

BOARD OF TRUSTEES

JUNE 16, 2016

A regular meeting of the Board of Trustees of the Village of Garden City in the County of Nassau, New York, was held at the Village Hall, 351 Stewart Avenue in said Village on June 16, 2016 at 8:00 p.m.

Present: Mayor Nicholas P. Episcopia, Trustees Brian C. Daughney, John A. DeMaro, Robert A. Bolebruch, Richard V. Silver, Theresa A. Trouvé, Stephen S. Makrinos and John M. Delany.

Also Present: Ralph V. Suozzi, Village Administrator
Karen M. Altman, Village Clerk
Robert J. Mangan, Director of Public Works
Kenneth O. Jackson, Chairman, Board of Police Commissioners
Irene Woo, Village Treasurer
Ausberto Huertas, Jr., Superintendent, Building Department
William K. Castoro, Chief Fire Department
Peter A. Bee, Bee Ready Fishbein Hatter & Donovan, LLP

Attendance: Approximately 30

The Clerk reported that due notice of this meeting had been served on each member of the Board.

Mayor Episcopia called for citizens comments on Agenda items.

Mayor Episcopia stated that the first item on the agenda is a request from Chief William K. Castoro of the Garden City Fire Department for the approval of two Garden City Volunteer Firefighters, Michael Dempsey, 94 Kenwood Road, Garden City and Joseph Cestare, 6 Stratford Avenue, Garden City. The Volunteer Fire Department formally accepted them into the Department at their June 2016 monthly meeting.

On motion of Trustee DeMaro and unanimously carried, Michael Dempsey and Joseph Cestare were approved by the Village Board of Trustees to be Volunteer Firefighters for the Garden City Fire Department.

Mayor Episcopia stated that the next item on the agenda was the approval of the minutes of the last meeting of the Board of Trustees.

The minutes of the regular meeting held on June 2, 2016 were reviewed, and on motion of Trustee Makrinos and unanimously carried, were approved as presented.

NEW BUSINESS

FORMAL AGENDA

SITE PLAN APPROVAL

Application for Final Site Plan Approval - Fairchild Sons Funeral Home Overhangs. Mayor Episcopia stated that the Village is in receipt of an application for a final site plan approval in connection with the approval of two (2) new three (3') feet by six (6') feet eight (8") inch awnings along Twelfth Street for Fairchild Sons Funeral Home, 1201 Franklin Avenue. A License Agreement is required for the two proposed awnings.

Trustee DeMaro offered the following resolution and moved its adoption:

RESOLUTION NO. 112-2016

WHEREAS, pursuant to Article XII(A) of Chapter 200 of the Code of the Village of Garden City, the Board of Trustees must review site plans and recommendations of the Planning Commission; and

WHEREAS, site plans have been submitted by Mr. Kevin M. Walsh, Walsh Markus McDougal & DeBellis, LLP, 229 Seventh Street, Garden City, New York, with regard to the final site plan approval in connection with two (2) new three (3') feet by six (6') feet eight (8") inch awnings at 1201 Franklin Avenue.

WHEREAS, the Board of Trustees has reviewed the site plans pursuant to Section 200-82.5 of the Village Code and determined the proposal to constitute a "Type II" action; and

WHEREAS, pursuant to Chapter 200 of the Village Code, Mr. Kevin M. Walsh, Walsh Markus McDougal & DeBellis, LLP, 229 Seventh Street, Garden City, New York submitted various plans for the project; and

WHEREAS, the Planning Commission, at its meeting on April 13, 2016, approved the project; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Incorporated Village of Garden City approves the site plans submitted by Mr. Kevin M. Walsh, Walsh Markus McDougal & DeBellis, LLP, 229 Seventh Street, Garden City, New York representing Fairchild Sons Funeral Home, 1201 Franklin Avenue, Garden City, in connection with two (2) new three (3') feet by six (6') feet eight (8") inch awnings. This is subject to the execution of a License Agreement by both the Village and Fairchild Sons Funeral Home as part of the site plan approval.

