discarded matter as may be present or carried by the water.

SEWER RENT DISTRICT- The Town of Harrison Town Wide Sewer Maintenance District as it currently is constituted and as it may be expanded or contracted from time to time and all parcels of land within the Town of Harrison that may not currently be included in the Harrison Town Wide Maintenance District but have a connection to any municipal sewer system.

SEWER RENT - The Town Board may set the rental rate by resolution and shall set all such rental rates by resolution. The "current" rate will be that rate adopted in the most recent Town Board resolution fixing that rate and shall be available in the Clerk's Office and shall be posted in the office of the Town Department or the official who receives applications requiring a fee.

SEWER RENT FUND - the fund into which the sewer rents are deposited.

SYSTEM USERS - the owners of real property, other than the Town of Harrison, and its Authorities, that discharge into the sanitary sewer system whether such property is located within or outside the Town's municipal boundaries.

WATER CONSUMPTION - The total annual volume of water provided by the Westchester Joint Water Works water system to a property owned by a user of the system less seasonal water usage associated with irrigation of the property during the months of June through September. Water consumption, in this instance, shall be determined based upon actual water volume provided to the property of a system user during the months of October through May (non-irrigation months) and by utilizing for each month during the period June through September actual water volume provided to the property during the month of May (proxy for typical monthly non-irrigation water volume).

WATER SOURCE - any entity that delivers water to a property owned by a system user.

WJWW - Westchester Joint Water Works.

§228-12 – Rates; billing; adjustments.

- A. Annually, the Town Board, by resolution shall set the rate per gallon or per cubic foot, as the case may be, of water consumption to be used in determining the sewer rent for the following fiscal year. That rate shall be calculated by dividing the revenue by the water consumption of all system users in the previous fiscal year. The resolution establishing and imposing the sewer rent shall be adopted only after a public hearing held upon five days' public notice or such other period as may be mandated by General Municipal Law §452 (2) or any statute that may replace it.
- B. A system user shall pay a sewer rent equal to the rate set pursuant to section 228-12(A).
- C. Billing.
 - 1. So long as WJWW is the billing agent for the sewer rent, the sewer rent due from system users whose water source is WJWW shall be the date on which those invoices sent to them by WJWW that contain a charge for the sewer rent are due and payable. For all other system users and if WJWW ceases to be the billing agent for the sewer rent, the sewer rent shall be due and payable on the first day of February, May, August and November of each year.

2. In the case of system users whose water source is WJWW, invoices for sewer rent shall be sent to the address to which WJWW sends its invoices for water usage. For all other system users and if WJWW ceases to be the billing agent for the sewer rent, invoices for sewer rent shall be sent to the same address that the Town sends bills for real estate taxes to such system users.
 3. The failure to receive a bill for the sewer rent shall not be grounds for waiving penalties or interest imposed as the result of a late payment.
- D. Any system user who maintains that his/her/its sewer rent should be reduced for any given year may make one application to the Town Board for a reduction in that year's sewer rent. Such application must be in writing and be supported by evidence that proves either:
1. That the system user's water consumption was less than the water consumption that was used to calculate the system user's sewer rent for that year; or
 2. That the amount of the system user's water consumption that actually was discharged into the sanitary sewer system was less than the amount of water consumption used to calculate the system user's sewer rent.
- E. If the Town Board reduces a sewer rent pursuant to §228-12(D)(2), that system user's sewer rent shall be recalculated based upon the portion of that system user's water consumption that actually was discharged into the sanitary sewer system.

§228-13 - Late payments; penalties liens; enforcement.

- A. A penalty of one (1%) percent of the amount shown as due for sewer rent on an invoice shall be charged for any payment of sewer rent that is made after the date on which it is due and payable. An additional one (1%) percent penalty shall be added to the amount shown as due for sewer rent on an invoice for the sewer rent for each calendar month starting with the first calendar month after the date on which such invoice was due and payable.
- B. Sewer rents imposed upon real property owned by a sewer user shall constitute a lien upon that real property or such part or parts thereof for which sewer rents shall have been established and imposed. The lien shall be prior and superior to every other lien or claim except the lien of an existing tax, assessment or other lawful charge imposed by or for the state or a political subdivision or district thereof.
- C. The Town Board, acting on behalf of a sewer district may bring and maintain an action (a) as upon contract for sewer rents in arrears including penalties and interest, or (b) to foreclose liens for such sewer rents. As an alternative to such action, the

Town Board may cause a statement to be prepared annually setting forth the amount of the sewer rents in arrears, including penalties and interest, the real property affected thereby and the name of the person in whose name such real property is assessed. The Town Board shall levy the amounts contained in such statement against the real property liable at the same time and in the same manner as town taxes, and such amounts shall be set forth in a separate column in the annual tax rolls. The amounts so levied shall be collected and enforced in the same manner and at the same time as may be provided by law for the collection and enforcement of town taxes. The failure of the Town Board to follow the alternative enforcement mechanism described in the preceding sentence in any given year shall not preclude it from following that procedure in other years.

§228-14 - Use of the sewer rent fund.

