

Garden City Board of Trustees Action: May 4, 2016

The Garden City Board of Trustees convened at a regularly scheduled meeting on *Wednesday*, May 4, 2016 in which the Board took the following action:

Post-Fact Finding Legislative Hearing

The Board held a post-Fact Finding legislative hearing at which time the Village and the CSEA "Rank and File" employees were given the opportunity to explain their positions with respect to Stephen Bluth's findings and recommendations for a new successor contract.

Village Administrator Ralph Suozzi, who has been part of the Village's bargaining teams for all of its Collective Bargaining Agreement negotiations, including the CSEA "Rank-and-File" bargaining unit, presented the Village's case on Mayor Nicholas Episcopia's behalf, noting that ongoing negotiations produced a tentative agreement that both parties are optimistic can be formalized and ratified before the next Board of Trustees meeting, making a legislative determination of the Board unnecessary. It is with that in mind that the Board did not vote on the matter. Likewise, Cynthia Smalls, a labor relations specialist who spoke on the CSEA's behalf, stated members would not be participating in the hearing.

The legislative hearing put an end to the bargaining impasse between the Village and its CSEA "Rank and File" Unit.

Approval of Minutes

The Board of Trustees unanimously approved minutes for the following meeting:

- □ April 21, 2016

Formal Agenda

Appointment of Assistant Village Historian:

The Board appointed Suzanne Alvey as Assistant Village Historian for a term to expire April 3, 2017.

Proposed Local Law:

The Board set the date of May 19, 2016 to hold a public hearing on a 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

Final Site Plan Approval:

The Board granted final site plan approval to Broadway Bound Dance Center, located at 66 New Hyde Park Road, for a waiver of off-street parking for three additional parking spaces.

Consent Calendar

Finance

Payment of Invoices:

- \$50,248.15 to Jones Day for legal services rendered through March 31, 2016 with respect to assistance with the rehearing petition in the MHANY Management Inc and the ACORN litigation.

Appropriation of Revenue:

The Board authorized the appropriation of \$30,693 from Account A2610.1000-Insurance Recoveries to Account H3120.2010-Police Vehicles and Equipment to fund the purchase of a police vehicle that is replacing police vehicle RMP#374, totaled in an accident. The amount reflects insurance reimbursements already received.

Water Rents Penalty Write Off:

The Board waived \$229.62 in penalties for the First Marine Corp. District located at 605 Stewart Avenue for their February 29, 2016 quarterly water bill payments, which were due by March 31, 2016. Penalties accrued on the accounts due to an expire Cage Identification Number, which 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.

Transfer of Funds:

- \$13,450 from Snow Removal-Salary to Central Garage-Salary to adjust accounts due to personnel transfers.
- \$4,000 from Recycling-Overtime to Central Garage-Salary to fund the account due to a personnel transfer.
- \$5,000 from Contingent to Central Garage-Salary to fund salary and overtime to end fiscal year.
- \$1,001.41 from Contingent to Building Maintenance of Plant (Library) to fund the replacement of the circulator pump at the Library.
- \$850 from Safety Inspection-Contractual Services to 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 and data entry on parcels and assist with providing customer service.
- \$995 from Safety Inspection-Contractual Services to 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.
- \$6,264 from Contingent to Building-Maintenance of Plant to fund security cameras and panic buttons for the Building Department. *See related item under Building Department on the Consent Calendar*

- \$6,500 from Tennis-Special Program Services to State Retirement System due to budget shortfall. This transfer is within the Enterprise Fund.
- \$12,200 from Judgement and Claims to 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 October 15, 2015 Board meeting. *See related item #5 on the Consent Calendar*
- \$45,800 from Contingent to Snow Removal-Materials and Supplies to fund usage of salt 100 percent (no sand).

Village Counsel

Amendment:

The Board authorized the amendment of the October 15, 2015 Board engagement of Meyer, Suozzi, English & Klein, P.C. by deleting the \$30,000 "cap" on legal fees for Mr. Levin but otherwise continuing his agreement pursuant to the terms of his retainer agreement dated October 16, 2015. *See related item under Transfer of Funds*

Compensation for Per Diem Prosecutors:

Mayor Nicholas Episcopia re-appointed the following individuals as independent contractors "per diem" prosecutors in Village Court and that the compensation authorized by the Board of Trustees for each prosecutor be \$300 per Court Session, effective April 4, 2016 through April 3, 2017. This renews a prior agreement with the prosecutors, with a change that the Mayor is authorized to extend the contract for an additional 60 days.

- Joseph Terino
- Valerie Smith
- Marybeth Malloy
- Christopher Gomoka
- Kiersten Bartolotta

Village Administrator

Noise Measurement Device:

The Board approved a request for the New York Port Authority, or other appropriate agency, to 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 JFK Airport. Deputy Mayor Brian Daughney added that Environmental Advisory Board members thought it was a good idea to begin building a historical record of airplane noise in the Village.

Sick Leave

The Board approved sick leave for two employee in the Building and Police Departments.

Police

Mobile Device Examiner Course:

The Board approved the attendance of Police Detective Kevin Madden at a Mobile Device Examiner Course scheduled for May 9-20, 2016 in Hoover, Alabama at no cost to the Village. This 10-day course is designed to provide hands-on experience with mobile devices and help investigators gain experience with a wide array of mobile devices such as cell phone, GPS units and tablets and forensics analysis tools. All costs are covered by the United States Secret Service, including incidentals.

