

BOARD OF TRUSTEES

MAY 4, 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 May 4, 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  
Kevin E. Ocker, Chairman, Board of Commissioners of Cultural and Recreational Affairs  
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 35

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 was the Post-Fact Finding Legislative Hearing for the “CSEA Rank and File” Bargaining Unit. Trustee Delany made a motion to open the legislative hearing.

(A tape recording of this hearing has been typed under separate cover and constitutes a part of these minutes.)

After discussion, on motion of Trustee Bolebruch and unanimously carried, the Post-Fact Finding Legislative Hearing for the “CSEA Rank and File” Bargaining Unit was closed.

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 April 21, 2016 were reviewed, and on motion of Trustee Silver and unanimously carried, were approved as presented.

NEW BUSINESS

FORMAL AGENDA

APPOINTMENT BY THE MAYOR

1. Suzanne Alvey, 44 Fenimore Avenue, Garden City, New York is hereby appointed as Assistant Village Historian, for a term ending on April 3, 2017.

On motion of Trustee Bolebruch the following resolution was offered:

RESOLUTION NO. 84-2016

RESOLVED, that the appointment of Suzanne Alvey, 44 Fenimore Avenue, Garden City, New York, as Assistant Village Historian, for a term ending on April 3, 2017, be and

the same hereby is approved.

The vote on the foregoing resolution was as follows:

AYES: 8  
NOES: 0

Carried.

PROPOSED LOCAL LAW

1. Proposed Local Law - To Adopt Chapter 185 of the Village Code Regarding Wireless Telecommunications Projects, Introduction of Law with Part 1 EAF Classify Action Pursuant to SEQRA, Declaration of Board of Trustees as Lead Agency for SEQRA and Set Date for Public Hearing for May 19, 2016 for a Proposed Local Law To Adopt Chapter 185 of the Village Code Regarding Wireless Telecommunications Projects. Village Counsel, Peter A. Bee, Esq., introduced a proposed local law which would adopt a new Chapter of the Village Code (Chapter 185) regulating wireless telecommunications projects. Copies of the proposed local law and a completed Part 1 Long Form EAF were distributed to the Board Members prior to the meeting. Following discussion by the Mayor, Trustees and Counsel, the following actions were taken:

2. Classification of Action.

On motion of Trustee Daughney the following resolution was offered:

RESOLUTION NO. 85 -2016

WHEREAS, the Board of Trustees of the Village of Garden City is considering a local law (3-2016) to adopt Chapter 185 of the Village Code concerning regulation of wireless telecommunications projects; and

WHEREAS, the Board of Trustees met at a regularly scheduled meeting on May 4, 2016, at which time the local law was discussed; and

WHEREAS, the Board of Trustees was provided with a copy of the proposed local law and a completed Part 1 Long-Form EAF in advance of the meeting;

NOW THEREFORE, BE IT RESOLVED, that upon review of the proposed local law, completed Part 1 Long-Form EAF, and all discussion thereon, the Board of Trustees hereby finds the proposed action to be an Unlisted Action pursuant to the State Environmental Quality Review Act (SEQRA).

The vote on the foregoing resolution was as follows:

AYES: 8  
NOES: 0

The resolution was declared adopted.

3. Declaration of Lead Agency.

On motion of Trustee Silver the following resolution was offered:

RESOLUTION NO. 86-2016

WHEREAS, the Board of Trustees of the Village of Garden City is considering a local law (3-2016) to adopt Chapter 185 of the Village Code concerning regulation of wireless telecommunications projects, which local law has been classified as an Unlisted Action pursuant to SEQRA, and

WHEREAS, the Board of Trustees wishes to declare itself the Lead Agency for purposes of SEQRA review on the proposed action; and

WHEREAS, the Board of Trustees is the sole agency having authority to approve, fund or undertake the proposed action, and therefore, no notice of intent need be circulated;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby declares itself Lead Agency for purposes of SEQRA with respect to the review and approval of the proposed local law.

The vote on the foregoing resolution was as follows:

AYES: 8  
NOES: 0

The resolution was declared adopted.