- A. The sewer rents including penalties and interest shall be credited to a special fund, to be known as the "sewer rent fund."
- B. As mandated by General Municipal Law §453, moneys in such fund shall be used in the following order:
 - 1. For the payment for the costs of operation, maintenance and repairs of the sanitary sewer system or such part or parts thereof for which sewer rents have been established and imposed.
 - 2. For the payment of the interest on and amortization of, or payment of, indebtedness which has been or shall be incurred for the construction of the sanitary sewer system or such part or parts thereof for which sewer rents have been established and imposed (other than indebtedness and the interest thereon which is to be paid in the first instance from assessments upon benefited real property).
 - 3. For the construction of sewage treatment and disposal works with necessary appurtenances including pumping stations or for the extension, enlargement, or replacement of, or additions to, the sanitary sewer system, or part or parts thereof.
- C. As mandated by General Municipal Law §453, sewer rents shall not be used (1) to finance the cost of any extension of any part of the sanitary sewer system (other than any sewage treatment and disposal works with necessary appurtenances including pumping stations) to serve areas not currently served by sewers if such part has been constructed wholly or partly at the expense of real property especially benefited, or (2) for the payment of the interest on, and the amortization, of or payment of,

indebtedness which is to be paid in the first instance from assessments upon benefited real property.

§228-15 - Initial Sewer Rent Effective Date.

Notwithstanding the effective date of the local law adding this chapter to the Code of the Town of Harrison, the initial sewer rents shall be imposed starting on January 1, 2019.

§228-16 – Severability.

Should any provision of this Local Law be declared invalid or unconstitutional by any court of competent jurisdiction such declaration of unconstitutionality or invalidity shall not affect any other provisions of this Local Law which may be implemented without the invalid or unconstitutional provisions.

This Local Law shall become effective upon filing with the Secretary of State.

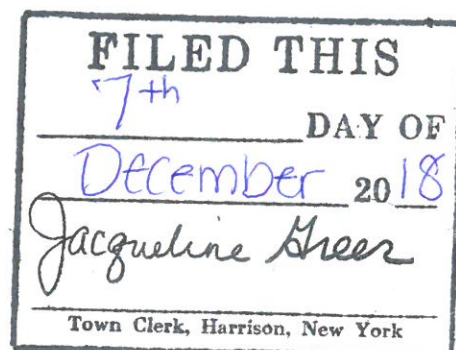
FURTHER RESOLVED, to forward a copy of this Resolution to the Law Department.

The question of the adoption of the foregoing order was duly put to a vote on roll, which resulted as follows:

Supervisor Belmont	VOTING	AYE
Councilman Dionisio	VOTING	AYE
Councilman Gordon	VOTING	AYE
Councilman Malfitano	VOTING	AYE
Councilman Sciliano	VOTING	AYE

The order was thereupon declared duly adopted.

* * * * *



December 6, 2018

2018 - - 468 - - C

AUTHORIZATION TO ADOPT AN ANNUAL SEWER RENT RATE FEE

On the motion of Councilman Sciliano, seconded by Councilman Gordon,
it was,

WHEREAS, pursuant to Local Law Chapter 228 entitled Wastewater System, the Town Board, by Resolution shall annually set the rate per gallon or per cubic foot, as the case may be, of water consumption to be used in determining the sewer rent for the following fiscal year. That rate shall be calculated by dividing the revenue by the water consumption of all system users in the previous fiscal year. The Resolution establishing and imposing the sewer rent shall be adopted only after a Public Hearing held upon five days' Public Notice or such other period as may be mandated by General Municipal Law §452 (2) or any statute that may replace it.

RESOLVED, to adopt an annual Sewer Rent Rate Fee in connection with Chapter 228 entitled Wastewater System, Article II entitled Sewer Rents;

RESOLVED, to adopt a Sewer Rent Rate Fee at a rate of .0011596 per gallon of water for the year 2019;

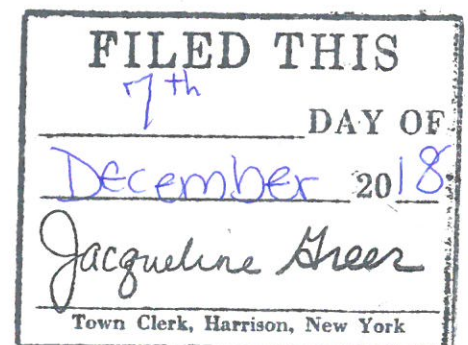
FURTHER RESOLVED, to forward a copy of this Resolution to the Comptroller and Law Department.

The question of the adoption of the foregoing order was duly put to a vote on roll, which resulted as follows:

Supervisor Belmont	VOTING	AYE
Councilman Dionisio	VOTING	AYE
Councilman Gordon	VOTING	AYE
Councilman Malfitano	VOTING	AYE
Councilman Sciliano	VOTING	AYE

The order was thereupon declared duly adopted.

* * * * *



December 6, 2018

V - - 2018 - - 106

AUTHORIZATION TO APPROVE AN AMENDMENT TO THE 2012 AGREEMENT
WITH THE VILLAGE OF HARRISON AND BRIAN PIRONE
AS DISCUSSED IN EXECUTIVE SESSION

On motion of Councilman Malfitano, seconded by Councilman Dionisio,

it was

RESOLVED to approve an amendment to the 2012 agreement with the Village of Harrison and Brian Pirone as discussed in Executive Session.

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 Dionisio, Gordon, Malfitano and Sciliano
Mayor Belmont

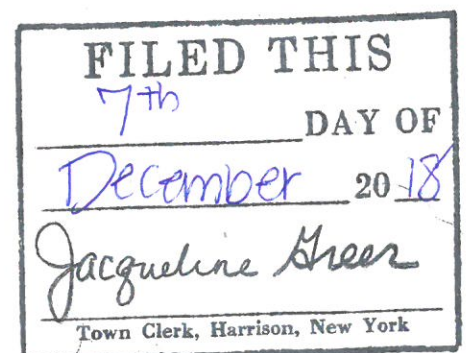
NAYS: None

ABSENT: None

There being no further matters to come before the Board,
the Meeting was, on motion duly made and seconded,
declared closed at 8:57 PM.

