

May 17, 2018

A regular meeting of the Village Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison NY, Westchester County, on Thursday, May 17, 2018, at 7:00 PM. Eastern Standard Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Ronald Belmont Mayor

Richard Dionisio.....)

Frank Gordon.....).Trustees

Fred Sciliano)

Stephen Malfitano)

ALSO ATTENDING:

Frank Allegretti Town Attorney

Nelson Canter.....Deputy Town Attorney

Maureen MacKenzie.....Treasurer

John Vasta.....Lieutenant

Rocco Germani.....Building Inspector / Acting Fire Marshal

May 17, 2018

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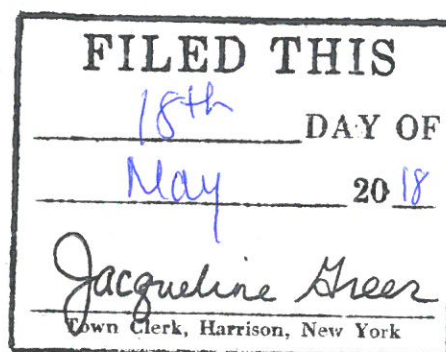
PUBLIC HEARING REGARDING THE MAINTENANCE AND IMPROVEMENTS TO THE
SANITARY SEWER SYSTEM

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

Supervisor Belmont said the town has a consent agreement with the Department of Environmental Conservation (DEC) and also with "Save the Sound." The Town has to clean and repair our sewer system. We have done studies and we must make some immediate repairs to satisfy the consent agreement. What we want to do is borrow \$5,000,000 to get this accomplished. This is only the first phase of this litigation. Th litigation may continue for quite a while. Harrison has 27 square miles in our town so are a lot of sewer pipes that need to be studied, filmed and improved.

Councilman Malfitano said it is important for everyone to understand that we don't have an option or choice. This is a mandate and it must be done.

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



May 17, 2018

V -- 2018 -- 041 -- A

BOND RESOLUTION FOR THE MAINTENANCE AND IMPROVEMENTS TO THE
SANITARY SEWER SYSTEM

42509-2-196

At a regular meeting of the Board of Trustees of the Village of Harrison, Westchester County, New York, held at the Village Hall, in Harrison, New York in said Village, on May 17, 2018, at 7 o'clock P.M., Prevailing Time.

PRESENT:

Ron Belmont
Mayor

Rich Dionisio
Trustee

Frank Gordon
Trustee

Stephen Malfitano
Trustee

Fred Sciliano
Trustee

In the Matter of the Increase and Improvement of the Facilities of the Consolidated Sewer District in the Village of Harrison, Westchester County, New York
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**PUBLIC
INTEREST
ORDER**

WHEREAS, the Board of Trustees of the Village of Harrison, Westchester County, New York, has determined that an increase and improvement of the facilities is required for the Consolidated Sewer District in the Village of Harrison, Westchester County, New York, consisting

of the design and construction of improvements to the sanitary sewer system to mitigate inflow and infiltration; and

WHEREAS, at a meeting of said Board of Trustees duly called and held on April 26, 2018, an Order was duly adopted by it and entered in the minutes specifying the said Board of Trustees would meet to consider the increase and improvement of the facilities of the Consolidated Sewer District in said Village at a maximum estimated cost of \$5,000,000 and to hear all persons interested in the subject thereof concerning the same at the Village Hall, in Harrison, New York, in said Village, on May 17, 2018, at 7:00 o'clock P.M., Prevailing Time; and

WHEREAS, said Order duly certified by the Village Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

ORDERED, by the Board of Trustees of the Village of Harrison, Westchester County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the improvement, to increase and improve the facilities of the Consolidated Sewer District in the Village of Harrison, Westchester County, New York, consisting of the design and construction of improvements to the sanitary sewer system to mitigate inflow and infiltration, at a maximum estimated cost of \$5,000,000.

Section 2. This Order shall take effect immediately.

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

Mayor Belmont	VOTING	AYE
Trustee Dionisio	VOTING	AYE
Trustee Gordon	VOTING	AYE
Trustee Malfitano	VOTING	AYE
Trustee Sciliano	VOTING	AYE

The resolution was thereupon declared duly adopted.