4. Setting of Public Hearing.

On motion of Trustee Daughney the following resolution was offered:

RESOLUTION NO. 87-2016

WHEREAS, the Board of Trustees of the Village of Garden City is considering a local law (3-2016) to adopt Chapter 185 of the Village Code concerning regulation of wireless telecommunications projects, which local law has been classified as an Unlisted Action pursuant to SEQRA, and

WHEREAS, the proposed action is an Unlisted Action pursuant to SEQRA; and

WHEREAS, the Board of Trustees is the Lead Agency for purposes of environmental review pursuant to SEQRA;

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees shall hold a public hearing on said proposed local law on May 19, 2016, at 8:00 p.m. at Village Hall, 351 Stewart Avenue, Garden City, NY 11530, at which time all persons interested in speaking on the proposed local law shall be given such opportunity; and

BE IT FURTHER RESOLVED, that the proposed local law shall be referred to the Nassau County Planning Commission for review and comment in accordance with General Municipal Law §239-m and the Nassau County Code.

The vote on the foregoing resolution was as follows:

AYES: 8  
NOES: 0

The resolution was declared adopted.

SITE PLAN APPROVAL

5. Application for Final Site Plan Approval - Broadway Bound Dance Center, 66 New Hyde Park Road. Mayor Episcopia stated that the Village is in receipt of an application for a final site plan approval in connection with a waiver of off-street parking for three additional spaces at 66 New Hyde Park Road.

Trustee DeMaro offered the following resolution and moved its adoption:

RESOLUTION NO. 88-2016

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 Ms. Laura M. Schaefer, Walsh Markus McDougal & DeBellis, LLP, 229 Seventh Street, Garden City, New York, with regard to the final site plan approval in connection with a waiver of off-street parking for three additional spaces at 66 New Hyde Park Road.

WHEREAS, the Board of Trustees has reviewed the site plans pursuant to Section 200-82.5 of the Village Code; and

WHEREAS, pursuant to Chapter 200 of the Village Code, Ms. Laura M. Schaefer, 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 March 9, 2016, approved the project; and

WHEREAS, the Architectural Design Review Board, at its meeting on January 26, 2016, approved the project and recommended its acceptance by the Board of Trustees; and

WHEREAS, the proposed action is a Type II Action under SEQRA and, accordingly, no further environmental review is required; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Incorporated Village of Garden City finds, in accordance with Section 200-62 of the Village Code, that granting of the requested parking waiver (a) shall not cause undue congestion on streets adjoining the project site; (b) will not limit accessibility to the property for fire and police protection services; and (c) will not be detrimental to the neighborhood; and

BE IT FURTHER RESOLVED, that the Board of Trustees approves the site plans submitted by Ms. Laura M. Schaefer, Walsh Markus McDougal & DeBellis, LLP, 229 Seventh Street, Garden City, New York representing Broadway Bound Dance Center, in connection with a waiver of off-street parking for three additional spaces at 66 New Hyde Park Road.

The vote on the foregoing resolution was as follows:

AYES: 8  
NOES: 0

The resolution was declared adopted.

Trustee Silver requested that Item #1a (Payment of Invoice - Jones Day - Special Counsel - MHANY (ACORN) Litigation - \$50,248.15) be removed for discussion.

Trustee Daughney requested that Item #4h (Transfer of Funds - \$6,500 from Tennis - Special Program Services, to State Retirement System) and Item #7 (Village Administrator - Letter to New York Port Authority) be removed for discussion.

Trustee DeMaro requested that Item #6 (Compensation for "Per Diem" Prosecutors in Village Court) be removed for discussion.

## CONSENT CALENDAR

### FINANCE

1. Appropriation of Revenue - Police - Police Vehicles and Equipment. The Police Department is requesting approval to appropriate \$30,693 from Account A2610.1000 - Insurance Recoveries, to Account H3120.2010 - Police Vehicles and Equipment, to fund the

purchase of a police vehicle which is replacing police vehicle RMP #374, which was totaled in an accident. The amount requested reflects insurance reimbursements already received.

