

AGENDA

JUNE 18, 2015

8:00 P.M.

- I. Call to Order (Pledge of Allegiance and Moment of Silence)
- II. Citizens Comment on Agenda Items (limited to four minutes per person and does not include Items on the General Communications.
- III. Approval of Minutes - June 4, 2015
- IV. New Business

A. Deferred Agenda

Finance

Engagement of Consultant:

Cornerstone Information Technologies, LLC, 1180 Avenue of the Americas,
New York, New York - not to exceed \$12,200.

- *This is to provide professional services and software updates for maintaining the Village's Internet Security System. This is an increase from last year's rate of \$8,157.*

B. Consent Calendar

Departmental Communications

Public Works

1. SEQR - Authorizing the Re-Purchase of Franklin Court Open Space.

Finance

2. Payment of Invoices:

a) Bond, Schoeneck & King, PLLC, 1010 Franklin Avenue, Garden City - \$27,414.

- *This billing reflects work done from April 1, 2015 through April 30, 2015, with respect to legal services for general labor matters.*

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- b) Bond, Schoeneck & King, PLLC, 1010 Franklin Avenue, Garden City - \$45,228.
 - *This billing reflects work done from May 1, 2015 through May 31, 2015, with respect to legal services for general labor matters.*

 - c) Cullen and Dykman, 100 Quentin Roosevelt Boulevard, Garden City - \$84,581.75.
 - *This billing reflects their quarterly billing ending May 31, 2015 and includes General Transition Legal Services as well as the May Village Court Retainer.*

 - d) Irene Woo, 43 Boylston Street, Garden City - \$6,510.
 - *This billing reflects work done from May 1, 2015 through May 31, 2015, with respect to financial analysis and transitional training.*

 - e) Reynolds, Caronia, Gianelli & LaPinta, P.C., 200 Vanderbilt Motor Parkway, Hauppauge, New York (Anthony LaPinta, Fair Housing Compliance Officer) \$7,830.64
 - *This billing reflects professional services rendered from May 1 - May 31, 2015, with respect to the legal issues as the Fair Housing Compliance Officer with regard to MHANY Management Inc., and the ACORN Litigation.*

 - f) Jones Day, 222 East 41st Street, New York, New York - \$82,602.82.
 - *This billing reflects professional services rendered through May 31, 2015, with respect to the MHANY Litigation Matter.*
3. Tax Certiorari Settlements
- a) 100-400 Garden City Plaza, (Treeline-Ring Road) which would result in a refund of \$937,817.06. (Through tax years 2015/2016).
 - *This matter was supposed to be settled during 2014/2015, but because of protracted discussions, budget funds have lapsed to surplus. An appropriation equal to the prior year settlement amount \$799,184 from surplus is requested.*
4. Transfer of Funds. (2014-2015 Budget)
- a) \$12,280 from Refuse and Garbage - Contractual Services, to Street Lighting Electricity, due to higher than expected lighting bills.
 - b) \$7,000 from Street Maintenance - Regular, to Refuse and Garbage - Overtime, due to additional overtime.
 - c) \$1,135 from Purification - Overtime, to Water Distribution - Overtime, due to additional overtime as a result of water main breaks.
 - d) \$4,463 from Building - Overtime, to Building - Village Hall Water, due to higher than expected watering at Village Hall during the 2014 summer season.

- e) \$31,155 from Contingent, to Law - Litigation, funding attorney billings on litigation, particularly labor matters, as part of the June 18, 2015 Board of Trustees Meeting Agenda.
- f) \$51,070 from Judgments and Claims, to Tax Certiorari - Litigation, to fund legal expenses in connection with tax certiorari litigation, underestimated by counsel.
- g) \$265,648 from Police - Holiday and Judgments and Claims to Various Police Department Accounts, to fund the retroactive payment for the 2014/2015 budget.
- h) \$376,199 from General Fund - Various Accounts to Various Accounts, during the 2015/2016 Budget Preparations, allocation adjustments were made, recognizing realignment of several employees between the General Fund and Enterprise Funds. Upon entry, several budget adjustments are required.
- i) \$10,925 from Pool - Water, to Pool - Social Security, during the 2015/2016 Budget Preparations, allocation adjustments were made, recognizing realignment of several employees between the General Fund and Enterprise Funds. Upon entry, several budget adjustments are required.
- j) \$5,424 from Tennis - Special Programs, to Various Funds, during the 2015/2016 Budget Preparations, allocation adjustments were made, recognizing realignment of several employees between the General Fund and Enterprise Funds. Upon entry, several budget adjustments are required.
- k) \$28,060.81 from Contingent, to Street Lighting - Contractual Services, to fund additional time and material items for underground repairs.

