

September 15, 2005

A regular meeting of the Village Board of the Village of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on the 15th day of September 2005, at 7:30PM. Eastern Daylight Savings Time. All members having received due notice of said meeting.

MEMBERS PRESENT:

Stephen Malfitano Mayor

Thomas Scappaticci) Trustees
Joseph Cannella)
Robert Paladino)
Patrick Vetere)

ALSO ATTENDING

Frank Allegretti Town Attorney
Fred Castiglia Village Attorney
Jonathan Kraut Deputy Village Attorney
Joseph Latwin Deputy Village Attorney
Robert Wasp Commissioner of Public Works
David Hall Chief of Police
Maureen MacKenzie Treasurer
Judith D'Agostinis Director of Purchasing
Hugh Greechan Village Engineer
Arun Ankola IT Director
Ed DiBuono Code Enforcement Officer
Pat Cleary Town Planner

September 15, 2005

V -- 2005 -- 88(corrected)

APPROVAL OF PURCHASE ORDER #252826 TO JOHN DEERE CO.,
FOR A JOHN DEER MOWER/TRACTOR COST: \$13,412.11

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to approve the request of the Director of Purchasing, Judy D'Agostinis, for authorization for P.O. #252826, to John Deere Co., P.O. Box 360737, Pittsburgh, Pa. 15251-6737, in the amount of \$13,412.11, for a John Deere Mower/Tractor, Riding, Model 1445, Project #05RP20, 4 WD/60" Mower. This is a 2005 Capital Budget Item.

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

Adopted by the following vote:

AYES: Trustees Vetere, Scappaticci, Paladino and Cannella,
Mayor Malfitano

NAYS: None

ABSENT: None

*vendor was corrected

September 15, 2005

V -- 2005 -- 89a

ADOPTION OF THE DECLARATION THAT THE TOWN/VILLAGE BOARD IS LEAD
AGENCY
UNDER SEQRA FOR THE FIRE TRAINING CENTER LOCATED AT THE NIKE BASE.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to declare the Town/Village Board as Lead Agency under SEQRA for the Fire Training Center located at the former NIKE base.

FURTHER RESOLVED to forward a copy of this Resolution to the Village Attorneys, the Commissioner of Public Works and the Chief of Fire Department #1.

Adopted by the following vote:

AYES: Trustees Vetere, Scappaticci, Paladino and Cannella,
Mayor Malfitano

NAYS: None

ABSENT: None

September 15, 2005

V -- 2005 -- 89b

ADOPTION OF A NEGATIVE DECLARATION UNDER SEQRA
FOR THE FIRE TRAINING CENTER LOCATED AT THE NIKE BASE.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to issue a Negative Declaration under SEQRA for the Fire Training Center to be located at the former NIKE base on Park Lane in West Harrison.

FURTHER RESOLVED to forward a copy of this Resolution to the Village Attorneys, the Commissioner of Public Works and the Chief of Fire Department #1.

Adopted by the following vote:

AYES: Trustees Vetere, Scappaticci, Paladino and Cannella,
Mayor Malfitano

NAYS: None

ABSENT: None

September 15, 2005

V -- 2005 -- 90a

ADOPTION OF THE DECLARATION THAT THE TOWN/VILLAGE BOARD IS LEAD
AGENCY
UNDER SEQRA FOR THE IMPROVEMENTS TO PASSIDOMO PARK IN WEST HARRISON

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to declare the Town/Village Board as Lead Agency under SEQRA for the improvements to Passidomo Park in West Harrison.

FURTHER RESOLVED to forward this Resolution to the Village Attorneys, the Treasurer and the Commissioner of Public Works.

Adopted by the following vote:

AYES: Trustees Vetere, Scappaticci, Paladino and Cannella,
Mayor Malfitano

NAYS: None

ABSENT: None

September 15, 2005

ADOPTION OF A NEGATIVE DECLARATION UNDER SEQRA
FOR THE IMPROVEMENTS TO PASSIDOMO PARK IN WEST HARRISON

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to issue a Negative Declaration under SEQRA for the improvements to Passidomo Park in West Harrison.

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

Adopted by the following vote:

AYES: Trustees Vetere, Scappaticci, Paladino and Cannella,
Mayor Malfitano

NAYS: None

ABSENT: None

September 15, 2005

AUTHORIZATION TO DELETE SECTION 38-41-SCHEDULE 1 FROM THE
VILLAGE VEHICLE AND TRAFFIC LAW RE: FLASHING LIGHT AT INTERSECTION
OF HALSTEAD AVENUE AND PURDY STREET

Police Chief Hall stated that the Commissioner of Public Works and the Village Engineer had recommended that this flashing traffic light be removed, and replaced with a STOP sign exiting the Metropolitan Transportation Authority (MTA) railroad parking lot. That STOP sign has been installed by the MTA.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to approve the request of Chief of Police David Hall that the Section in the Village Vehicle and Traffic Law pertaining to the flashing light at Halstead Avenue and Purdy Street (§38-41-Schedule I) be removed.

FURTHER RESOLVED to forward this Resolution to the Village Attorneys, the Village Engineer, the Chief of Police and the Commissioner of Public Works.

Adopted by the following vote:

AYES:	Trustees Vetere, Scappaticci, Paladino and Cannella, Mayor Malfitano
NAYS:	None
ABSENT:	None

September 15, 2005

V -- 2005 -- 92

AUTHORIZATION TO ENACT A FOUR (4) HOUR PARKING RESTRICTION

ON BRADFORD AVENUE ON WEEKDAYS

Chief Hall stated that this move was at the request of the residents in the area, to prevent commuters from parking all day on that street. He added that the streets in the surrounding area all have the four hour limit in place.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to approve the request of Chief of Police Hall for authorization, on behalf of the residents of Bradford Avenue, to enact a four hour parking limit (8am-6pm Mon. thru Fri.) on both sides of Bradford Avenue.

