

AGENDA

MAY 21, 2015

8:00 P.M.

- I. Call to Order (Pledge of Allegiance and Moment of Silence)
- II. Presentation of Proclamation to Jan Burman.
- III. Citizens Comment on Agenda Items (limited to three minutes per person) and does not include Items on the General Communications.
- IV. Approval of Minutes - May 7, 2015
- V. Treasurer's Report.
- VI. New Business
 - A. Formal Agenda
 1. Final Site Plan Approval - 502 Old Country Road.
 - *This is regarding an application for Final Site Plan Approval to convert 3,500 sq. ft. of existing retail space to office use for a bank with a drive-thru canopy at the above referenced location.*
 2. Abolition of Cleaner Position at Village Hall.
 - *For reasons of efficiency and economy and to stay within the New York State Tax Cap, the Board of Trustees is reducing Village Staff by one position on or before May 29, 2015 subject to necessary Civil Service requirements.*
 - B. Deferred Agenda
 1. Changes in the procedures for running Board of Trustees Meetings.
 - *At a prior Board Meeting, there was discussion regarding the potential amendment of the Rules and Procedures of the Board of Trustees so as to increase the time for Citizen Comments on Agenda Items and Under Public Participation from three (3) minutes to four (4) minutes. No action was taken and the matter was deferred.*

C. Consent Calendar

Departmental Communications:

Finance

1. Unpaid Water Rents - \$144,896.17 from 584 accounts.
 - *For comparison purposes, last year's arrears totaled \$139,070.61*

2. Unpaid Commercial Sanitation Charges - \$5,456.22 from 6 accounts.
 - *For comparison purposes, last year's arrears totaled \$3,860.98.*

3. Payment of Invoices:
 - a) Bond, Schoeneck & King, PLLC, 1010 Franklin Avenue, Garden City - \$26,222.
 - *This billing reflects work done from March 1, 2015 through March 31, 2015, with respect to legal services for general labor matters.*

 - b) Cullen and Dykman, 100 Quentin Roosevelt Boulevard, Garden City - \$15,123.70.
 - *This billing reflects their billing for the month of April, 2015 as follows:*

(a) Village Justice Court Retainer	\$12,250.00
(b) General Transition Legal Services	<u>2,873.70</u>
	\$15,123.70

 - c) Reynolds, Caronia, Gianelli & LaPinta, P.C., 200 Vanderbilt Motor Parkway, Hauppauge, New York (Anthony LaPinta, Fair Housing Compliance Officer) - \$8,395.
 - *This billing reflects professional services rendered from April 1 - April 30, 2015, with respect to the legal issues as the Fair Housing Compliance Officer with regard to MHANY Management Inc., and the ACORN Litigation.*

4. Appropriation of Fund Balances - Supervisors, Confidential and Managerial Employee Contract Settlement - \$91,066.
 - *In order to fund retroactive settlements for Supervisors, Confidential and Managerial employees, as approved on December 18, 2014 and March 12, 2015, Board authorization is requested to increase the Village Budget through an Appropriation of Surplus (Account No. A9090) in the amount of \$91,066 to various accounts.*

5. Appropriation of Fund Balances - Supervisors, Confidential and Managerial Employee Contract Settlement - \$2,377.
 - *In order to fund retroactive settlements for Supervisors, Confidential and Managerial employees, as approved on December 18, 2014 and March 12, 2015, Board authorization is requested to increase the Village Budget through an Appropriation of Surplus (Account No. C9090) in the amount of \$2,377 to Account C7149.1210. - Swimming Pool - Retroactive Payment.*

6. Appropriation of Fund Balances - Supervisors, Confidential and Managerial Employee Contract Settlement - \$22,413.
 - *In order to fund retroactive settlements for Supervisors, Confidential and Managerial employees, as approved on December 18, 2014 and March 12, 2015, Board authorization is requested to increase the Village Budget through an Appropriation of Surplus (Account No. F9090) in the amount of \$22,413 to Account F8310.1210. - Water Administration - Retroactive Payment.*

7. Appropriation of Fund Balances - Supervisors, Confidential and Managerial Employee Contract Settlement - \$1,053.
 - *In order to fund retroactive settlements for Supervisors, Confidential and Managerial employees, as approved on December 18, 2014 and March 12, 2015, Board authorization is requested to increase the Village Budget through an Appropriation of Surplus (Account No. ER9090) in the amount of \$1,053 to Account ER7145.1210. - Tennis - Retroactive Payment.*