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

CONSENT CALENDAR

PUBLIC WORKS

1. SEQR - Lead Agency

On motion of Trustee DeMaro the following resolution was offered:

RESOLUTION NO. 113-2016

WHEREAS, the Village of Garden City has proposed a Bond Resolution for the Acquisition of Various DPW Equipment; and

WHEREAS, pursuant to Part 617 of the Implementing Regulations pertaining to Article 8 (State Environmental Quality Review), the Village of Garden City Board of Trustees has determined that this is an Unlisted Action; and

WHEREAS, other agencies may be involved in the approval of this application;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Garden City Board of Trustees intend to act as Lead Agency in the review of this action; and

BE IT FURTHER RESOLVED, that the Clerk be directed to make the proper notification of this action to other agencies.

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

2. Short Environmental Assessment Form - Bond Resolution for the Acquisition of Various DPW Equipment. Stated that Mr. Mangan has prepared a Short Environmental Assessment Form for the proposed Bond Resolution for the Acquisition of Various DPW Equipment and he has determined that this action will not have a significant effect on Garden City environment and recommended that a negative declaration be prepared.

Trustee DeMaro introduced the following resolution and moved its adoption:

RESOLUTION NO. 114-2016

WHEREAS, a Short Environmental Assessment Form has been prepared by Director of Public Works Robert J. Mangan in connection with the proposed Bond Resolution for the Acquisition of Various DPW Equipment.

WHEREAS, the Director of Public Works has concluded that the proposed Bond Resolution will not have a significant effect on the environment because there will be no impact on the environment, as more fully set forth in the Short Environmental Assessment form, copy of which has been filed in the Office of the Village Clerk and by reference made a part hereof; and

WHEREAS, the Director of Public Works has recommended that a negative declaration be prepared.

NOW, THEREFORE, BE IT RESOLVED, that this Board pursuant to the State Environmental Review Act and Part 617 of the New York State Code of Rules and Regulations, hereby determines that the proposed action will not have a significant effect on the environment; and be it further

RESOLVED, that this determination shall be a negative declaration for the purpose of Article 8 of the Environmental Conservation Law.

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

AYES: 8

NOES: 0

The resolution was declared adopted.

3. Additional Contract Work - Road, Curb and Sidewalk Improvements - Pratt Brothers, Inc. Authorization is requested to approve the additional contract work for Pratt Brothers, Inc., 45 South Fourth Street, Bay Shore, New York, in the amount of \$2,150,000. This will increase the previously approved contract amount of \$2,845,000 which was based on unit price items from the award of July 17, 2014. The following changes are requested to the existing contract: Paving - \$350,000 (Capital Account OH.5110.2013), Curbs - \$200,000 (Capital Account OH.5110.2020) and Sidewalks - \$250,000 (Capital Account OH.1440.2010). The amount that was covered under the bond issue which was approved on May 19, 2016 by the Board of Trustees is \$1,350,000.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved

4. Engagement of Vendor - Garage Door Repairs - Tierney and Courtney Overhead Door Company. Requested authorization to engage Tierney and Courtney Overhead Door Company, 355 Willis Avenue, Mineola, New York, as the emergency overhead garage door contractor at the rate of \$88.47 per hour which is the prevailing wage rate. Funds are available in Account No. OA1640.4030.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

5. Engagement of a Cleaning Service - Above N Beyond Office Cleaning, LLC - Cleaning Service - Village Hall. Requested authorization to engage Above N Beyond Office Cleaning, LLC, 420 Garden Boulevard, Garden City, New York at the rate of \$1,250 a month for three days a week to start, not to exceed \$25,000. The terms of this contract are June 20, 2016 through May 31, 2017 and can be extended for an additional three months and can be terminated by the Village at any time. Funds are available in Account OA.1620.4030.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