(2015-2016 Budget)

- l) \$7,998 from Street Lighting - Materials and Supply, to Street Lighting - Equipment, since an asset acquisition policy requires this to be charged to the equipment line.
- m) \$10,282 from Central Garage, to Central Garage - Equipment, for an emergency replacement of air compressor at Central Garage at the Village Yard.
- n) In order to reacquire the Franklin Court Parcel, the Board of Trustees must establish a Capital Project through an appropriation. As this transition is one that was not planned during the 2015-2016 Budget formulation, it is recommended that an Appropriation of Surplus in the amount of \$154,000 to Capital Project H7110.2040 - Land Acquisition be authorized.

Sick Leave

5. Ten Employees - Police (4), Recreation (4) and Public Works (2) Departments.
 - *These ten employees are the only ones who are out on extended sick leave at this time. At the June 4, 2015, Board Meeting, authorization was given for four sworn members of the Police Department, four members of the Recreation Department and two members of the Department of Public Works for extended sick leave through June 18, 2015.*

Village Administrator

6. Engage the services of Disability Management Associates, Inc. 92 Chateau Terrace, Snyder, New York - \$5,000.
 - *The Board engaged the services of Disability Management Associates, Inc., to provide the Village assistance in the area of Worker's Compensation and Disability Case Management for our uniform service employees. Since we have accomplished our goals, it is requested that their services be engaged for non-uniform employees.*

Village Counsel

7. Franklin Court Open Space - Repurchase the real property located on Franklin Court.
 - *The Village and the Mews have determined to re-convey the property from the Mews to the Village at the same price as it was purchased (plus certain expenses incurred by the purchasers), for a total purchase price of \$150,000 with the understanding that the property will continue to be open to the public and upon certain additional condition, all of which are recited in the proposed deed.*
8. Franklin Court Open Space - Declare Restrictions to be Null and Void.
 - *The Village has determined that it is no longer in the public interest to burden the property with the restrictions recited in the deed to the Mews and now desires to extinguish said restrictions.*
9. Defense and Indemnification of Village Attorney in Certain Cases.
 - *From time to time, the Village Attorney may need to retain the professional services of a vendor for the benefit of the Village, e.g., surveying, engineering, etc. To the extent that such retention is authorized by the Board of Trustees, and the vendor requires a contractual commitment from the Village Attorney for defense/indemnification by the Village Attorney of the vendor, the Village agrees to defend and indemnify the Village Attorney with respect to any claims arising from the defense/indemnification provided by the Village Attorney to the vendor.*

Public Works

10. Additional Contract Work - Curb and Sidewalk Improvements - Pratt Brothers, Inc., 45 South Fourth Street, Bay Shore, New York - \$856,080.50.
 - *It is requested to approve additional work by increasing the bid amount awarded on July 17, 2014 in the amount of \$1,988,919.50 to the budgeted amount of \$2,845,000 (which is the total of the road work of \$2,365,000, curb work \$230,000 and sidewalks at \$250,000). Additional sidewalk repair work, additional road and curb work still needs to be completed.*
11. Additional Contract Work - Street Lighting Maintenance - Anker's Electric Service, 10 South Fifth Street, Locust Valley, New York - \$28,060.81.
 - *Anker's Electric Service performed additional contract work in May, 2015 from items in the requirements portion of the contract which exceeded the estimated budget amount.*

Police

12. "Basic Mobile Device Investigations Course" - August 17-August 21, 2015 in Hoover, Alabama - No Cost - One Employee.
 - *This course is a five day course designed to provide informational knowledge with mobile devices. Investigators will gain knowledge of a wide array of mobile devices such as cell phones, GPS units and tablets, forensics analysis tools, legal issues and reports generated for law enforcement. All costs are covered by the United States Secret Service including incidentals. Detective Kevin Madden will attend this conference.*