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

2. Water Rents Penalty Write Off - First Marine Corp District. Requested authorization to waive \$229.62 in penalties for the First Marine Corp District, located at 605 Stewart Avenue, Garden City, New York, (Account Numbers 10036-10041) for their February 29, 2016 quarterly water bill payments, which were due by March 31, 2016. Penalties accrued on the accounts due to an expired Cage Identification Number. A Cage Identification Number allows federal agencies the ability to pay via ACH, since they are not able to issue paper checks. The Village was not advised that the Cage ID number expired. Upon notification on March 18, 2016, the renewal process was initiated and finally approved on April 25, 2016.

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

3. Transfer of Funds. Requested authorization to transfer funds as follows:

(a) \$13,450 from Account A5142.1010 - Snow Removal - Salary to Account A1640.1010 - Central Garage - Salary, to adjust accounts due to personnel transfers.

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

(b) \$4,000 from Account A8189.1020 - Recycling - Overtime, to Account A1640.1010 - Central Garage - Salary, to fund the account due to a personnel transfer.

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

(c) \$5,000 from Account A1990.4000 - Contingent, to Account A1640.1010 - Central Garage - Salary, to fund salary and overtime to end of fiscal year.

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

(d) \$1,001.41 from Account A1990.4000 - Contingent, to Account A1620.4030 Building - Maintenance of Plant (Library), to fund the replacement of the circulator pump at the Library.

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

(e) \$850 from Account A3620.4460 - Safety Inspection - Contractual Services, to Account A3620.1010 - Safety Inspection - Salary, to fund two part-time interns through fiscal year end. They will assist with FOIL requests, title searches, folder location and consolidation, data entry on parcels and assist with providing customer service.

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

(f) \$995 from Account A3620.4460 - Safety Inspection - Contractual Services, to Account No. A3620.2000 Safety Inspection - Equipment, for the purchase of custom furniture protection glass for office equipment previously purchased for the Building Department. This purchase is to ensure protection and longevity of the furniture.

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

(g) \$6,264 from Account A1990.4000 - Contingent, to Account A1620.4030 Building - Maintenance of Plant, to fund security cameras and panic buttons for the Building Department. This is subject to the approval of the Building item on the Consent Calendar.

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

(h) \$12,200 from Account A1930.4000 - Judgement and Claims, to Account A1420.4380 - Law - Zoning, to extend the not-to-exceed amount to provide legal expertise for zoning change applications through fiscal year end, which was originally approved at the Board of Trustees Meeting of October 15, 2015. Subject to the approval of Item #5 on the Consent Calendar.

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

(i) \$45,800 from Account A1990.4000 - Contingent, to Account A5142.4010 - Snow Removal - Materials and Supplies, to fund usage of salt 100% (no sand).

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

#### VILLAGE COUNSEL

1. Authorization to Amend the Approval of the Engagement of Meyer, Suozzi, English & Klein, P.C. - Zoning. Board authorization was requested to amend the approval of the October 15, 2015, Board of Trustees' engagement of Meyer, Suozzi, English & Klein, P.C., 990 Stewart Avenue, Suite 300, P.O. Box 9194, Garden City, New York, by deleting the \$30,000 "cap" on legal fees for Mr. Levin, but otherwise continuing this agreement pursuant to the terms of his retainer agreement dated October 16, 2015.

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

#### SICK LEAVE

##### BUILDING

Sick Leave - Toreno. Requested authorization to pay Linda Toreno, Senior Stenographer, Building Department through May 19, 2016 or such earlier date as she 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 Silver and unanimously carried, the aforesaid authorization was approved.

##### POLICE

Sick Leave - Wiggins. Requested authorization to pay Police Officer Jana Wiggins through May 12, 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 Police Benevolent Association, which became effective June 1, 2014.

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

POLICE

Attendance at Mobile Device Examiner (MDE) Course. Requested authorization for Police Detective Kevin Madden to attend the Mobile Device Examiner Course scheduled for May 9 through May 20, 2016, in Hoover, Alabama, at no cost to the Village. This ten (10) day course is designed to provide hands-on experience with mobile devices. Investigators will gain experience with a wide array of mobile devices such as cell phones, GPS units and tablets, forensics analysis tools, legal issues and report generation for law enforcement. This training is important in light of the many opportunities in the technological field that are available to assist in the investigation of crimes. All costs are covered by the United States Secret Service including incidentals.