Respectfully submitted,

Jacqueline Greer
Town Clerk



December 6, 2018

2018 - - 469 - - A

PUBLIC HEARING RE: 2019 PRELIMINARY BUDGET

On motion of Councilman Malfitano, seconded by Councilman Gordon, the hearing was opened.

Comptroller, Maureen MacKenzie, read in the following changes from the Preliminary to the Adopted 2019 Budget.

Page 1 Town Board-1010

Salaries-102
From: 76,760 To: 79,880 3,120

Page 2 Supervisor-1220

Part Time Salaries-130
From: 35,000 To: 30,000 (5,000)

Page 3 Audit and Accounting-1320

Special Services-407
From: 42,000 To: 38,675 (3,325)

Page 5 Purchasing-1345

Furniture and Furnishings-210
From: 0 To: 6,000 6,000

Office Supplies-403
From: 16,000 To: 10,000 (6,000)

Page 8 Law-1420

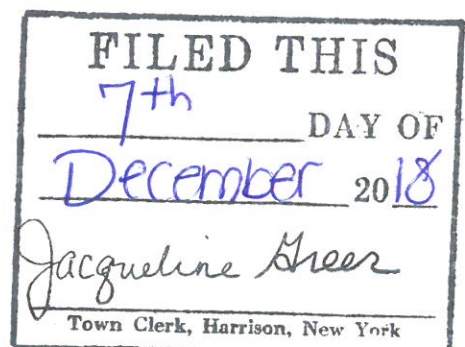
Special Services-407
From: 20,000 To: 15,000 (5,000)

Legal Notices/Special Items-
4428
From: 7,000 To: 2,000 (5,000)

Page 12 Central Services-1610

Salaries-102
From: 129,708 To: 200,548 70,840

Special Services-407



	From: 165,000 To: 155,000	(10,000)
	Postage-417	
	From: 65,000 To: 60,000	(5,000)
Page 13	General Town Buildings-1620	
	Water Utility-421	
	From: 9,000 To 11,500	2,500
Page 17	Special Items-1900	
	Contingent-4490	
	From: 538,998 To: 536,940	(2,058)
Page 18	Police-3120	
	Salaries-Civilian Employees-155	
	From: 585,160 To: 587,160	2,000
	Gaoline-470	
	From: 145,000 To: 140,000	(5,000)
Page 19	Police Benefits-3120	
	Payment of MTA Payroll Tax-804	
	From: 34,753 To: 34,821	68
	Social Security-830	
	From: 603,737 To: 604,973	1,236
	Medicare-835	
	From: 148,213 To: 148,502	289
	Health Insurance Buy Out-865	
	From: 33,000 To: 55,000	22,000
	Optical Reimbursement-876	
	From: 10,000 To: 5,000	(5,000)
Page 24	Community Services-6989	
	Salaries-102	
	From: 142,692 To: 118,491	(24,201)
	Gasoline-470	
	From: 3,000 To: 3,500	500
Page 30	Town Benefits-9000	

	Payment of MTA Payroll Tax- 804	
	From: 30,312 To: 30,464	152
	Social Security-830	
	From: 552,750 To: 555,525	2,775
	Medicare-835	
	From: 129,272 To: 129,921	649
Page 31	Library-7410	
	Equipment Maintenance and Repairs-402	
	From: 5,000 To: 4,000	(1,000)
	Office Supplies-403	
	From: 14,000 To: 10,000	(4,000)
	Computer Exp/Ser/Training-409	
	From: 8,000 To: 3,000	(5,000)
	Westchester Library System- 475	
	From: 75,000 To: 85,000	10,000
Page 32	Highway Benefits-9000	
	Health Insurance Buyout-865	
	From: 9,069 To: 11,000	1,931
Page 35	Audit Accounting-1320	
	Special Services-407	
	From: 23,000 To: 18,325	(4,675)
Page 38	Transfer to Other Funds-9501	
	Transfer to Debt Service-907	
	From: 7,104,296 To: 7,102,313	(1,983)
Page 41	Fire District #1-3410	
	Insurance Premium-0436	
	From: 125,000 To: 134,000	9,000
Page 42	Fire District#1-3410 Revenues	
	Real Property-1001	

	From: 907,668 To: 916,620	8,952
	Fire Protection Fees-1541	
	From: 34,500 To: 37,548	3,048
Page 43	Fire District #2-3411	
	PASNY-420	
	From: 10,000 To: 13,000	3,000
	Insurance Premiums-436	
	From: 88,500 To: 101,500	13,000
	Contingency-490	
	From: 67,000 To: 567,000	500,000
Page 44	Fire District#2-3411	
	Transfer to Capital-906	
	From: 50,000 To: 81,332	31,332
	Real Property Taxes-1001	
	From: 4,289,596 To: 5,033,928	744,332
	Appropriated Fund Balance-5999	
	From: 0 To: (200,000)	(200,000)
Page 45	Water District#2-8311	
	Transfer to Debt Service-907	
	From: 1,366,361 To: 1,441,533	75,172
Page 45	Water District#2-8311	
	WJWW Dist of Earning-2141	
	From: 1,499,553 To: 1,574,725	75,172
Page 46	Sewer Mtce District-8120	
	Salaries-102	
	From: 239,537 To: 0	(239,537)
	OverTime Salaries-120	
	From: 50,000 To: 0	(50,000)
	Sick Incentive-151	
	From: 549 To: 0	(549)