8. Transfer of Funds

- a) \$10,000 from Sanitary Sewers - Contractual Services, to Street Lighting Electricity, due to higher electrical costs.
- b) \$9,000 from Street Maintenance - Gas and Oil, to Central Garage - Natural Gas, due to additional heating as the result of a severe winter.
- c) \$3,000 from Refuse and Garbage - Gas and Oil, to Central Garage - Maintenance of Plant, for additional repairs to the time clock and building.
- d) \$9,000 from Refuse and Garbage - Contractual Services, to Street Cleaning - Maintenance of Equipment, for additional street sweeper repairs.
- e) \$3,500 from Sanitary Sewers - Maintenance of Plant, to Street Lighting - Materials and Supplies, as required for additional street paint.
- f) \$2,100 from Recycling - Gas and Oil to Street Cleaning, for additional sweeper maintenance.
- g) \$26,400 from Contingent, to Snow Removal - Materials and Supplies, to fund additional salt and sand work orders processed due to a severe winter.
- h) \$100,000 from Interest on Debt, to Law - Litigation, since litigation expenses, principally from labor matters, far exceeded expectations.
- i) \$8,395 from Contingent to Law - Fair Housing Compliance Officer, since originally established budget for this startup of procedures were insufficient for actual activity.
- j) \$8,000 from Sanitary Sewers - Contractual Services to Street Lighting - Contractual Services, to fund additional lighting maintenance work which was approved at the Board of Trustees Meeting of April 6, 2015.

Sick Leave

9. Three employees - Police (1), Recreation (1) and Public Works (1) Departments.

- *These employees are approved for extended sick through June 18, 2015, or such earlier date as they may be able to return to duty as determined by the Village medical advisor.*

Village Counsel

10. Engage Consultant - Pace University, One Pace Place, New York, New York not to exceed \$25,000.

- *This is required for training services that comply with Section IX of a Judgment dated April 22, 2014 in an action venued in the United States District Court for the Eastern District of New York and entitled MHANY Management Inc., et ano v. Incorporated Village of Garden City, et ano, 05-CV-2301.*

11. Increase Rates Legal Counsel- Genesco - 150 Fulton Avenue Superfund - Sive Paget & Riesel, P.C., 460 Park Avenue, 10th Floor, New York, New York.
- *The Village of Garden City has been utilizing the services of Sive Paget & Riesel since 2006. This new proposal seeks to increase previous rates effective June 1, 2015, but still reflects a significant (16%) discount from the firm's "regular" rates: \$600 per hour (for the time of Mr. Yudelson, rather than the standard \$715 rate).*

Public Works

12. Extension of Bid for Rubbish Removal for the Municipal Service Yard - Stasi Brothers Asphalt Corp., 422 Maple Avenue, Westbury, New York.
- *It is requested to Extend the Bid for Rubbish Removal for another year at the same prices and conditions as last year from July 1, 2015 - June 30, 2016. The cost of the contract was estimated at \$16,000 and their prices are \$20 per 20 cubic yard containers for mixed asphalt at a quantity of 800 containers.*
13. Professional Service Proposal - Inspection of Water Storage Tanks - H2M Group, 575 Broad Hollow Road, Melville, New York - \$9,800.
- *This semi-annual inspection of the Village's five (5) water storage tanks is required by the Nassau County and New York State Health Departments. The amount is the same amount as last year.*

Recreation

14. Additional Contract Work - Tree Removals - 2014 - Harder Services, Inc., 63 Jerusalem Avenue, Hempstead, New York - \$4,940.55.
- *In November 2014, the Board of Trustees approved a contract with Harder for the removal of sixty-five (65) trees. All trees have been removed but since that time, the Village Arborist has identified an additional nine (9) Village trees that required removal due to their deteriorated condition. As a safety measure, these trees have been removed by our contractor. Funds are available in the budget.*

External Communications

Permits

Street Fair

15. John Wilton, Chairman, Merchant, Business Retail Group, Garden City Chamber of Commerce advising that the Promenades will begin on Friday, June 12, 2015 and end on September 11, 2015, with the only exclusion being Friday, July 3, 2015. Seventh Street closure will be between Franklin and Hilton Avenues.

Block Parties

16. Adams Street between Chester and Salisbury Avenues, Saturday, June 13, 2015 from 10:00 a.m. to 11:00 p.m. (Rain date June 14)

17. Linden Street between Mulberry and Bayberry Avenues, Saturday, June 27, 2015
from 12 noon to 11:00 p.m. (Rain date June 28)

VII. Reports - Trustees, Department Heads, Village Counsel, Village Administrator, Mayor.

VIII. Public Participation (limited to three minutes each).

SUPPLEMENTAL

AGENDA

BOARD OF TRUSTEES MEETING

MAY 21, 2015

8:00 P.M.

VI. New Business

C. Consent Calendar

Finance

Transfer of Funds:

- a) \$4,600 from Police - Gas and Oil, to Police - Equipment, for the purchase of three additional AED Defibrillator units. All patrol and tactical vehicles will now be equipped with AEDs.

BOARD OF TRUSTEES MEETING - MAY 21, 2015

GENERAL COMMUNICATIONS

1. Christine Mullaney, President, Eastern Property Owners' Association requesting that the Board of Trustees reject the current proposal as presented by Nassau County that would remake the intersection of Clinton Road and Stewart Avenue.