6. Professional Service Renewal of Rates - GIS Consultant - Bowne Management Systems, Inc. Requested authorization to update the hourly rates for GIS work with Bowne Management Systems, Inc., 235 East Jericho Turnpike, Mineola, New York. The schedule of rates is on file in the Public Works Department and will be in effect until further notice. Funds are available in Account OH.1680.2040.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

7. Professional Service Contract - Renewal of Rates - H2M Water. Requested authorization to approve the updated schedule of hourly engineering rates for our water consultant, H2M Water, 538 Broad Hollow Road, Melville, New York. The schedule of rates is on file in the Public Works Department and will be in effect until further notice. Funds are available in Account OF.8330.4460 and Account OF.8310.4460.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

8. Professional Service Renewal - Renewal of Rates - Water Quality Testing - Pace Analytical Services, Inc. Requested authorization to renew the updated rates for Laboratory Analytical Services with Pace Analytical Services, Inc., 575 Broad Hollow Road, Melville, New York, for laboratory sampling and analysis during the Village's fiscal year, June 1, 2016 through May 31, 2017, in accordance with the rate schedule on file in the Public Works Department, for Village drinking and groundwater testing as required by the Nassau County and New York State Health Departments. Funds are available in the Water Purification Account OF.8330.4460.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

9. Engagement of a Cleaning Service - RAD Cleaning Service Village Hall. Requested authorization to engage RAD Cleaning Service, 72 Kirkwood Street, Long Beach, New York at the rate of \$1,400 per month for the cleaning of Village Hall for three days a week, for the time period June 1, 2016 - June 17, 2016. Funds are available in Account OA.1620.4030.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

FINANCE

1. Bond Resolution - Authorizing the Acquisition of DPW Equipment. Requested authorization for the Acquisition of DPW Equipment. The total cost of the bond for the Acquisition of DPW Equipment including financing costs and additional contingencies for unforeseen expenses is estimated to be \$1,125,000.

Trustee Trouvé offered the following resolution and moved its adoption:

RESOLUTION NO 115-2016

BOND RESOLUTION OF THE VILLAGE OF GARDEN CITY, NEW YORK, ADOPTED JUNE 16, 2016, AUTHORIZING THE ACQUISITION OF DPW EQUIPMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,125,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$1,125,000 TO FINANCE SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF GARDEN CITY, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Garden City, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to acquire DPW equipment. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,125,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$1,125,000 bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of \$1,125,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.
- (b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds,

and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing agreements for credit enhancement, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, 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

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the "Garden City News," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF GARDEN CITY, NEW YORK

PLEASE TAKE NOTICE that on June 16, 2016, the Board of Trustees of the Village of Garden City, in the County of Nassau, New York, adopted a bond resolution entitled:

"Bond Resolution of the Village of Garden City, New York, adopted June 16, 2016, authorizing the acquisition of DPW equipment, stating the estimated maximum cost thereof is \$1,125,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of not to exceed \$1,125,000 to finance said appropriation,"

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Village to acquire DPW equipment; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,125,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of \$1,125,000 bonds of the Village to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,125,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds, and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: June 16, 2016

Karen M. Altman
Village Clerk

Section 8. The Village Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary or in full, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

2. Appropriation of Termination Revenue - Retiring Employees. Authorization is requested to appropriate \$102,503.10 from Account 0A.8670 - Reserve for Compensated Absences to Account 0A.9000.1220 - Termination Payout to fund the contractual payment for retiring employees from the Reserve maintained for that purpose.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

3. Payment of Invoice - Bee Ready Fishbein Hatter & Donovan, LLP - Legal Services - Reimbursement of Disbursement - The Center for Municipal Solutions - Crown Castle. Requested authorization to pay the claim of Bee Ready Fishbein Hatter & Donovan, LLP, 170 Old Country Road, Suite 200, Mineola, New York, in the amount of \$2,000 for the reimbursement of the actual costs incurred with regard to The Center for Municipal Solutions (Crown Castle - Right of Way), for the month of May, 2016.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

4. Appropriation of Funds - Police Reserve. Under the New York State Civil Practice Law, certain funds received from forfeiture of assets are restricted to fund "unbudgeted" police expenditures. At the close of fiscal year 2015-2016, the Village had \$38,692.98 held in Reserve. These funds are restricted under this statute and authorization

is requested to appropriate this to A3120.4640 - CPLR - Program Expenses in the 2016-2017 fiscal year.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary appropriation of funds.