On motion of Trustee Silver and unanimously carried, Police Detective Kevin Madden was authorized to attend the aforesaid conference.

PUBLIC WORKS

1. Engagement of Professional Services - Semi-Annual Certification and Compliance Report - H2M Water. Requested authorization to engage H2M Water, 538 Broad Hollow Road, Melville, New York, to prepare the Semi-Annual Certification and Report of Compliance for New York State Department of Environmental Conservation Annual Guidelines for air stripping tower emissions, at an amount not to exceed \$3,000. Funds are available in Account OF.8310.4460.

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

2. Engagement of Professional Services - Modifications to Air Stripping Tower - Wells 13 and 14 - H2M Water. Requested authorization to engage H2M Water, 538 Broad Hollow Road, Melville, New York, to prepare the plans and specifications and construction management for Nassau County Department of Health required modifications to the air stripping tower at Wells 13 and 14, modifications to meet the New York State Department of Environmental Conservation air emission requirements, at an amount not to exceed \$13,300. Funds are available in Account OF.8310.4460. H2M Water proposes to complete the above tasks in accordance with the existing engineering agreement with an estimated breakdown as follows:

| Task | Description                           | Fee Type     | Fee                     |
|------|---------------------------------------|--------------|-------------------------|
| 1    | Design of Modifications               | Lump Sum     | \$ 5,200                |
| 2    | Bid Phase                             | Lump Sum     | \$ 1,500                |
| 3    | Construction Administration           | Lump Sum     | \$ 2,600                |
| 4    | Construction Observation and Meetings | Hourly Rates | \$ 4,000<br>(estimated) |
|      | Total                                 |              | \$13,300                |

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

3. Renewal of Professional Services Contract - Drug and Alcohol Testing - Tri-State Transportation. Requested authorization to renew the professional services contract with Tri-State Transportation, 6 Cherry Lane, Setauket, New York, in the amount of \$18,000, for Phase II of the testing for compliance with the Federal Department of Transportation Commercial Driver's License (CDL) requirements and the non-CDL employees as required by the CSEA contract. Funds are available in the Operating Budget Accounts OA.7140.4010, OA.1640.4010, OA.8340.4010 and OA.7110.4461.

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

## BUILDING

Engagement of Professional Service - Intelli-Tec Security Services, LLC. Requested authorization to engage the professional services of Intelli-Tec Security Services, LLC, 150 Eileen Way, Syosset, New York, in the amount of \$6,264. This is for additional security features to be installed in the Building Department. Funds are available in Account A.1620.4030.

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

## AGREEMENT

Standpipe Testing Agreement - Adelphi University - Nexus Building. Stated that Village Counsel has prepared an Agreement between the Incorporated Village of Garden City and Adelphi University, One South Avenue, Garden City, New York for the Village to provide an engine and personnel needed to permit Vanguard Fire Suppression, LLC, 3 Meadow Farm Road, East Islip, New York to perform certain plumbing and inspection functions with respect to the above mentioned property. Vanguard Fire Suppression, LLC, has paid the Village of Garden City a fee of \$1,500 for the inspection of the standpipe, for supplying Village equipment to provide the water flow necessary for the testing of the standpipe, as required by the Nassau County Fire Marshal's Office. The Village has supplied such equipment at the above property and the required insurance certificates have been received.

On motion of Trustee Silver and unanimously carried, the aforesaid was approved and the Mayor was authorized to execute the above agreement on behalf of the Village.

## AWARD OF BIDS

1. Renewal of Agreement - New (Unused) Tires and Related Services - Hempstead Tire. Recommended to renew the Agreement with Hempstead Tire Service, 265 Hempstead Turnpike, West Hempstead, New York, for New (Unused) Tires and Related Services for Item Nos. 9, 10, 11, 12, 14, 17, 21, 22, 25, 26, 28, 29 and 30, for one year, as authorized by contract, at the same prices and under the same conditions. Amount not to exceed \$26,802.90.