Public Works

Engagement of Professional Services:

The Board engaged the services of H2M Water for \$3,000 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.

Engagement of Professional Services:

The Board engaged the services of H2M Water for \$13,300 to prepare the plans and specifications and provide construction management for Nassau County Department of Health required modifications to the air stripping tower at Wells 13 and 14. These modifications are to meet the New York State Department of Environmental Conservation air emissions requirements.

- Task 1 Lump Sum: \$5,200
- Task 2 (Bid Phase) Lump Sum: \$1,500
- Task 3 (Construction Administration) Lump Sum: \$2,600
- Task 4 (Hourly Rates): \$,4000 (estimated)

Renewal of Professional Services:

The Board renewed a professional service agreement with Tri-State Transportation for \$18,000 for drug and alcohol testing for Phase II in compliance with Federal Department of Transportation Commercial Driver's License (CDL) requirements and the non-CDL employees as required by the CSEA contract.

Building Department

Engagement of Professional Services:

The Board engaged Intelli-Tec Security Services, LLC for \$6,264 for additional security features to be installed in the Building Department. *See related item under Transfer of Funds.*

Agreement

Standpipe Testing:

The Board ratified the following item - Standpipe Testing Agreement with Vanguard Fire Suppression, LLC for Adelphi University's Nexus Building and Welcome Center. Adelphi paid the Village \$1,500. The standpipe testing has already taken place. The Garden City Fire Department provided an engine and personnel needed to permit Vanguard and Adelphi to perform certain plumbing and inspection functions with respect to Adelphi's Nexus Building and Welcome Center as per the requirements of the Nassau County Fire Marshal's office.

Award of Bids

The Board approved the following bid awards:

Tires:

- The Board renewed an agreement with Hempstead Tire Service for new tires and related services, Item Nos. 9, 10, 11, 12, 14, 17, 21, 22, 25, 26, 28, 29 and 30, for one year, as authorized by contract. The amount is not to exceed \$26,802.90 and includes all departments.
- The Board renewed an agreement with J&J Miles Rubber for new tires and related services, Item Nos. 1, 2, 4, 5, 7, 8, 13, 15, 16, 19, 20 and 27 for one year, as authorized by contract. The amount is not to exceed \$25,050 and includes all departments.
- The Board renewed an agreement with Barnwell House of Tires for new tires and related services, Item Nos. 3, 6, 18, 23 and 24 for one year, as authorized by contract. The amount is not to exceed \$9,430 and includes all departments.
- **TOTAL RENEWAL AMOUNT FOR TIRES: \$61,282.90**

Assorted Clothing:

- The Board rejected the low bidder of J&A Uniform Supplies, Inc. and the second low bidder of Zona d/b/a Goldman Brothers for Item No. 1, as their delivery terms are unacceptable.
- The Board awarded the bid to Barry Athletic, third low bidder, for Item No. 1 (crew neck sweatshirts) for an approximate cost of \$602.70. *These items are needed for the Recreation Department for the Pool and various other programs that are held within this department.*
- The Board awarded the bid to Zona d/b/a Goldman Brothers, low bidder, for Item No. 2 (shorts) for an approximate cost of \$572.40. *These items are needed for the Recreation Department for the Pool and various other programs that are held within this department.*
- The Board awarded the bid to J&A Uniform Supplies, low bidder, for Item No. 3 (windbreakers) for an approximate cost of \$660. *These items are needed for the Recreation Department for the Pool and various other programs that are held within this department.*

- The Board awarded the bid to Kenmar Shirts, Inc., low bidder, for Item No. 4 (maintenance shirts) for an approximate cost of \$816. *These items are needed for the Recreation Department for the Pool and various other programs that are held within this department.*
- The Board awarded the bid to Kenmar Shirts, Inc., low bidder, for Item Nos. 5 and 6 (plain T-shirts and T-shirts with reflective stripes) for an approximate cost of \$1,715. *These items are needed for Public Works Department employees.*
- The Board awarded the bid to Zona d/b/a Goldman Brothers, low bidder, for Item No. 7 (golf shirts) for an approximate cost of \$3,765. *These items are needed for Public Works Department employees.*
- The Board awarded the bid to J&A Uniform Supplies, Inc., low bidder, for Item Nos. 8 and 9 (golf shirts with pocket and golf shirts without pocket) for an approximate cost of \$296.80. *These items are needed for Public Works Department employees.*
- **TOTAL BID AWARD FOR ASSORTED CLOTHING: \$8,427.90.** Eleven vendors were invited to bid; five bids were received.

Permits

Car Show:

The Board granted a request by Mr. Eric Blunt, president of RPM Street Team, Inc. 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 12:00 p.m. to 6:00 p.m. and utilize the parking lot of the Nassau County Supreme Court Building. The Garden City Police Department reviewed the logistics of this request and does not foresee any issues. RPM Street Team, Inc. is responsible for the clean up.

Block Parties:

The Board granted permission for the following block parties:

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

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

Executive Session

The Board entered into an executive session to discuss a matter of collective bargaining and a matter of personnel and to seek an opinion of counsel.

The next Board of Trustees meeting is scheduled for Thursday May 19, 2016 at 8 p.m. at Village Hall.