

Garden City Board of Trustees Action: October 6, 2016

The Garden City Board of Trustees convened at a regularly scheduled meeting on Thursday, October 6, 2016 and took the following action:

Special Police Oath of Office

Trustee Stephen Makrinos, Police Commissioner, administered the oath of office to Special Police Officer John Morelli.

Firefighter Approval: Michael Zervos

Trustees approved the following volunteer firefighter: Michael P. Zervos.

Approval of Minutes

The Board approved the minutes of the September 8, 2016 meeting.

Formal Agenda

Appointment - Member Civic Beautification Committee:

- The Board appointed Patricia Siler to the Civic Beautification Committee for a term to expire April 3, 2017.

Proposed Local Law Regarding Office of Village Clerk:

- The Board set a public hearing date of October 20, 2016 to consider a proposed local law to adopt Chapter 8 of the Village Code regarding the change of office to one year for the Village Clerk.

Proposed Local Law Regarding Zoning Code Amendment:

- The Board set a public hearing date of October 20, 2016 to consider a proposed local law to amend the Zoning Code to permit a hotel use in the Commercial "CR" Zone so as to allow the construction of a Marriott Residence Inn and related improvements.

Proposed Local Law Regarding Bamboo:

- The Board set a public hearing date of October 20, 2016 to consider a proposed local law to amend Chapter 61 of the Village Code concerning the growing and maintenance of bamboo on properties in the Village.

Proposed Local Law Regarding Brush, Grass and Weeds:

- The Board set a public hearing date of October 20, 2016 to consider a proposed local law to amend Chapter 63 of the Village Code concerning brush, grass and weeds.

Proposed Local Law Regarding Wireless Telecommunications Projects:

- The Board set a public hearing date of October 20, 2016 to consider a proposed local law to amend Chapter 185 of the Village Code regarding wireless telecommunications projects.

Consent Calendar

Finance

Payment of Invoices:

The Board approved the following invoice payments:

- \$10,015 to Bond, Schoeneck & King, PLLC for work done July 1-31, 2016 with respect to legal services for general labor matters.
- \$376.43 to Bond, Schoeneck & King, PLLC for work done in May, June and July 2016 with

respect to disbursements for retainer matters.

- \$6,874.44 to Bond, Schoeneck & King, PLLC for work done in May, June and July 2016 with respect to disbursements for hourly matters.
- \$2,025 to Bee Ready Fishbein Hatter & Donovan, LLP for reimbursement of invoices for Cohen Law Group for the month of June 2016, regarding the Wireless Ordinance Project.
- \$4,917.01 to Meyer, Suozzi, English & Klein, P.C. for legal services rendered through August 31, 2016 to provide legal expertise for zoning change applications.
- \$55,642.94 to Cullen and Dykman, LLP for work done for quarter ending August 31, 2016 for General Transition Legal Services (\$236.25), General Tax Certiorari Proceedings (\$13,995), Small Claims Tax Assessment Proceedings (\$8,859.19), National Union Chartis (\$32,336.50) and Ferrara (216).
- \$738 to Pillsbury Winthrop Shaw Pittman, LLP for work done through August 31, 2016 with respect to insurance coverage issues with MHANY Management and the ACORN litigation.
- \$9,842.50 to Reynolds, Caronia, Gianelli & LaPinta, P.C. (Anthony LaPinta, Fair Housing Compliance Officer) for professional services rendered August 1-31, 2016 with respect to legal issues as the Fair Housing Compliance Officer with regard to MHANY Management Inc., and the ACORN litigation. This includes services rendered by Professor Nolon with regard to MHANY Management, Inc. and the ACORN litigation.
- \$6,939.10 to Sive, Paget & Riesel, P.C. for work done August 1-31, 2016 on the Remedial Cost Recovery for Groundwater Containment at Village Water Wells 13 and 14 in conjunction with litigation against Genesco.
- \$50,759.78 to Jones Day related to the rehearing petition in the MHANY Management, Inc. and the ACORN petition for the period through July 31, 2016.
- \$21,000 to Adecco Employment Services for the placement of Secretary to the Board of Trustees. *See related item under Fund Transfers*

Fund Transfers:

- The Board approved the transfer of \$21,000 from Clerk-Treasurer-Regular Salary to Clerk-Treasurer Consulting Fees to fund the placement fee to Adecco Employment Services for hiring the secretary to the Board of Trustees which was approved at the Board of Trustees meeting of September 8, 2016. *See related item un Invoice Payments*
- The Board approved the transfer of \$27,450 from Safety Inspection-Regular Salary to Safety-Inspection-Contractual Services to fund temporary consultant until permanent salaried employee vacancy is filled.

Purchase of Software:

- The Board approved a \$57,825 expenditure for the purchase and implementation of a tax billing and assessments system with assistance from Muncity Software Consulting Services. This cost includes base software, installation and training, data conversion and first year annual maintenance and support. This is an approved Finance Department 2016/2017 Capital Project. This agreement has been reviewed by Counsel.

Engagement of Consultant:

- The Board engaged the consulting services of Michael Haberman Associates, Inc. for

\$11,200 to assist in the implementation of software and verification of Garden City assessment roll conversion to the Property Assessment System (PAS). This agreement has been reviewed by Counsel.

Sick Leave

Sick Employees:

- The Board approved sick leave for six employees in the Police (4), Fire (1) and Public Works (1) Departments.