Fire

13. Acceptance of Gift - 2006 Fire Safety Trailer.
 - *The Village of Floral Park has given the Garden City Fire Department one 2006 Fire Safety Trailer. This trailer will be used to teach children and adults fire safety education at their Fire Prevention Day Program and throughout the year at various events throughout the Village. The original value of the trailer was approximately \$35,000.*

Agreement

14. Renew Agreement - Adelphi University - Use of the Parking Field at Community Park. Term - August 31, 2015 - May 20, 2016
 - *This is the same agreement as in previous years except for the changes in the dates.*

Award of Bids

15. Aluminum and Wood Street Light Poles, Luminaires & Accessories (a) Award bid to Magniflood Inc., 7200 New Horizons Boulevard, North Amityville, New York, low bidder for Item No. 1 and Item No. 2 for a subtotal award of \$14,775.75.
 - b) Reject the low bid of Sentry Electric and the second low bid of Magniflood, Inc. for Item No. 3, as the mounting of the Luminaire to the Pole Arm is not the specified type.
 - c) Award bid to Graybar Electric Co., Inc., 800 Huyler Street, Teterboro, New Jersey, third low bidder for Item No. 3, only bidder for Item No. 4 and Item No. 7 for a subtotal award of \$4,780.
 - d) Reject the low bid of Sentry Electric for Item No. 8, as the pole does not meet the mounting and pole specifications.
 - e) Award bid to Graybar Electric Co., Inc. 800 Huyler Street, Teterboro, New Jersey, second low bidder for Item No. 8 and only bidder for Item No. 13 for a subtotal award of \$5,408.

Total Award - \$24,963.75

(Sixteen vendors invited to bid - three bids received)

(Last bid awarded in 2014 - Various Vendors - \$127,471)

Bids were not awarded for Items No. 5, 6, 9, 10, 11 and 12.

A portion of this bid was renewed, therefore, the total is much lower than last year.

External Communications

Permits:

Block Parties

16. Roosevelt Street between Chester and Salisbury Avenues, Saturday, June 20, 2015 from 12 noon to 11:00 p.m. (No rain date)
17. Maple Street, between Mulberry and Bayberry Avenues, Saturday, August 1, 2015 from 10:00 a.m. to 11:00 p.m. (Rain date August 2)
18. Garden Street between Boylston and Grove Streets, Saturday, August 1, 2015 from 1:00 p.m. to 10:00 p.m. (Rain date August 2)

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19. Suffolk Lane, between Fourteenth and Fifteen Streets, Saturday, August 8, 2015 from 10:00 a.m to 11:00 p.m. (Rain date August 15)