5. Transfer of Funds - 2015-2016 Fiscal Year. Requested authorization to transfer funds as follows:

(a) \$900 from Account A1620.4030 - Building - Maintenance of Plant to Account A1640.4020 - Central Garage - Maintenance of Equipment, to fund additional maintenance required on the Central Garage.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(b) \$700 from Account A1620.4030 - Building - Maintenance of Plant, to Account A1640.4010 - Central Garage - Materials and Supplies, to cover charges for Grainger, Aboffs, General Welding and Drug Testing.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(c) \$9,000 from Account A5182.4460 - Street Lighting - Contractual Services, to Account A5110.4010 - Street Maintenance - Materials and Supplies, for additional road repairs due to winter damage.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(d) \$4,255 total amount requested; \$3,255 from Account A5182.4030 - Street Lighting - Maintenance of Plant, and \$1,000 from Account A5182.4460 - Street Lighting - Contractual Services, to Account A5110.4020 - Street Maintenance - Maintenance of Equipment, to fund additional maintenance on Street Department trucks.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(e) \$4,778.90 from Account A8140.1010 - Storm Sewers - Regular Salary, to Account A1440.1010 - Engineer - Regular Salary, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(f) \$5,232.20 from Account A8189.1010 - Recycling - Regular Salary, to Account A1640.1010 - Central Garage - Regular Salary, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(g) \$6,737.86 from Account A8189.1010 - Recycling - Regular Salary, to Account A5010.1010 - Street Administration - Regular Salary, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(h) \$2,650.18 from Account A8120.1010 - Sanitary Sewers - Regular Salary, to Account A5110.1010 - Street Maintenance - Regular Salary, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(i) \$380.02 from Account A8140.1010 - Storm Sewers - Regular Salary, to Account A5110.1020 - Street Maintenance - Overtime, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(j) \$9.68 from Account A8140.1010 - Storm Sewers - Regular Salary, to Account A5142.1010 - Snow Removal - Regular Salary, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(k) \$176.36 from Account A8120.1010 - Sanitary Sewers - Regular Salary, to Account A5182.1010 - Street Lighting - Regular Salary, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(l) \$171.05 from Account A8120.1010 - Sanitary Sewers - Regular Salary, to Account A8170.1010 - Street Cleaning - Regular Salary, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(m) \$6,990.47 from Account A8189.1010 - Recycling - Regular Salary, to Account A8170.1010 - Street Cleaning - Regular Salary, due to salary shortfall.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(n) \$3,000 from Account A1620.4030 - Building - Maintenance of Plant, to Account A1640.4030 - Central Garage - Maintenance of Plant, to fund repair bills for overhead doors at the Village Yard.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(o) \$1,190.66 from Account A8120.4060 - Sanitary Sewers - Electricity, to Account A1640.4060 - Central Garage - Electricity, to fund higher electric bills than budgeted.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(p) \$11,900 from Account A5182.4460 - Street Lighting - Contractual Services, to Account A8140.4010 - Storm Sewers - Materials and Supplies, to fund additional work orders for the Spring storm sewer installations.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(q) \$1,000 from Account A8120.4060 - Sanitary Sewers - Electricity, to Account A8140.4010 - Storm Sewers - Materials and Supplies, to fund additional work orders for the Spring storm sewer installations.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(r) \$8,500 from Account A8160.4490 - Refuse and Garbage - Gas and Oil, to Account A5110.4010 - Street Maintenance - Materials and Supplies, to fund additional materials and supplies.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(s) \$48,450 total amount requested: \$30,000 from account F8330.1010 - Purification - Regular Salary and \$18,450 from Account F8340.1010 - Transmission and Distribution - Regular Salary, to Account F8310.1010 - Water Administration - Regular Salary, to fund employees from Water Distribution and Purification paid out of Water Administration.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(t) \$66,187.59 from Account A3410.1010 - Fire Regular Salary, to Account A8160.1010 - Refuse and Garbage - Regular Salary, to fund part-time staff replacement due to personnel out on sick leave.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(u) \$6,473.93 from Account A3410.1010 - Fire - Regular Salary, to Account A8170.1010 - Street Cleaning - Regular Salary, to fund current payroll which has exceeded the budgeted amount.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(v) \$7,190.28 from Account A3410.1010 - Fire - Regular Salary, to Account A8160.1020 - Refuse and Garbage - Overtime, to fund overtime required due to employee absences.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(w) \$1,892.61 from Account A1620.4030 - Building - Maintenance of Plant, to Account A1640.4510 - Central Garage - Natural Gas, to fund higher than budgeted for gas bills.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(x) \$8,141 from Account A3620.4460 - Safety Inspection - Contractual Services, to Account A3620.1010 - Safety Inspection - Regular Salary, to fund the overlap in salary between the previous Building Superintendent and the current Superintendent prior to retirement.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(y) \$9,658.88 from Account A1990.4000 - Contingent, to Account A3620.1010 - Safety Inspection - Regular Salary, to fund the overlap in salary between the previous Building Superintendent and the current Superintendent prior to retirement.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(z) \$20,000 total amount requested: \$10,000 from Account A7140.4060 - Recreation - Electricity and \$10,000 from Account A7140.4510 - Recreation - Natural Gas, to Account A1740.1070 - Recreation - Operations Staff, to fund extra staffing needed for programs.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(aa) \$2,213 total amount requested: \$500 from Account C7149.1090 - Pool - DPW Labor, \$1,000 from Account C7149.1120 - Pool - Treasurer and DPW - Clerk, \$435 from account C7149.4050 - Pool - Fuel and \$278 from Account C7149.4450 - Pool - Ice Cream Products, to Account C7149.1070 - Pool Operations Staff, to fund the extra staffing required for the pool opening.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(bb) \$57,101.01 total amount requested: \$39,159 from Account A9010.8000 - Payment to State for Retirement and \$17,942.01 from Account A9030.8000 - Payment to State for Social Security, to Account A9015.8000 - Fire and Police Retirement Benefits, to cover underfunded budget.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