Police

Defense and Indemnification of a Police Officer:

- The Board approved the defense and indemnification of a Village Police Officer pursuant to Village Code Chapter 9. The Village was served with a Notice Pursuant to CPLR 3402(b), Third Party Summons and Third-Party Complaint, and it has been determined that the Officer was within the scope of his public service and in the discharge of his duties and was not in violation of any rule or regulation of the Village of Garden City at the time the alleged acts/omissions occurred and the damages were allegedly sustained.

Purchase of Computers for Police Vehicles:

- The Board approved a \$17,043 purchase of computers for police vehicles from Advanced Electronic Design, Inc. This purchase is exempt from competitive bidding requirements. The equipment already being used by the Police Department necessitates the use of additional equipment from the same provider. This equipment has proven to be an exemplary product used in the Police function particularly due to its reliability, functionality and durability.

Public Works

Emergency Repair:

- The Board approved \$15,620 for an emergency repair of Well #16. This is for the pump removal and televised inspection of Well #16 at Second Street and Hilton Avenue. The contractor was on site for the Well #14 rehabilitation so they were able to investigate the loss of pump pressure at Well #16. The costs are associated with the pump pulling, TV inspection and recommended cleaning of the screen and casing.

Emergency Replacement of Well #16 Pump and Well Column Repair:

- The Board approved the emergency replacement of Well #16's pump and the replacement of 140' of uncoated column pipe and stainless steel shafting coupling. A.C. Schultes, Inc. performed the work for \$36,186. The contractor was on site for the Well #14 rehabilitation so they were able to investigate and perform the repairs.

Recreation

Additional Contract Work:

- The Board approved \$10,977.25 in additional contract work at Community Park. Landtek Group, Inc. is performing the work, which includes modifications to fencing. All dugouts were originally designed to have openings at both ends of the dugouts and no gates. In addition, pedestrian openings in the fence were in the original design without gates. Although the original fencing design is the standard, pricing to close the opening nearest home plate in all four dugouts and install lockable swing in gates on all other openings has been requested.

Strategic Plan Initiative:

- The Board approved renovation work included in Initiative #1.4 of the Department of Recreation and Parks Strategic Plan. Specifically, Milburn Flooring Mills will supply and install flooring in the Field House for \$143,490. The existing Field House floor is now over 20 years old and in need of rehabilitation. The flooring will be supplied and installed under the existing NJPA cooperative purchasing contract. Work can be completed prior to the beginning of the intramural basketball season in the first week of December.

Permits

Parade:

- The Board approved the Turkey Trot Race Committee, Inc.'s request to hold its annual Turkey Trot Race on Thanksgiving Day, Thursday, November 24, 2016.

Garden City For A Cure:

- The Board approved the Garden City Teacher's Association's request to hold a Fun/Walk 1.5 Mile Race and a timed 5K run for Charity (Garden City for a Cure) on Saturday, April 22, 2017 at 9:00 a.m.

Solicitation:

- The Board approved a request by the American Legion Auxiliary, William Bradford Turner Post, Unit No. 265 to distribute poppies throughout Garden City for the month of November and on Veterans Day, Friday, November 11, 2016 in the area surrounding the Veterans Memorial at the Library on Seventh Street. This distribution would be limited to an hour before and after the 11:00 a.m. service that will be held at that location.

Block Parties:

Trustees approved the following block parties:

- Lutheran Church of the Resurrection, 420 Stewart Avenue, requesting authorization to use the Village grounds located within the triangle of Stewart Avenue, Clinton Road and Emmet Place, in conjunction with its Oktoberfest, scheduled for Saturday, October 8, 2016 from 10:00 a.m. to 11:00 p.m. Further requesting to close a portion of Emmet Place from Stewart Avenue to the property line of the Church.
- Ash Street between Magnolia Avenue and St. James Street South on Saturday, October 15, 2016 from 10:00 a.m. to 11:00 p.m. (Rain date October 22).
- After suspending the rules, the Board also approved this additional block party: Osborne Road between Lefferts and Wetherill Roads, Saturday, October 8, 2016 from 3:00 p.m. to 10:00 p.m. (Rain date October 9)

On-Street Parking

- The Board granted on-street parking to several residents of Franklin Court, Franklin Court West, Franklin Court East, Meadow Street and Second Street.

General Communications

Resignation:

- The Board accepted the resignation of Janet Curtin, a member of the Civic Beautification Committee, as of September 18, 2016.

Presentation - Multi-Use Field at Community Park

- Kevin McAndrew of Cameron Engineering updated the Board on the preliminary concept design of the multi-use field at Community Park. He presented two options that were previously discussed in the recent focus group meeting and explained the preliminary estimates associated with each option.

- **Option A:** The scope of work includes a synthetic turf field with encapsulated rubber infill, new perimeter fencing, new soccer goals, team benches, bleachers and a four-pole sports field lighting system. This option will also enable the field to be striped for boys and girls lacrosse and field hockey. The estimated cost of Option A is \$1,974,145; these cost budget estimates are based on a conceptual sketch plan analysis and are subject to change upon further engineering design and analysis.
- **Option B:** The scope of work includes a soccer field and football field, a synthetic turf field with encapsulated rubber infill, a four-pole sports field lighting system, new football uprights with ball control netting, new soccer goals, a synthetic turf warning track for Fields 3 and 4, bleachers and team benches. This option also enables the field to be striped for boys and girls lacrosse and field hockey. This option also requires the relocation of the existing sports field light pole. The estimated cost of Option B is \$2,481,905; these cost budget estimates are based on a conceptual sketch plan analysis and are subject to change upon further engineering design and analysis.

Executive Session

- The Board entered into an executive session to discuss a matter of personnel.

The next Board of Trustees meeting is scheduled for Thursday, October 20, 2016 at 8:00 p.m. at Village Hall.