V. Reports - Department Heads, Village Counsel, Village Administrator, Trustees and Mayor.

VI. Public Participation (limited to four minutes each)

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GENERAL COMMUNICATIONS

- A. Resignation of Christopher Rivielle, 131 Meadbrook Road, Member of the Architectural Design Review Board effective March 1, 2015.
- B. The following people have submitted e-mails to the Mayor's Office with regard to their opposition of the current County's proposal as presented by Nassau County that would remake the intersection of Clinton Road and Stewart Avenue.
- 1) Colleen Mulhern Ciullo, 109 Huntington Road
 - 2) John Halloran and Nancy McGovern Halloran, 47 Transverse Road
 - 3) James Bauer, 87 Huntington Road
 - 4) Jill Bauer, 87 Huntington Road
 - 5) Leo Stimmler, 67 Huntington Road
 - 6) Mary Harrington Weille, Village Resident
 - 7) J. Patrick Moore, 36 Chestnut Street
 - 8) Christina Josling, 114 Wyatt Road
 - 9) Maria Shaw, Village Resident
 - 10) Annmarie Ucinski, Village Resident
 - 11) Annette Esposito, 70 Huntington Road
 - 12) Kathleen Stimmler, 67 Huntington Road
 - 13) William Mecca, 109 Chestnut Road
 - 14) Roger McFeely, 46 Chestnut Road
 - 15) Sue Ellen Davis, 365 Stewart Avenue, Apt. C-7
 - 16) Emilie J. Sair, Ph.D., Village Resident
 - 17) Missy and Tom Burns, 142 Chestnut Street
 - 18) Winnie Connolly, Village Resident
 - 19) Nicholas Nielsen, owner of 107 Wetherill Road
 - 20) Michael J. Giuffrida, M.D., Huntington Road
 - 21) Sujal Bharucha, 103 Chestnut Street
 - 22) Maureen Fagan and Richard Yanni, 162 Chestnut Street
 - 23) Gertrude Joseph, 364 Stewart Avenue
 - 24) Courtney Rhein, 407 Stewart Avenue
 - 25) Dina Calabrese, 75 Transverse Road
 - 26) Barbara Moore, 36 Chestnut Street
 - 27) Nancy Kephart, Village Resident
 - 28) Ken O'Mara, 116 Wyatt Road
 - 29) Stacey and Raymond Flechter, Village Residents
 - 30) Frank E. and Denise L. Wells, 35 Chestnut Street
 - 31) Linda and Douglas O'Connor, 41 Clinton Road
 - 32) Maureen E. McElwreath, 115 Wyatt Road
 - 33) Coach Realtors, 116 Seventh Street
 - 34) Monica Kiely, 95 Huntington Road

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- 35) Michael and Shannon Giuffrida, Huntington Road Residents
- 36) May Conti, 45 Kenwood Road
- 37) Ted Joseph, 49 Grove Street
- 38) Meghan O'Brien, Village Resident
- 39) Sean O'Brien, Village Resident
- 40) William A. and Constance M. Lockwood, 88 Huntington Road
- 41) Jean and Ken Becker, Poplar Street Residents
- 42) The Tynan Family, 57 Huntington Road
- 43) Martin Niu, Village Resident
- 44) William Farrington, 72 Huntington Road
- 45) Debbie Brandewiede, Village Resident
- 46) Michael Lichvar, Village Resident
- 47) Jeanine Borrelli, 155 Hampton Road
- 48) Thomas and Deborah Laundrie, 22 Raymond Court
- 49) Katie Caruso Hanrahan, 11 Third Place
- 50) Kelly Smith, Village Resident
- 51) Elizabeth Spinelli, 19 Westbury Road
- 52) Kristen Pappas, 105 Huntington Road
- 53) Amy Yeung, 2 Pell Terrace
- 54) Lucia Bauknight, Future Village Resident
- 55) Susan Newlin-Wagner, 4 Pell Terrace
- 56) Joan Thiem, Village Resident
- 57) Elizabeth Moore Walsh, Village Resident
- 58) Michael Linchitz, 18 Ash Street
- 59) Evelyn Fasano, Village Resident
- 60) Melanie Graham, 21 Chestnut Street
- 61) Nina Bransfield, Village Resident
- 62) Philip P. Foote, Esq., Village Resident
- 63) Mary Clare Bohn, 65 Willow Street
- 64) Catherine Costa Gardyn, 395 Stewart Avenue
- 65) Roseanne McMahan, Village Resident
- 66) Nancy Poz, 2 Seabury Road
- 67) Barbara Moore, 36 Chestnut Street
- 68) Brian Gemmell, 20 Bayberry Avenue
- 69) Danielle Ober, 124 Salisbury Avenue
- 70) Steve Ilardi, Village Resident
- 71) Virginia Erickson, 21 Raymond Court

- C. Mr. Timothy Ryan, submitting an email with regard to the Clinton Road and Stewart Avenue project asking for the Village to work with the County to improve the intersection and to not simply reject the plan immediately.
- D. Gustavo Vazquez, Village Resident, stating that he agrees that the plan would help make the intersection much safer for vehicles and pedestrians alike.
- E. Laura M. Schaefer, Nassau County Legislator, 14th District, 1550 Franklin Avenue, Mineola, forwarding a memo to the Mayor advising that Nassau County Department of Public Works will not be pursuing implementation on the Conceptual Plans for Stewart Avenue at Clinton Road.