

AGENDA

SEPTEMBER 10, 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 - August 20, 2015.
- IV. Treasurer's Report.
- V. New Business
 - A. Formal Agenda
 1. Fix date for Public Hearing - October 1, 2015 - Proposed Local Law Amending Village Code Chapter 193, Article III to Require Parking Permit and Sticker for Certain Times and Locations.
 - *It is necessary to hold a public hearing at the October 1, 2015 Board Meeting in order to hear comments with regard to the proposed local law.*

- B. Consent Calendar

Departmental Communications

Finance

1. Payment of Invoices

- a) Sive, Paget & Riesel, P.C., 460 Park Avenue, New York, New York - \$4,020.
 - *This billing reflects work done July 1 through July 31, 2015, on the Remedial Cost Recovery for Groundwater Containment at Village Water Wells 13 and 14 in conjunction with litigation against Genesco.*
- b) Reynolds, Caronia, Gianelli & LaPinta, P.C., 200 Vanderbilt Motor Parkway, Hauppauge, New York (Anthony LaPinta, Fair Housing Compliance Officer) \$4,280.
 - *This billing reflects professional services rendered from July 1 through July 31, 2015, with respect to the legal issues as the Fair Housing Compliance Officer with regard to MHANY Management Inc., and the ACORN Litigation.*
- c) Bond, Schoeneck & King, PLLC, 1010 Franklin Avenue, Garden City - \$32,556.50.
 - *This billing reflects work done from July 1, 2015 through July 31, 2015, with respect to legal services for general labor matters.*

NEXT BOARD OF TRUSTEES MEETING - OCTOBER 1, 2015

- d) Bond, Schoeneck & King, PLLC, 1010 Franklin Avenue, Garden City - \$180.45.
- *This billing reflects work done for May, June and July, 2015 with respect to general retainer disbursement matters.*
- e) Bond, Schoeneck & King, PLLC, 1010 Franklin Avenue, Garden City - \$265.52.
- *This billing reflects work done from July 1, 2015 through July 31, 2015, with respect to hourly disbursement matters.*
- f) Jones Day, 222 East 41st Street, New York, New York - \$329.15.
- *This billing reflects legal services for disbursements only rendered through July 31, 2015, with respect to assistant with the Second Circuit Appeal in MHANY Management Inc., and the ACORN Litigation.*
2. Tax Certiorari Settlement.
- a) Joseph Ferrara, 15 St. Paul's Place, with regard to a private residence, which would result in a refund of \$13,417.48, without interest and a new assessment of \$14,940, this is for tax years 2012/2013.
3. Appropriation of Termination Reserve - \$309,442.
- *It is requested to appropriate \$309,442 from Termination Reserve to various accounts for compensated absences. This transfer funds the contractual termination payments due to ten (10) employees who retired or otherwise separated from service during the months of June through August from the reserves maintained for that purpose.*
4. Transfer of Funds.
- a) \$4,053.99 from Contingent to St. Paul's School - Maintenance of Plant, to repair the electrical main that was damaged during the paving work in front of St. Paul's.
- *Pending approval of Agenda Item #12*

Sick Leave

5. Seven Employees - Police (4), Recreation (1) and Public Works (2) Departments.
- *There are currently seven employees who are out on extended sick leave at this time. At the August 20, 2015 Board Meeting, authorization was given for four sworn members of the Police Department, two members of the Recreation Department and two members of the Public Works Department for extended sick leave through September 10, 2015.*

Personnel

6. Adopt Amended Part-Time and Seasonal Salary Schedule
- *This is necessary in order to reflect an increase in the daily rate for the School Crossing Guards from a starting rate of pay from \$39 to \$41, for new hires and from \$44 to \$46 for the top step after five years, as well as to add the Court Clerk Title to the Part-Time Seasonal Salary Schedule, at a starting hourly rate of \$11.25 for new hires and for the top step after five years \$13.80 per hour, both effective September 1, 2015.*

NEXT BOARD OF TRUSTEES MEETING - OCTOBER 1, 2015

Police

7. Defense and Indemnification of a Police Officer.

- *The Village was served with a Notice of Claim and it has been determined that the Officer was within the scope of his public service and in the discharge of his duties and was not in violation of any rule or regulation of the Village of Garden City at the time the alleged acts/omissions occurred and the damages were allegedly sustained. It is requested that defense and indemnification of the Police Officer pursuant to Village Code, Chapter 9, subject to the exceptions and conditions therein and to the extent permitted by law for the above incident and arrest be approved.*

Public Works

8. Emergency Replacement of Cedar Valley Pump #1 - G. P. Jager, Inc., P.O. Box 417, Butler, New Jersey - \$21,418.

- *This is for the emergency replacement of Cedar Valley Pump #1. The vendor has honored the bid price of Pump #2 which was bid on August 1, 2014.*