6. Transfer of Funds - 2016-2017 Fiscal Year. Requested authorization to transfer funds as follows:

(a) \$165,150 from account A3120.1040 - Police Holiday Pay, to Account A1990.4000 - Contingent to repay year three of the Retirement Benefit Loan.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(b) \$130,000 from Account A9710.6000 - Serial Bond - Debt Service, to Account A1990.4000 - Contingent, to repay year one of the LED Project Loan.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(c) \$30,000 from Account A1325.1010 - Clerk Treasurer - Regular Salary, to Account A1325.4160 - Clerk Treasurer - Consultant Fees, to fund a Temporary Accountant from the open Accountant position.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(d) \$30,000 from Account A1990.4000 Contingent, to Account A1420.4160 - Law Consultant Fees, to fund the firm of Beveridge & Diamond, for legal services in connection with the LIRR Third Track Project, as approved at the June 2, 2016 Board of Trustees Meeting.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(e) \$22,500 from Account A1990.4000 - Contingent, to Account A1325.1010 - Clerk Treasurer - Regular Salary, fund a salary adjustment for the Village Treasurer.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

(f) \$20,000 from Account A1990.4000 - Contingent, to Account - A3620.1010 - Safety Inspection - Regular Salary, to fund a salary adjustment for the Superintendent of Building.

On motion of Trustee Trouvé and unanimously carried, the aforesaid recommendation was approved and the Treasurer was authorized to make the necessary transfer of funds.