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

2. Renewal of Agreement - New (Unused) Tires and Related Services - J & J Miles Rubber. Recommended to renew the Agreement with J & J Miles Rubber, 160 East Merrick Road, Freeport, New York, for New (Unused) Tires and Related Services for Item Nos. 1, 2, 4, 5, 7, 8, 13, 15, 16, 19, 20 and 27, for one year, as authorized by contract, at the same prices and under the same conditions. Amount not to exceed \$25,050.

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

3. Renewal of Agreement - New (Unused) Tires and Related Services - Barnwell House of Tires, Inc. Recommended to renew the Agreement with Barnwell House of Tires, Inc., 65 Jetson Lane, Central Islip, New York, New (Unused) Tires and Related Services for Item Nos. 3, 6, 18, 23 and 24, for one year, as authorized by contract, at the same prices and under the same conditions. Amount not to exceed \$9,430. Total renewal of Tires and Related services is \$61,282.90.

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

4. Requisition No. 15-11, Dated May 4, 2016, Purchase of Materials for the Recreation and Parks and Public Works Departments.

Assorted Clothing. (a) Recommend to reject the low bid of J & A Uniforms and the second low bid of Zona d/b/a Goldman Brothers, for item No. 1, as their delivery terms are unacceptable.

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

(b) Award bid for Item No. 1 (sixty (60) Crew Neck Sweatshirts), or Village approved equal, to Barry Athletic, 216 Merrick Road, Rockville Centre, New York, third low bidder at a subtotal award of \$602.70. This item is for the Recreation and Parks Department.

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

(c) Award bid for Item No. 2 (seventy two (72) Shorts), or Village approved equal, to Zona, d/b/a Goldman Brothers, 1891 Wantagh Avenue, Wantagh, New York, low bidder at a subtotal award of \$572.40. This item is for the Recreation and Parks Department.

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

(d) Award bid for Item No. 3 (twenty four (24) Windbreakers), or Village approved equal, to J & A Uniform Supplies, Inc., 375 Westbury Avenue, Carle Place, New York, low bidder at a subtotal award of \$660. This item is for the Recreation and Parks Department.

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

(e) Award bid for Item No. 4 (one hundred twenty (120) Gildan Style Shirts), or Village approved equal, to Kenmar Shirts, Inc., 1415 Blondell Avenue, Bronx, New York, low bidder at a subtotal award of \$816. This item is for the Recreation and Parks Department. Subtotal for Recreation and Parks Department - \$2,651.10.

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

(f) Award bid for Item No. 5 (four hundred (400) Safety Green T-Shirts) and Item No. 6 (fifty (50) T-Shirts with Reflective Stripes), or Village approved equal, to Kenmar Shirts, Inc., 1415 Blondell Avenue, Bronx, New York, low bidder at a subtotal award of \$1,715. This item is for the Public Works Department.

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

(g) Award bid for Item No. 7 (three hundred (300) T-Shirts with Compliant Reflective Strips), or Village approved equal, to Zona d/b/a Goldman Brothers, 1891 Wantagh Avenue, Wantagh, New York, low bidder at a subtotal award of \$3,765. This item is for the Public Works Department.

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

(h) Award bid for Item No. 8 (twenty two (22) Golf Shirts with Pocket) and Item No. 9 (ten (10) Golf Shirts no Pocket), or Village approved equal, to J & A Uniform Supplies, Inc., 375 Westbury Avenue, Carle Place, New York, low bidder at a subtotal award of \$296.80. These items are for the Public Works Department. Subtotal for Public Works Department- \$5,776.80.

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

Total bid award for Assorted Clothing is \$8,427.90. A total of eleven invitations to bid were sent and five bids were received. A Notice to Bidders was sent to Bid Reporter.