9. Notice to Repair Water Leak - 39 Hilton Avenue.

- *The Village Board of Trustees is requested to act as Board of Water Commissioners in accordance with Village Law Section 11-1112 to pass a resolution to cause a notice to be published in the official newspaper of the Village requiring the homeowner of 39 Hilton Avenue to be responsible for the emergency repair of the water leak on their service line by October 10, 2015.*

10. Sidewalk and Curb Construction Charges - 2015 - Pratt Brothers, Inc. 45 South Fourth Street, Bay Shore, New York.

4" Sidewalk \$8.15 per square foot
6" Sidewalk \$9.75 per square foot
Drop Curb \$27.50 per linear foot

- *These are the same rates as 2014.*

11. Engineering Services Proposal - Condition Assessment of the Meadow Street and Cedar Valley Pumping Stations - D & B Engineers, 330 Crossways Park Drive, Woodbury, New York - \$5,000.

- *This is to assess the condition of the Meadow Street and Cedar Valley Pumping Stations and to perform the assessment of the two existing pumping stations and associated facilities.*

Recreation

12. Emergency Electrical Repairs - St. Paul's Building - Anker's Electric Service, Inc., P.O. Box 378, Locust Valley, New York - \$4,053.99.

- *During the construction and excavation phase of the paving work in front of Cluett Hall, the electrical main that feeds the exterior lighting system in front of the Main Building was damaged. It was necessary to call Anker's Electric Service, Inc., in for the necessary repairs.*

Award Bid

13. Sport Utility Vehicle - Fire Department - Award Bid to Cars Unlimited of Suffolk, LLC, 2096 Route 112, Medford, New York, low bidder, for a New Unused 2015 Tahoe 4x4, for a total cost of \$39,594.
(Five vendors invited to bid - two bids received)
(Last bid awarded for this type of vehicle was in 2013 at a cost of \$37,994).

External Communications

Permits:

Block Parties

14. Spruce Street between Old Country Road and Bayberry Road Avenue, Saturday, September 19, 2015 from 5:00 p.m. to 11:00 p.m. (Rain date September 26)
15. Kilburn Road between Stratford Avenue and Newmarket Road, Saturday, September 12, 2015 from 2:00 p.m. to 10:00 p.m. (Rain date September 13)

On-Street Parking

16.
 - (a) Mary E. Messmer, 29 Meadow Street
 - (b) Margaret M. Murphy, 47 Franklin Court
 - (c) John F. and Karen E. Munkenbeck, 22 Franklin Court West (2)
 - (d) Jane Ashdown, 19 Franklin Court East
 - (e) Chris Valerakis, 27 Meadow Street
 - (f) Patricia A. McGinnis, 15 Meadow Street
 - (g) Jane M. Maguire, 40 Franklin Court East
 - (h) Thomas Blaha, 17 Meadow Street
 - (i) Michael and Erin Fleischmann, 25 Meadow Street (2)
 - (j) Judith Stanley, 19 Meadow Street (2)
17. John Wilton, Chairman, Merchant, Business Retail Group, Garden City Chamber of Commerce advising that they would like to have a Friday Night Promenade on Friday, September 18, 2015.

Presentation

18. Kevin McAndrew - Cameron Engineering & Associates, LLP, giving a presentation to update the Board of Trustees on the sub surface soil conditions for the fields at Community Park.
- VI. Reports - Department Heads, Village Counsel, Village Administrator, Trustees and Mayor.
 - VII. Public Participation (limited to four minutes each).

BOARD OF TRUSTEES MEETING - SEPTEMBER 10, 2015

GENERAL COMMUNICATIONS

1. Mr. Cyril Smith, 109 Fourth Street, writing with regard to tasking an intern to work in the Building Department to do research on the rich architectural history of Garden City (for both residential and commercial structures). The research would be for the purpose of incorporating the architectural heritage of Garden City into the planned digital museum and archives for the Village.
2. Mr. Dennis Donnelly, Executive Director, Garden City Chamber of Commerce, writing to advise the Board that the Chamber is exercising its option to renew the current License Agreement under the same terms and conditions (except for an automatic 2.5% per year license fee increase) for an additional five years, under the option granted to the Chamber of Commerce in the current license agreement, which was previously approved by the Board of Trustees on October 7, 2010.
3. Mr. Benjamin J. Truncale, Jr., Spellman Rice Gibbons Polizzi & Truncale, LLP, advising that Nicole Kolenda, 92 Carlton Terrace, Stewart Manor is proposing to remove the existing garage and to construct a two-story addition. There will be a hearing for a zoning variance application in the Village of Stewart Manor, 120 Covert Avenue, on Monday, September 21, 2015 at 8:00 p.m.