Longevity-181	
From: 5,604 To: 0	(5,604)
Other Equipment-240	
From: 1,000 To: 0	(1,000)
Equipment Maintenance and Repairs-402	
From: 25,000 To: 0	(25,000)
Special Services-407	
From: 300 To: 0	(300)
Materials and Supplies-410	
From: 5,000 To: 0	(5,000)
Telephone-418	
From: 3,800 To: 0	(3,800)
Electric & Gas/Con Edison-419	
From: 17,000 To: 0	(17,000)
PASNY-420	
From: 10,000 To: 0	(10,000)
Water Utilities-421	
From: 700 To: 0	(700)
Insurance Premiums-436	
From: 34,000 To: 0	(34,000)
Taxes-Property-440	
From: 250 To: 0	(250)
Exterminating-480	
From: 3,600 To: 0	(3,600)
Contingency-490	
From: 13,000 To: 0	(13,000)
Maintenance of Systems-499	
From: 100,000 To: 0	(100,000)
Payment of MTA Payroll Tax-804	
From: 1,005 To: 0	(1,005)
Nys Retirement-810	
From: 28,406 To: 0	(28,406)
Social Security-830	

From: 18,333 To: 0 (18,333)

Medicare-835

From: 4,288 To: 0 (4,288)

Workmen's Compensation-840

From: 4,000 To: 0 (4,000)

Life Insurance-845

From: 500 To: 0 (500)

Disability-855

From: 365 To: 0 (365)

Major Medical-860

From: 98,500 To: 0 (98,500)

Welfare Benefits-880

From: 2,600 To: 0 (2,600)

Page 47 Sewer Mtce District-Revenue

Real Property Tax-1001

From: 666,937 To: 0 (666,937)

Interest and Earnings-2401

From: 400 To: 0 (400)

Page 48 Sewer Rent Fund-8120

Salaries-102

From: 0 To: 239,537 239,537

OverTime Salaries-120

From: 0 To: 50,000 50,000

Sick Incentive-151

From: 0 To: 549 549

Longevity-181

From: 0 To: 5,604 5,604

Other Equipment-240

From: 0 To: 1,000 1,000

Equipment Maintenance and
Repairs-402

From: 0 To: 25,000 25,000

Special Services-407

From: 0 To: 300	300
Materials and Supplies-410	
From: 0 To: 5,000	5,000
Telephone-418	
From: 0 To: 3,800	3,800
Electric & Gas/Con Edison-419	
From: 0 To: 17,000	17,000
PASNY-420	
From: 0 To: 10,000	10,000
Water Utilities-421	
From: 0 To: 700	700
Insurance Premiums-436	
From: 0 To: 34,000	34,000
Taxes-Property-440	
From: 0 To: 250	250
Exterminating-480	
From: 0 To: 3,600	3,600
Contingency-490	
From: 0 To: 13,000	13,000
Maintenance of Systems-499	
From: 0 To: 100,000	100,000
Payment of MTA Payroll Tax-804	
From: 0 To: 1,005	1,005
Nys Retirement-810	
From: 0 To: 28,406	28,406
Social Security-830	
From: 0 To: 18,333	18,333
Medicare-835	
From: 0 To: 4,288	4,288
Workmen's Compensation-840	
From: 0 To: 4,000	4,000
Life Insurance-845	
From: 0 To: 500	500

Disability-855	
From: 0 To: 365	365
Major Medical-860	
From: 0 To: 98,500	98,500
Welfare Benefits-880	
From: 0 To: 2,600	2,600
Transfer To Debt Service-907	
From: 348,691 To: 408,237	59,546

Page 49 Sewer Rent Fee-Revenue

Sewer Rent Fee-2120	
From: 348,691 To: 1,075,574	726,883

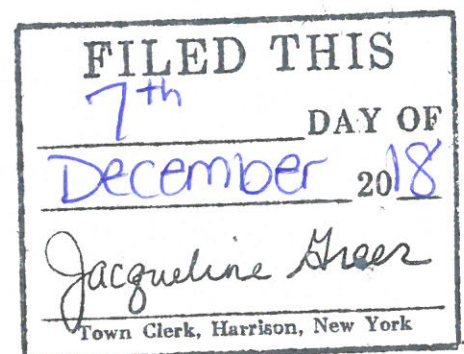
**Page 50 Pleasant Ridge Road
Sewer#5-38**

Transfer to Debt Service-907	(1,073)
From: 1713 To: 640	

On motion of Councilman Dionisio, seconded by Councilman Gordon, the public hearing was closed.

Comptroller MacKenzie presented an overview of the 2019 Budget. The tax rate, in this preliminary budget after the changes is 2.941%. The Town/Village tax bill makes up about 25% of the annual taxes, County taxes are about 18% and School taxes are about 57%. Once again, since its inception in 2012, the budget is under the New York State tax cap. This year's Budget is under the cap by \$200,000. This money is a credit that rolls over to help us with next year's budget. There are no one-shot revenues within this budget. The budget doesn't use any of the fund balance. Expenditure increase is 3.43% which equates to almost \$2.1 million. Staffing has gone from 318 in the 2008 budget to 270 with 17 vacant staffing positions within this budget. We fully budgeted for the New York State Retirement bill. The budget also includes funds for union contracts that are not yet negotiated.

Supervisor Belmont thanked Comptroller Maureen MacKenzie and her staff for a doing a great job and all their hard work.



December 6, 2018

2018 - - 469 - - B
APPROVAL OF THE 2019 BUDGET

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

RESOLVED to adopt the 2019 Budget as presented and modified.