SICK LEAVE

POLICE

1. Sick Leave - Five Employees. Requested authorization to pay Detective Sergeant James Bartkowski, Detective Angelo Barone, Police Officer John Florio, Police Officer George Byrd and Police Officer Keith Wehr through July 21, 2016 or such earlier date as they may be able to return to duty as determined by the Village medical advisor and pursuant to the provisions of the contract between the Incorporated Village of Garden City and the Police Benevolent Association, which became effective June 1, 2014.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

PUBLIC WORKS

2. Sick Leave - Three Employees. Requested authorization to pay Michael Ardis, Sanitation Supervisor, Sanitation Department, Stephen Ditzel, Senior Water and Sewer Servicer, Water Department and Lenora Holze, Senior Typist Clerk, Public Works Department through July 21, 2016 or such earlier date as they may be able to return to duty as determined by the Village medical advisor and pursuant to the provisions of the contract between the Incorporated Village of Garden City and the Civil Service Employees' Association, which became effective June 1, 2010.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

3. Sick Leave - Stedman. Requested authorization to pay Russell Stedman, Labor Supervisor, Street Department through July 14, 2016 or such earlier date as he may be able to return to duty as determined by the Village medical advisor and pursuant to the provisions of the contract between the Incorporated Village of Garden City and the Civil Service Employees' Association, which became effective June 1, 2010.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

PERSONNEL

1. Salary and Wage Increments - Managerial Employee. Submitted a listing of salaries and wages of a certain Village of Garden City employee, to be effective June 1, 2016, and requested Board approval.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 116-2016

RESOLVED, that effective June 1, 2016 the following salary is hereby fixed for a Managerial employee:

Hilda Simmons	Clerk to Village Justice	\$99,092
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The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

2. Executive Staff Compensation. It was requested that the following resolution be approved by the Board of Trustees with regard to Executive Staff Compensation.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 117-2016

RESOLVED, that as part of the Village's annual salary review, the following annual salary adjustments be made to certain Executive Staff salaries, effective June 1, 2016.

	<u>Total Annual Salary</u>
Village Treasurer Irene Woo	\$167,500
Superintendent of Building Ausberto Huertas, Jr.	\$140,000

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

VILLAGE COUNSEL

Notice of Intent - Garden City Lead Agency - SEQR Process - OTO Development Corp. Board authorization is requested for a resolution authorizing the Village Administrator to provide to other appropriate governmental agencies a Notice of Intent to designate Garden City as "Lead Agency" under SEQRA process for OTO Development Corp., request for preliminary site plan approval, special use permit approval and zoning amendment to permit the construction of a 163 room hotel located off of the Roosevelt Field Ring Road in the C-R zoning district. Counsel has advised that, in connection with Garden City's consideration of a potential zoning change (and related grant of a special permit and site plan approval) that would permit a hotel use in the Village's C-R zoning district (in the area located off of the Roosevelt Field Mall Ring Road), the State Environmental Quality Review Act ("SEQRA") requires notification to other interested/affected governmental agencies if Garden City intends to designate itself as the "lead agency" for conducting the environmental assessment. This Resolution would authorize and direct the Village Administrator to provide a Notice of such Intent (to designate Garden City as the "lead agency") to the appropriate agencies.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 118-2016

WHEREAS, the Board of Trustees ("Board") of the Village of Garden City, New York ("Village") has received an application on behalf of OTO Development Corp, requesting a change of permitted use in the C-R zone, and a related special use permit and site plan approval concerning property located between Ring Road and Clinton Road adjacent to the Parcel Designations D-4 and D-3D (the "Project"); and

WHEREAS, the State Environmental Quality Review Act and its implementing regulations (collectively "SEQRA") mandate that the environmental impacts of certain actions undertaken or funded by governmental agencies be assessed prior to implementing such actions; and

WHEREAS, the Project is an action subject to the SEQRA environmental review process and the Board is an agency within the meaning of SEQRA; and