* * * *

May 17, 2018

V - - 2018 - - 041 - - B
BOND RESOLUTION FOR THE MAINTENANCE AND IMPROVEMENTS TO THE
SANITARY SEWER SYSTEM

BOND RESOLUTION DATED MAY 17, 2018.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$5,000,000 SERIAL BONDS OF THE VILLAGE OF HARRISON, WESTCHESTER COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE CONSOLIDATED SEWER DISTRICT IN THE VILLAGE OF HARRISON, WESTCHESTER COUNTY, NEW YORK.

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 17-1712 of the Village Law and Section 202-b of the Town Law, and more particularly an order of even date herewith, said Board of Trustees has determined it to be in the public interest to increase and improve the facilities of the Consolidated Sewer District in the Village of Harrison, Westchester County, New York, at a maximum estimated cost of \$5,000,000; and

WHEREAS, it is now desired to provide funding for such purpose; NOW, THEREFORE, BE IT

RESOLVED, by the Board of Trustees of the Village of Harrison, Westchester County, New York, as follows:

Section 1. For the class of objects or purposes of paying the cost of the increase and improvement of the facilities of the Consolidated Sewer District in the Village of Harrison, Westchester County, New York, consisting of the design and construction of improvements to the sanitary sewer system to mitigate inflow and infiltration, there are

hereby authorized to be issued \$5,000,000 serial bonds of said Village pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$5,000,000 and that the plan for the financing thereof is by the issuance of the \$5,000,000 serial bonds of said Village authorized to be issued pursuant to this bond resolution; provided, however, the amount of bonds to be issued shall be reduced to the extent of grants received therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid object or purpose is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law for the design and construction costs (\$1,500,000), and five years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law for design costs (\$3,500,000). It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Village of Harrison, Westchester County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. There shall be annually apportioned and assessed upon the several lots and parcels of land within said Consolidated

Sewer District, in the manner provided by law, an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source, all the taxable real property in said Village shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 6. The faith and credit of said Village of Harrison, Westchester County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year, there shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto shall be determined by the Village Treasurer.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

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

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

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

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution which takes effect immediately shall be published in summary form in The Journal News, the official newspaper, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

Mayor Belmont	VOTING	AYE
Trustee Dionisio	VOTING	AYE
Trustee Gordon	VOTING	AYE
Trustee Malfitano	VOTING	AYE
Trustee Sciliano	VOTING	AYE

The resolution was thereupon declared duly adopted.

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May 17, 2018

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APPROVAL OF PURCHASE ORDER ISSUED TO LD ALLEN
COMMUNICATIONS, INC. FOR 21 KENWOOD PORTABLE RADIOS AND
ACCESSORIES

On motion of Trustee Sciliano, seconded by Trustee Gordon,

it was

RESOLVED to accept the request by the Purchasing Department for Purchase Order #381270, issued to LD Allen Communications, Inc., in the amount of \$22,956.75 for twenty-one Kenwood portable radios and accessories. Items will be purchased through NYS contract #PT67414. Funding is available in the 2012 capital accounts 12PO21 and 12PO27, account #006-3120-100-9870.

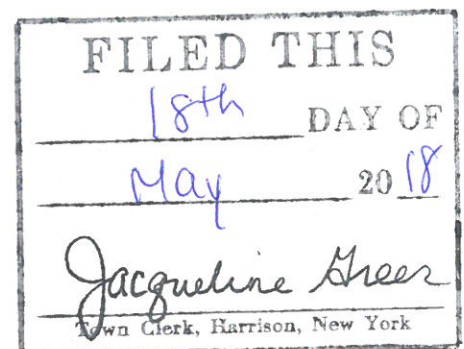
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Purchasing Department and the Harrison Police Department.

Adopted by the following vote:

AYES: Trustees Dionisio, Gordon, Malfitano and Sciliano
Mayor Belmont

NAYS: None

ABSENT: None



May 17, 2018

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APPROVAL OF A BOND RESOLUTION FOR ROAD RESURFACING

On motion of Trustee Sciliano, seconded by Trustee Gordon,

BOND RESOLUTION DATED MAY 17, 2018.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE RECONSTRUCTION AND RESURFACING OF ROADS IN AND FOR THE VILLAGE OF HARRISON, WESTCHESTER COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,009,000 AND AUTHORIZING THE ISSUANCE OF \$1,700,000 SERIAL BONDS OF SAID VILLAGE TO PAY PART OF THE COST THEREOF.

