

Garden City Board of Trustees Action: December 1, 2016

The Garden City Board of Trustees convened for a regularly scheduled meeting on Thursday, December 1, 2016 at 8:00 p.m. and took the following action:

Public Hearing: Generators

Trustees held a public hearing on a proposed local law to amend Chapter 200 of the Village Code (Zoning) to include regulations concerning siting and use of permanent and portable backup generators in the Village. After no discussion amongst the Board, and no comments from the audience, Trustees adopted the local law by a 7-1 vote (Deputy Mayor Richard Silver abstained).

Cancelled: Public Hearing on Setback Requirements

A public hearing on a proposed local law (Proposed Local Law A) to amend Chapter 200 of the Village Code concerning single and aggregate setback requirements for residential buildings in the Village had to be cancelled because the local law was not in "final form" at least seven days in advance of the scheduled hearing. Trustees voted to hold the public hearing December 15 at 8:00 p.m. at Village Hall.

Cancelled: Public Hearing on Issuance of Demolition Permits

A public hearing on a proposed local law (Proposed Local Law B) to amend Chapter 57 of the Village Code to establish new requirements on the issuance of demolition permits for residential buildings in the Village had to be cancelled because the local law was not in "final form" at least seven days in advance of the scheduled hearing. Trustees voted to hold the public hearing December 15 at 8:00 p.m. at Village Hall.

Cancelled: Public Hearing on Architectural Review

A public hearing on a proposed local law (Proposed Local Law C) to amend Chapter 57 of the Village Code to modify the list of Building Department applications subject to review by the Architectural Design Review Board had to be cancelled because the local law was not in "final form" at least seven days in advance of the scheduled hearing. Trustees voted to hold the public hearing December 15 at 8:00 p.m. at Village Hall.

Approval of Minutes

Trustees voted 7-1 to approve the minutes of the November 17, 2016 meeting. Trustee John DeMaro abstained from voting because he did not attend the November 17, 2016 meeting.

Treasurer's Report

Village Treasurer Irene Woo provided the Treasurer's Report, which the Board approved. Report highlights include:

- As of October 31, 2016, the Village's cash balance totaled \$38,075,000. Money market accounts have a balance of \$10,352,000.
- General Fund operating expenses are 6 percent favorable to the budget and General Fund operating revenues are flat to the budget.

Formal Agenda

Reappointment, Member of the Board of Library Trustees:

- Trustees reappointed Board of Library Trustees member Charles J. Murphy for another term. His current term expires December 31, 2016.

Consent Calendar

Finance

Audit Reports:

- Trustees accepted the May 31, 2016 Audit Reports. The Village's Finance and Audit Committee reviewed the Village's Basic Financial Statements and the Garden City Justice Court Audit Reports.

Tax Certiorari Settlements:

- Trustees approved the following tax certiorari settlements, which are within budget:
- Stealth Realty, LLC, with regard to property located at 75 Commercial Avenue, a warehouse, which results in a \$17,000 refund.
- Franklin 850 Corp., with regard to property located at 850 Franklin Avenue, a restaurant, which results in a \$35,000 refund.
- ADB Management, LLC, with regard to property located at 919-937 Franklin Avenue, a retail strip, which results in a \$70,000 refund.
- 3055 Decatur LLC and 2270 U LLC, with regard to property located at 156-160 Seventh Street, a mixed use retail strip, which results in an \$8,363 refund.
- 3055 Decatur LLC and 2270 U LLC, with regard to property located at 168-174 Seventh Street, a mixed use trail strip, which results in a \$65,618 refund.
- 3055 Decatur LLC and 2270 U LLC, with regard to property located at 176 Seventh Street, a restaurant, which results in a \$38,492 refund.
- Board of Managers of Tudor Gardens, with regard to property located at 12 Hamilton Place, a residential condominium, which results in a \$45,000 refund.
- AFP Twelve Corp., with regard to property located at 840 Franklin Avenue, containing retail space on the first floor and office space on the second floor, which results in a \$23,000 refund.

- Stewart Franklin Owners Corp., with regard to property located at 360 Stewart Avenue, a residential cooperative, which results in a \$25,000 refund.

Invoice Payments:

Trustees approved the following invoice payments:

- \$24,977.50 to Bond, Schoeneck & King, PLLC, located at 1010 Franklin Avenue, Garden City, for work done September 1-30, 2016 with respect to legal services for general labor matters.
- \$553.50 to Pillsbury Winthrop Shaw Pittman, LLP, for work done through October 31, 2016 with respect to insurance coverage issues with MHANY Management and the ACORN litigation.

Sick Leave

- Trustees approved sick leave for four employees in the Police (2), Fire (1) and Public Works (1) Departments.

Village Administrator

NYCOM Meeting:

- The Board ratified the attendance of Mayor Nicholas Episcopia at the New York Conference of Mayors Legislative Priorities Meeting, held November 14, 2016 in Albany for an approximate cost of \$425.

Agreement:

- Trustees authorized an agreement between Flexible Systems and the Village for a total cost of \$4,000 to perform manual forensic discovery and analysis of system event logs on Village networks to determine the scope and source of possible internal security event. A report of discovery and remediation steps will be provided at the conclusion of the investigation.

Personnel

Salary Schedule:

- Trustees adopted an amended part-time and seasonal salary schedule to reflect the change in the minimum wage effective January 1, 2017.

Public Works

Additional Contract Work:

- Trustees approved \$5,839.88 in additional contract work on Adams Street which was done by Pratt Brothers prior to the paving of the street.

Engage Consultant:

- Trustees engaged Bowne Management Systems, Inc. for \$10,000 with regard to the training proposal (Engineering staff) for the Geographic Information System (GIS) at the rates on file in the Purchasing Department.

Recreation

Additional Contract Work:

- Trustees approved \$825 in additional contract work performed by the Northport Tree Company. As the contractor was completing the original scope of work defined in the contract, it came to the Village's attention that the planting of three additional trees had been overlooked. In response to resident requests, the Village directed the contractor to plant these additional trees on Heath Place (two trees) and Poplar Street (one tree).

Maintenance Bond:

- Trustees accepted a \$222,238 maintenance bond which guarantees for one year irrigation work L&M Specialty Co., Inc. completed in all the Village parks.

Adelphi Swimming Pool:

- Trustees approved an agreement between the Village and Adelphi University for use of the university's swimming pool, which will be utilized by the Recreation Department for its "Learn to Swim Program." The program runs December 10, 2016 through March 4, 2017. The use/rental fee of \$3,000 has been waived. This is a reimbursement cost of \$1,200 for Adelphi staffing costs. Approximately 150 children participate in this program with approximately \$15,000 generated in registration fees, which exceeds the instructor's expenses.

Bid Award

- Trustees rejected all bids and re-bid the 2016/17 tree removal and pruning contract. The two bid proposals received for the removal of 89 Village trees and the pruning of 452 Village trees exceeded the budget. The contract will be modified as required, meeting current budget estimates and promoting more competition and more favorable pricing.

Permits

On-Street Parking:

- Trustees approved on-street parking for Franklin Court West residents.

Executive Session

- Trustees entered into an executive session to seek an opinion of counsel and discuss a matter of personnel.

The next Board of Trustees meeting is scheduled for Thursday, December 15, 2016 at 8:00 p.m. in Village Hall.