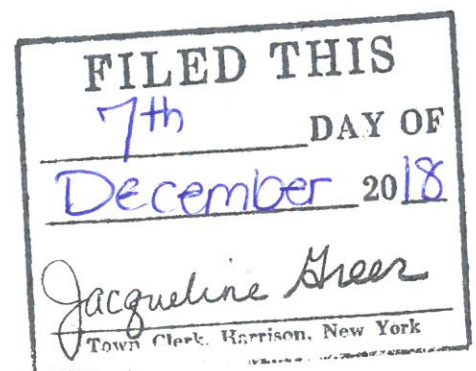
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

The question of the adoption of the foregoing order was duly put to a vote on roll,
which resulted as follows:

Supervisor Belmont	VOTING	AYE
Councilman Dionisio	VOTING	AYE
Councilman Gordon	VOTING	AYE
Councilman Malfitano	VOTING	AYE
Councilman Sciliano	VOTING	AYE

The order was thereupon declared duly adopted.

* * * * *



December 6, 2018

2018 - - 470

AUTHORIZATION TO ADD TO THE
PART-TIME RECREATION ATTENDANT LIST

On motion of Councilman Gordon, seconded by Councilman Dionisio,

it was

RESOLVED to accept the request by Personnel Manager, Debra Scocchera, to add the following to the part-time Recreation Attendant list at an hourly rate of \$11.00, effective December 1, 2018:

Scott Adler
Belinda DeFonce
Raffaele Macchia
Joseph Mellea
Jose Poma
Eddie Santiago
Roy Strickland

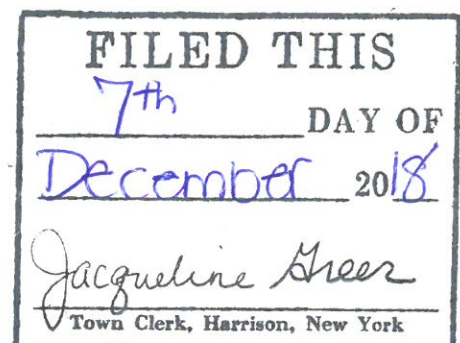
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Personnel Manager, and Superintendent of Recreation.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 471

AUTHORIZATION TO ACCEPT A RESIGNATION LETTER

On motion of Councilman Sciliano, seconded by Councilman Malfitano,

it was

RESOLVED to accept the request by Personnel Manager, Debra Scocchera, to accept the resignation letter of School Crossing Guard, Lucelia Loffredo, effective December 7, 2018.

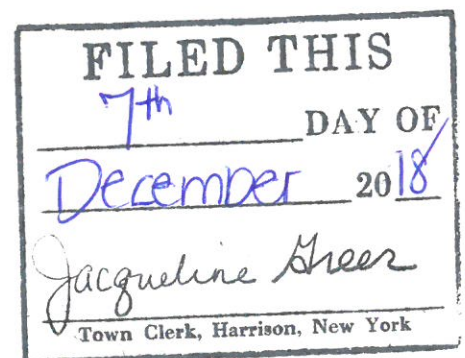
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, Personnel Manager, and Chief of Police.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 472
AUTHORIZATION OF A BUDGET TRANSFER

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

RESOLVED to accept the request by Comptroller, Maureen MacKenzie, for approval of
the following budget transfer:

This Transfer is to cover the cost of repair to Traffic light on Halstead Ave
at Macy Road

Increase:

001-3310-100-0410 5,000
Traffic-Materials and Supplies

Decrease:

001-3310-100-0140 5,000
Traffic-P/T Summer Salaries

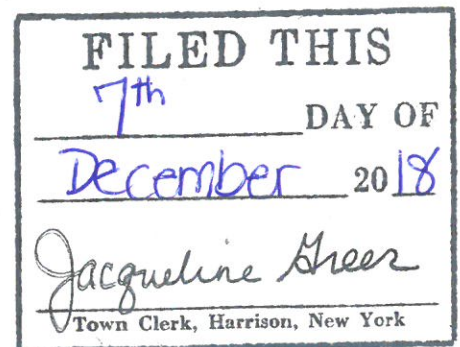
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller,

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
 Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 473

AUTHORIZATION TO COMMIT FUND BALANCE

On motion of Councilman Gotdon, seconded by Councilman Gordon,

it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie, to commit fund balance in the amount of \$2,150,000. This amount represents revenue over budget in the Building Fees and Permits budget line. These committed funds will be used to fund future capital projects.

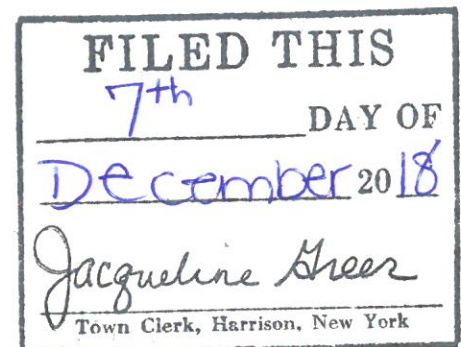
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller,

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 474

AUTHORIZATION TO ACCEPT HOLIDAY PROJECT DONATIONS

On motion of Councilman Malfitano, seconded by Councilman Gordon,

it was

RESOLVED to accept the following donations for the Holiday Project 2018:

Susan A Deluca	\$150.00
Jill M Latini Bonaiuto & Raffaele Bonaiuto	\$75.00
Cara Vaquer-Meadow	\$150.00
Andrew S Katcher & Michelle J Katcher	\$100.00
Joseph Fasciglione & Maria L Fasciglione	\$250.00
Andrew Lacatena	\$150.00
Chad Parker & Kelly Parker	\$150.00
Sharon L Stein	\$300.00
Lauren Mara Chaput & Steven Chaput	\$150.00
Michael L Pearson & Susan J Pearson	\$100.00
Darren Haines & Elizabeth K Haines	\$150.00
Margaret L DiBuono & Audrey L DiBuono	\$150.00
Jamie M Luhrs & Christopher Luhrs	\$50.00
Ronald Belmont & Carol Belmont	\$200.00
Melissa Estes	\$150.00
Luciana Puccio	\$150.00
James V Capiola & Christina A Capiola	\$300.00
Brian R Appleton & Erin C Appleton	\$200.00
Marcello Mariani & Deniene M Mariani	\$150.00
Michael Salemo & Regina Salemo	\$150.00
Sharon Amelio Bucchignano	\$150.00
Christian R Amantea & Jennifer L Amantea	\$150.00
Michael & Danielle Lazarakis	\$150.00
Michael Adam Goldstein & Janice Delucia Goldstein	\$300.00
Gregory Cuneo & Anna Cuneo	\$300.00
Michael L Rubenstein & Geralyn B.O. Rubenstein	\$150.00
Joseph Kaidanow	\$150.00
Jewish Community Center of Harrison	\$150.00
John M Tanenbaum & Amy I Tanenbaum	\$100.00
Joan L Goldblatt	\$25.00
Milo Ben Carver & Chloe Fiona Aitken	\$150.00
The Authentic Church Inc	\$500.00
Catherine De Saint-Aignan	\$200.00
Cash Donations	\$150.00
Frank Gordon	\$150.00

FILED THIS

7th

DAY OF

December 2018

Jacqueline Greer

Town Clerk, Harrison, New York

Stephen & Barbara Malfitano	\$150.00
Seth Mair & Dani Mair	\$50.00
Keith Colacioppo & Kim Colacioppo	\$150.00
Jennifer M Coffey & James M Coffey	\$150.00
Arvind Sriram	\$150.00
Daniel E Bernstein & Elizabeth S Bernstein	\$50.00
David L Picket & Rona J Picket	\$150.00
Vincenzo Tammaro & Catherine Tammaro	\$150.00
Mark A Spano & Kim Spano	\$100.00
Craig A Faillace & Angela Faillace	\$20.00
Jennifer D Schiffman & Evan P Schiffman	\$150.00
Jeff C Valente & Jill R Valente	\$150.00
Elizabeth D Brown & Hunter M Brown	\$250.00
James J Mangan & Kelly A Mulvoy	\$50.00
Michael V Petrillo & Elizabeth Petrillo	\$150.00
Jeannie J Evans & Bruce J Evans	\$150.00
Bashkim Malota & Grace Malota	\$150.00
Joseph Rogliano & Christina M Rogliano	\$150.00
Claudia Miller & Kevin T Miller	\$150.00
Daniel B Gropper & Tamara L Gropper	\$150.00
Emily Marriott	\$150.00
Stacey C Dicostanzo	\$1,000.00
Mark P Ellis & Lisa D Ellis	\$100.00
Lisa Faillace-Sciliano & Frederick W Sciliano	\$150.00
David B Horowitz & Meredith A Horowitz	\$180.00
Cary S Frankel & Katherine R Frankel	\$300.00
Pamela Dwyer Stockton	\$150.00
Jennifer M Montalto-Pizzo & Thomas V Pizzo	\$100.00
James M Dubin	\$300.00
Joseph Ralph Basso & Maryann Basso	\$200.00
Eric R Oneill	\$100.00
Rich Dionisio	\$150.00

Total Holiday Project 2018 donations received to date is \$11,825.00

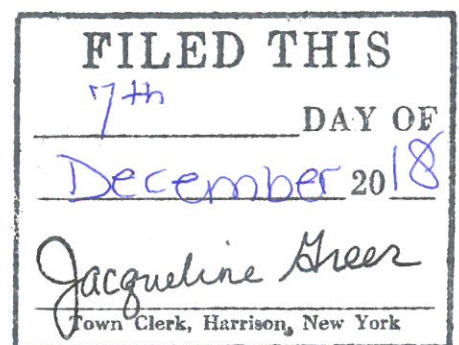
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller,

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 475

AUTHORIZATION TO ACCEPT A DONATION

On motion of Councilman Gordon, seconded by Councilman Sciliano,

it was

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

\$2,000 from VJS Plumbing Corp- Victor J. Scelia III
\$2,000 from an anonymous donor
\$500 from Joseph Accocella Jr. Memorial Fund Inc.
\$100 from Ken Haas

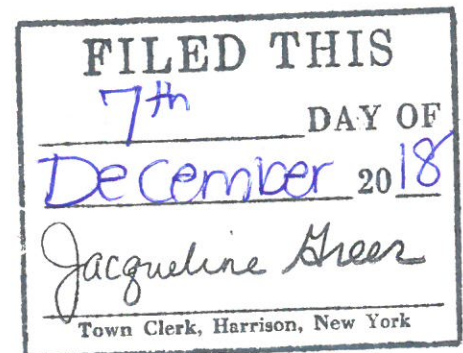
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and Director of Community Services.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 476

APPROVAL OF A BUDGET MODIFICATION

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie, for approval of the following Budget Modifications:

Budget Modification to reflect monies received from Excess carrier for Casciano vs. Harrison case.