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

Section 1. The reconstruction and resurfacing of roads in and for the Village of Harrison, Westchester County, New York, including sidewalks, curbs, gutters, drainage, landscaping and costs incidental thereto, is hereby authorized, SUBJECT TO PERMISSIVE REFERENDUM, at a maximum estimated cost of \$2,009,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is as follows:

- (a) By the issuance of \$1,700,000 serial bonds of said Village, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; and
- (b) By the expenditure of \$309,000 current available funds.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Village of Harrison, Westchester County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual

appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

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

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

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

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

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

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

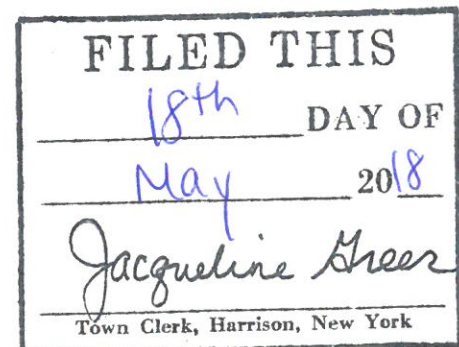
Section 10. THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.

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

Mayor Belmont	VOTING	AYE
Trustee Dionisio	VOTING	AYE
Trustee Gordon	VOTING	AYE
Trustee Malfitano	VOTING	AYE
Trustee Sciliano	VOTING	AYE

The resolution was thereupon declared duly adopted.

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May 17, 2018

V - - 2018 - - 044

AUTHORIZATION TO SCHEDULE A PUBLIC HEARING REGARDING
THE PROPOSED ABANDONMENT OF THE "PAPER ROAD" PORTION OF
WHITE STREET AND THE AMENDMENT TO THE OFFICIAL MAP

On motion of Trustee Sciliano, seconded by Trustee Gordon,

it was

WHEREAS, an application has been made by the Superintendent of Highways of the Village of Harrison to take action pursuant to Section 6-614 of the Village Law to declare that the "paper street" of White Street, Harrison, New York, as more fully described herein on the attached Schedule A, may be deemed abandoned and discontinued upon the grounds that same have not ever been opened, worked or used by the public within the last six years, and

WHEREAS, portions of said roads currently appear on the Official Map of the Village of Harrison, and said applicant has further requested that such allegedly abandoned roads be deleted from same;

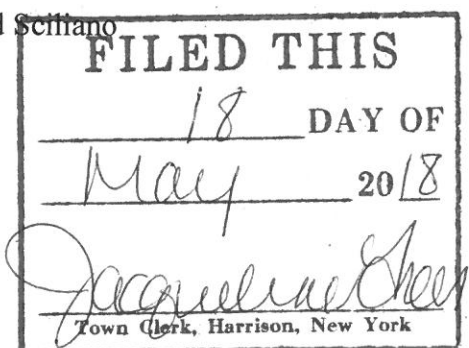
BE IT RESOLVED, that a public hearing shall be held in the Auditorium of the Village Hall of the Village of Harrison, at 1 Heineman Place, Harrison, New York, on June 7, 2018, at 7:00 P.M. or as soon thereafter as possible, pursuant to Section 6-614 of the Village Law, to consider the abandonment and discontinuance of said paper road pursuant to Section 6-612 of the Village Law, and deletion of same from the Official Map and authorization for the private sale of such parcel for adequate consideration to the adjacent landowner.

BE IT FURTHER RESOLVED, that the Village Attorney will direct Linda B. Whitehead, Esq. of the firm McCullough, Goldberger & Staudt, LLP as attorney for the adjacent landowner JRA Properties as previously agreed, to prepare notice of such statutory hearing, and cause the same to be published in the newspaper of general circulation and posted in the manner provided by law and file proof thereof in the Office of the Village Clerk.

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

Adopted by the following vote:

AYES: Trustees Dionisio, Gordon, Malfitano and Sciliano
Mayor Belmont
NAYS: None
ABSENT: None



May 17, 2018

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MATTERS FOR EXECUTIVE SESSION

On motion duly made and seconded,
with all members voting in favor,
the Meeting was recessed to Executive Session at 7:49 PM.

There being no further matters to come before the Board,
the Meeting was, on motion duly made and seconded,
declared closed at 9:38 PM.

Respectfully submitted,

Jacqueline Greer
Town Clerk