On motion of Trustee Silver the following resolution was offered:

RESOLUTION NO. 89-2016

RESOLVED, that Requisition No. 15-11, dated May 4, 2016, filed under separate cover, be made a part of these minutes and that materials and equipment be purchased for the Recreation and Parks Department and Public Works Department in accordance with the recommendations hereinabove set forth, as per specifications and requirements in said requisition, at prices not exceeding those indicated.

FURTHER RESOLVED, that all other bids be rejected.

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

EXTERNAL COMMUNICATIONS

PERMITS:

1. Mr. Eric Blunt, President, RPM Street Team, Inc., requesting permission to host a car show themed fundraiser benefitting The Family Center for Autism of Mineola, on Sunday, June 26, 2016 (rain date July 10), from 12 noon to 6:00 p.m. They would like to utilize the parking lot of the Nassau County Supreme Court Building and they have received permission from the County. The Village Police Department has reviewed the logistics of this request and they do not foresee any issues with this event. RPM Street Team, Inc., will be responsible for the clean up after this event.

On motion of Trustee Silver and unanimously carried, the aforesaid recommendation was approved, subject to coordination with the Police Department and receipt of an original Certificate of Insurance.

Block Parties:

2. Roosevelt Street between Chester and Salisbury Avenues, Saturday, June 25, 2016 from 12 noon to 11:00 p.m. (Rain date June 26)

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

3. Willow Street between College Place and Tremont Street, Saturday, August 6, 2016 from 3:00 p.m. to 11:00 p.m. (Rain date August 7)

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

**Following discussion, the following items were acted upon:**

Agenda Item #1a of the Consent Calendar

FINANCE

Payment of Invoice - Jones Day - Special Counsel MHANY - (ACORN) Litigation. Requested authorization to pay the claim of Jones Day, 222 East 41<sup>st</sup> Street, New York, New York, for professional services at a cost of \$50,248.15. This billing reflects services rendered through March 31, 2016 with respect to the MHANY Litigation Matter and the assistance with the Rehearing Petition.

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

Agenda Item #4h of the Consent Calendar

FINANCE

Transfer of Funds:

\$6,500 from Account ER.7145.1120 - Tennis - Special Program Services, to Account ER9010.8000 - State Retirement System, due to Budget shortfall.

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

Agenda Item #6 of the Consent Calendar

VILLAGE COUNSEL

Compensation for "Per Diem" Prosecutors in Village Justice Court. Requested authorization for the Mayor to re-appoint the following individuals to act as independent contractors "per diem" prosecutors to represent the Village Justice Court. The compensation be authorized by the Board of Trustees for each prosecutor be \$300 per Court Session, effective April 4, 2016 through April 3, 2017 (end of the current fiscal year). This is a renewal of the prior agreement with the prosecutors with a change that the Mayor is authorized to extend the contract for an additional sixty (60) days. The prosecutors are as follows: Joseph M. Terino, 40 Queens Street, Syosset, New York, Valerie Smith, 9 School Lane, Lloyd Harbor, New York, Marybeth Malloy, P.O. Box 7241, Garden City, New York, Christopher Gomoka, 877 North Corona Avenue, North Valley Stream, New York and Kiersten Bartolotta, 77 Indian Head Drive, Sayville, New York.

On motion of Trustee DeMaro and unanimously carried, the aforesaid request was approved and the Mayor was authorized to execute the agreements.

Agenda Item #7 of the Consent Calendar

VILLAGE ADMINISTRATOR

Village to Request that the New York Port Authority or Other Appropriate Agency Place a Noise Level Measurement Device. Requested authorization for the Village to request that the New York Port Authority or Other Appropriate Agency place a noise level measurement device to measure noise from overhead aircraft in the Estates or Western Section of the Village with the precise location to be determined with consultation between the Village and the New York Port Authority and giving due regard for flight paths over the Village to John F. Kennedy Airport (JFK).

On motion of Trustee Daughney and unanimously carried, the aforesaid request was approved and the Village Administrator was authorized to send such letter.

On motion of Mayor Episcopia to go to executive session at 9:05 p.m. to discuss an opinion of counsel, matter of personnel and collective bargaining. The Board reconvened at 9:40 p.m.

There being no further business, on motion duly made, the meeting adjourned at 9:41 p.m.