Increase:

001-0000-027-2726 152,358

Town-Stop Loss Reimbursement

Increase:

001-1420-100-4430 152, 358

Law-General Liability-Self Insurance

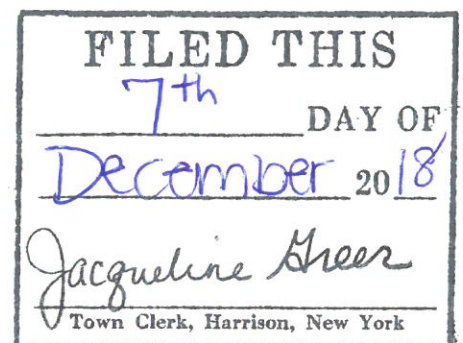
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 477

APPROVAL OF BUDGET TRANSFERS

On motion of Councilman Gordon, seconded by Councilman Dionisio,
it was

RESOLVED to approve the following Budget Transfers:

To Transfer available funds from Library budget Lines to the Capital fund
(17LB13) to cover unanticipated costs for the library roof renovations

Increase:

002-9501-100-0906 22,000
Library-Transfer To Capital

Decrease:

002-7410-100-0130 12,000
Library-Part Time Salaries

002-7410-100-0210 1,200
Library-Furniture and Furnishing

002-7410-100-0402 2,000
Library-Equipment Mtce and Repairs

002-7410-100-0403 1,000
Library-Office Supplies

002-7410-100-0409 1,000
Library-Computer Exp/Ser Training

002-7410-100-0418 800
Library-Telephone

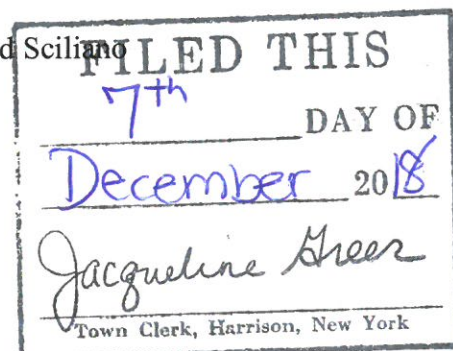
002-7410-100-0490 4,000
Library-Contingent

Total: 22,000

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

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
 Supervisor Belmont
NAYS: None
ABSENT: None



December 6, 2018

2018 - - 478

AUTHORIZATION TO APPROVE A LICENSE AGREEMENT

On motion of Councilman Sciliano, seconded by Councilman Malfitano,

it was

RESOLVED to accept the request by Town Attorney, Frank P. Allegretti, for approval of a License Agreement between the County of Westchester Land Records and Town/Village of Harrison for the continuation to access Westchester Records Online for one year commencing of January 1, 2019 through December 31, 2019.

FURTHER RESOLVED for the Supervisor to execute the same.

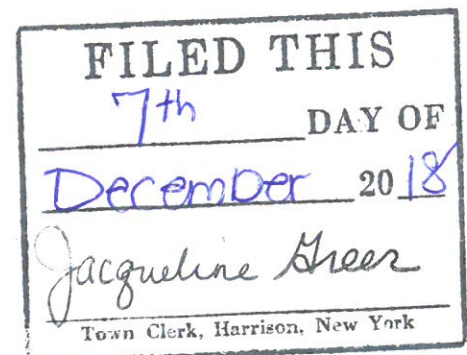
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 479

AUTHORIZATION TO AWARD THE CONTRACT FOR AUDITING SERVICES
TO PFK O'CONNOR DAVIES

On motion of Councilman Sciliano, seconded by Councilman Gordon,

it was

RESOLVED to accept the request by Comptroller, Maureen MacKenzie, to award the contract for auditing services to PKF O'Connor Davies, for fiscal year ending December 31, 2018, 2019 and 2020, a three-year contract with an annual fee of \$59,500.

FURTHER RESOLVED that after the contract is reviewed by the Law Department the Supervisor is to execute said contract.

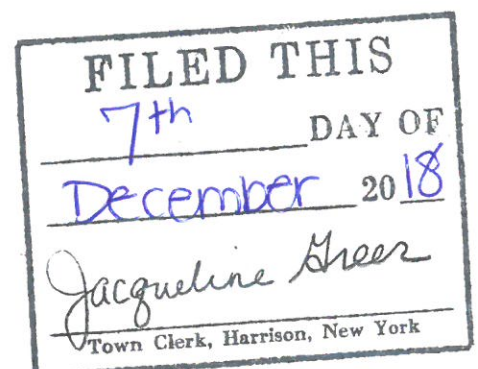
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and Law Department.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 480

AUTHORIZATION FOR A PROFESSIONAL SERVICES CONTRACT WITH
WOODWARD AND CURRAN

On motion of Councilman Dionisio, seconded by Councilman Gordon,

it was

RESOLVED to accept the request by Town Engineer, Mike Amodeo, for a professional services contract with Woodward and Curran for construction inspection support services for the Old Oaks Country Club Irrigation Pond Project, at a cost not to exceed \$15,500.00. Funding for this contract has been provided by the developer and is available in Account #009-0000-763.

FURTHER RESOLVED for the Purchasing Department to issue a Purchase Order payable to Woodard and Curran at an amount not to exceed \$15,500.00.