WHEREAS, for actions which involve approval by more than one agency, SEQRA provides for a process of coordinated review under the auspices of one such agency, known as the "Lead Agency", to coordinate the SEQRA process and to be responsible for making key SEQRA determinations during the review process; and

WHEREAS, the Board is eligible to be Lead Agency for the SEQRA process for the Project; and

WHEREAS the Board has determined that it would be in the best interest of the Village for the Board to be the Lead Agency for the Project, and the Board desires to be the Lead Agency for purposes of SEQRA review of the Project;

NOW, THEREFORE, BE IT RESOLVED, that in furtherance of such determination and desire, the Village Administrator is hereby authorized and directed to send written notification to the various other agencies identified in the Environmental Assessment Form filed by the applicant, and such other agencies as the Village Administrator shall determine are required to receive such notification, (a) informing such agencies of the Board's desire to be Lead Agency under SEQRA for the Project, and (b) advising such agencies that if the Village does not receive a response to the contrary within 30 days of such notification, the Village will assume that the agency agrees to the designation of the Board as Lead Agency for this Project.

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

RECREATION

1. Additional Contract Work - Community Park - Electrical System Upgrades - Anker's Electric Service, Inc. Requested authorization to approve the additional work for Community Park with Anker's Electric Service, Inc., 10 South Fifth Street, Locust Valley, New York, for the payment of \$128,000. During the excavation phase of the Community Park Field Renovation Project, it was discovered that the old electrical system powering the athletic field lights was in a greatly degraded condition and also lacked proper grounding. The cost to replace the existing electrical system including the addition of electrical outlets at each backstop is not to exceed \$128,000. Authorization is requested for the payment of this unanticipated expenditure and increase the previously authorized project budget of \$1,859,139 to \$1,987,139.99.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

2. Additional Contract Work - Tree Planting - Northport Tree Company. Requested authorization to approve additional tree planting with Northport Tree Company, P.O. Box 223, Northport, New York, for \$4,800. Since early March when the tree planting list was finalized for bid preparation, seven (7) other trees throughout the Village were removed due to their declining condition and another eight (8) trees are in need of replacement in the pool parking area. Authorization is requested to plant fifteen (15) trees as additional contract work at a cost of \$4,800. This will complete the spring planting for 2016 and will reflect a savings of \$5,575 from the original estimate of \$50,000. Funds are available in Account OH.7140.2001.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

FIRE

Agreement - Fire Department - Commercial Building Inspection Services - M. J. Barney Corporation, d/b/a, Long Island Fire Technology. Requested authorization to enter into an agreement with M. J. Barney Corporation, d/b/a, Long Island Fire Technology, 122 Suffolk Road, Massapequa, New York at an amount not to exceed \$36,000. This company will provide Commercial Building Inspection Services for the Fire Department for the time period June 1, 2016 through May 31, 2017. Funds are available in Account OA.3410.4400.

On motion of Trustee Trouvé and unanimously carried, the aforesaid authorization was approved.

ELEVATED WATER STORAGE TANK

The Trustees discussed the replacement versus the refurbishment of the Elevated Water Storage Tank as well as the possible location of a new Water Storage Tank, if replaced.

Mayor Episcopia recognized the following:

Andrew Shumelda, P.O. Box 719

Otto Schroeder, Mineola resident

Mr. John Wilton, Chairman, Garden City Chamber of Commerce Merchants Group

Thomas J. Michon, 65 Fairmont Boulevard

Mary Timmons, 6 Linden Street

Kathleen Auro, 4 Merillon Avenue

Margie Rydzewski, 7 Linden Street

Terry Kenny, 10 Bayberry Avenue

Steve Ilardi, 139 Meadow Street

T. J. Costello, Hierarchy Architecture & Design, PLLC, 7 Gaynor Ave. Manhasset

On motion of Mayor Episcopia to go to executive session at 9:40 p.m. for the advice of Counsel. The Board reconvened at 10:15 p.m.

There being no further business, on motion duly made, the meeting adjourned at 10:16 p.m.