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

Adopted by the following vote:

AYES: Trustees Vetere, Scappaticci, Paladino and Cannella,
Mayor Malfitano

NAYS: None

ABSENT: None

September 15, 2005

V -- 2005 -- 93

AUTHORIZATION TO TRANSFER FIFTY THOUSAND DOLLARS (\$50,000)
FROM THE SEWER MAINTENANCE FUND INTO THE SEWER MAINTENANCE
OF SYSTEMS ACCOUNT #13-8120-100-0499.

Commissioner of Public Works Bob Wasp notified the Board that an emergency condition existed involving a Sanitary Sewer break, located off Avondale Road and running under the Metro North railroad, that required immediate action on the part of the Department of Public Works. On September 12th the process of relining the pipe between two manholes and replacing one of the manholes, a distance of approximately 580 feet, was begun. He added that the repair work will prevent the sewage flow from ponding on the ground adjacent to residential properties and from entering the brook which parallels the railroad tracks. Mr. Wasp stated the work should be completed within two to three days.

Mr. Wasp also stated that the Engineering Department contacted several companies qualified to perform this type of work and have proceeded with the hiring of En-Tech Corp., Closter, NJ., to perform the work. The total estimated cost is between forty to fifty thousand dollars (\$40,000 - \$50,000). A video and report will be provided upon completion.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to transfer funding in the amount of fifty thousand dollars (\$50,000) from the Sewer Maintenance fund into the Sewer Maintenance of Systems Account No.13-8120-100-0499.

FURTHER RESOLVED to authorize the Treasurer to pay the above mentioned invoices upon the acceptance of the completed work by both the Engineering Department and the Department of Public Works.

FURTHER RESOLVED that this cost will be bonded, and apportioned among the homeowners in this sewer district, and the Town/Village will be reimbursed for the cost.

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

Adopted by the following vote:

AYES: Trustees Vetere, Scappaticci, Paladino and Cannella,
Mayor Malfitano

NAYS: None

ABSENT: None

September 15, 2005

V -- 2005 -- 94

AUTHORIZATION TO INVESTIGATE THE NEED FOR HANDICAP PERMIT PARKING SIGNS
ON PURDY AVENUE ADJACENT TO THE CABOT CLUB, AND
ADJACENT TO #35 COLUMBUS AVENUE

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to authorize the Chief of Police to investigate the need for "Handicapped Parking" street signs in the following areas:

- (1) on Purdy Street, adjacent to the Cabot Club;
- (2) on Columbus Avenue, adjacent to #35 Columbus Avenue.

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

Adopted by the following vote:

AYES: Trustees Cannella, Scappaticci, Vetere and Paladino
Mayor Malfitano

NAYS: None

ABSENT: None

SKIPPED

NUMBER V-2005-95

September 15, 2005

V -- 2005 -- 96

APPROVAL OF CHANGE ORDER #1 TO THE CONTRACT WITH JP & C CONSTRUCTION
RE: PAINTING AT THE SENIOR CITIZEN BUILDING ON HALSTEAD AVENUE COST: \$6,625

Commissioner of Public Works Bob Wasp requested Change Order #1 to the contract with the painting company, JP & C Construction, for additional preparation and painting work on the facade and fascia at the Senior Citizen Building. He stated that the work had to be done by the contractor as scaffolding is required.

On motion of Trustee Cannella, seconded by Trustee Scappaticci,

it was

RESOLVED to approve Change Order #1 to the contract with JP & C Construction for additional preparation and painting to the facade and fascia -- exposed wood surfaces and metal lintels -- of the Senior Citizen Building at 216 Halstead Avenue, at a cost not to exceed \$6,625.00.

FURTHER RESOLVED that funding is available in Capital Account #01GB11.

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

Adopted by the following vote:

AYES: Trustees Cannella, Scappaticci, Vetere and Paladino
Mayor Malfitano

NAYS: None

ABSENT: None

September 15, 2005

V -- 2005 -- 97

DISCUSSION

Trustee Paladino brought up the matter of an article in a newspaper, the White Plains CitizeNet Reporter, that sewage from West Harrison sanitary sewers had contaminated St. Mary's lake, adjacent to Passidomo Park, affecting the White Plains recreation areas on the west side of the Lake.

Mr. Wasp stated he had met with White Plains officials as well as officials with the County Health Department to discuss the report. He added that there are County sewers, City of White Plains sewers as well as Harrison sewers, all in the same location. He continued that all the sewers had been tested, and that his Department had even done dye tests and television tests on the Harrison sewer pipes, and there were no leaks in the system. Mr. Wasp then stated that clearly there was some sewage in the Lake, and at best what anyone could say was that during the violent rain storm of July 18, 2005, there might have been some back-up somewhere that could have gone into the Lake. He concluded that his investigation had shown that the Harrison pipes did not have any leaks. Mr. Wasp also stated that the County Health Department had not made any determination to close the White Plains recreational facility, it was a City of White Plains decision, based on a test that determined if the water was suitable for drinking water.

All the members of the Board affirmed that they did not know this particular newspaper.

Upon motion duly made and seconded,
the Meeting was recessed for Executive Session

at 10:45 PM.

Upon motion duly made and seconded,
the Meeting was reconvened at 12:17 AM
on September 16, 2005.

There being no further matters to come before the Board,
the meeting was, on motion duly made and seconded,
declared closed at 12:17 AM on September 16, 2005.

Respectfully submitted,

Joan B. Walsh
Village Clerk