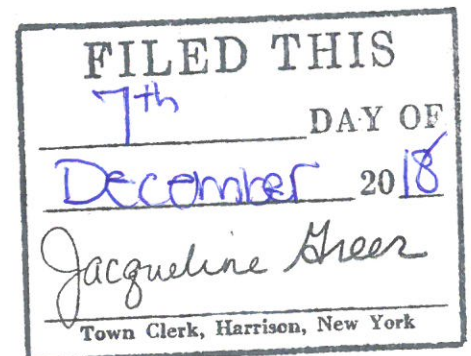
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and Town Engineer.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 481

AUTHORIZATION TO ACCEPT A TWO-YEAR CONTRACT FOR SERVICES TO
THE TOWN OF HARRISON BY ACE TRAPPING & EXTERMINATION

On motion of Councilman Gordon, seconded by Councilman Dionisio,

it was

RESOLVED to accept the request by Town Attorney, Frank Allegretti, to accept a two-year Contract for services to the Town of Harrison by Ace Trapping & Exterminating, covering the period of November 1, 2018 through October 31, 2020.

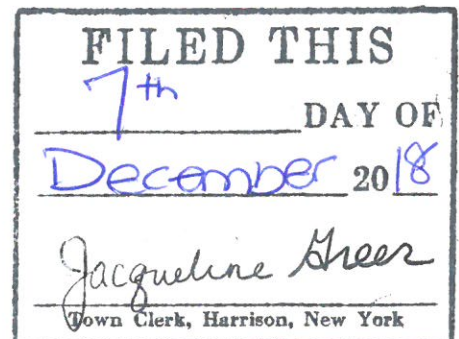
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 482

APPROVAL OF A BUDGET TRANSFER

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

RESOLVED approve the following Budget Transfer:

To pay for bookshelves remodeling in the adult's section of the Halperin
Building

Increase:

002-7410-100-0210 12,000
Furnishing

Decrease:

002-7410-100-0130 12,000
Part-Time Salary

Total: 12,000

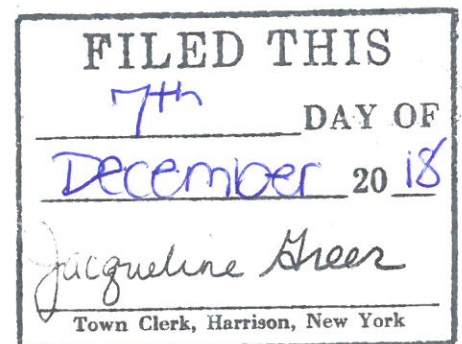
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
 Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 483

MATTERS FOR EXECUTIVE SESSION

Settlement of Claim: 1

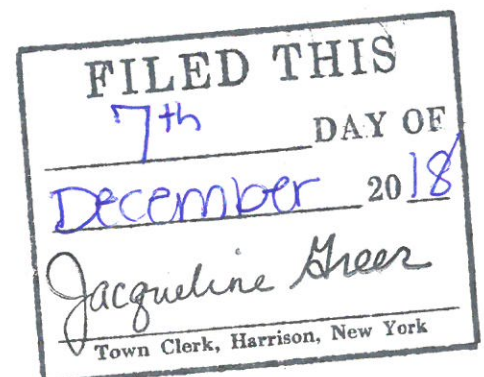
Litigation: 1

Personnel: 1

Advice of Council: 2

Acquisition of Real Property: 1

On motion duly made and seconded,
with all members voting in favor,
the Meeting was recessed to Executive Session at 7:55 PM.



December 6, 2018

2018 - - 484

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

On motion of Councilman Malfitano, seconded by Councilman Dionisio,

it was

RESOLVED to settle the claim in the matter of Russo v. Town of Harrison in the amount of \$2,537.64 subject to claimant signing a general release.

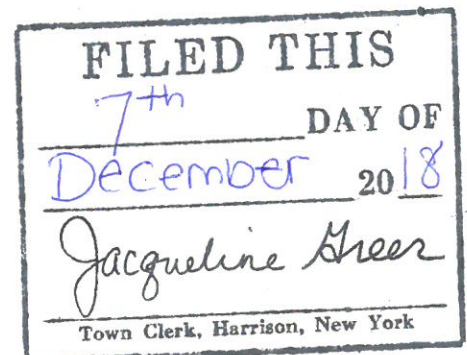
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 -- 485

AUTHORIZATION TO RAISE CAP ON LEGAL FEES IN THE MATTER OF
PEPA V. TOWN OF HARRISON

On motion of Councilman Sciliano, seconded by Councilman Dionisio,

it was

RESOLVED to raise cap on legal fees in the matter of PEPA v. Town of Harrison to \$50,000.

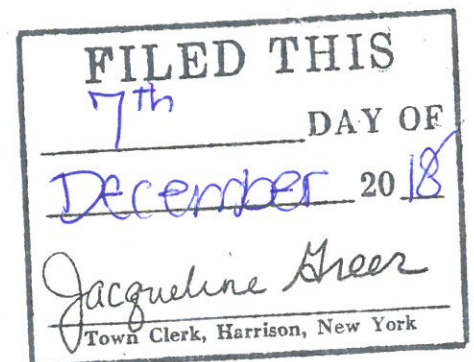
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Comptroller.

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, Malfitano and Sciliano
Supervisor Belmont

NAYS: None

ABSENT: None



December 6, 2018

2018 - - 486
AUTHORIZATION TO MAKE A CONDITIONAL APPOINTMENT
TO MEGAN PIERROZ

On motion of Councilman Gordon, seconded by Councilman Sciliano,

it was

RESOLVED to make a conditional appointment of Megan Pierroz to the position of Assistant Civil Engineer, effective after January 1, 2019 at a starting salary of \$76,910.00 per civil service.

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

Adopted by the following vote:

AYES: Councilpersons Dionisio, Gordon, 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 8:56

Respectfully submitted,

Jacqueline Greer
Town Clerk

