

BOARD OF TRUSTEES

NOVEMBER 5, 2015

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 November 5, 2015 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
Brian S. Ridgway, 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, Assistant Chief, Fire Department
Peter A. Bee, Bee Ready Fishbein Hatter & Donovan, LLP

Attendance: Approximately 30

The Clerk reported that due notice of this meeting had been served on each member of the Board.

Mayor Episcopia called the meeting to order and stated that the first item on the agenda was the presentation of a proclamation to Althea Robinson, former Executive Director, Garden City Chamber of Commerce and current Member of the Civic Beautification Committee. Mayor Episcopia thanked Althea for her many years of service on the Garden City Chamber of Commerce and her current role as Chairperson of the Civic Beautification Committee.

Mayor Episcopia stated that the next item on the agenda is a request from Chief Joseph R. Nadolny of the Garden City Fire Department for the approval of one Garden City Volunteer Firefighter, Mr. John Parrella, 154 Pine Street. The Volunteer Fire Department formally accepted him into the Department at their November 2015 monthly meeting.

On motion of Trustee Trouvé and unanimously carried, Mr. John Parrella was approved by the Village Board of Trustees to be a Volunteer Firefighter for the Garden City Fire Department.

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 meeting held on October 15, 2015 were reviewed, and on motion of Trustee Bolebruch, were approved as presented. (Trustees DeMaro and Makrinos abstained)

NEW BUSINESS

FORMAL AGENDA

APPOINTMENTS BY THE MAYOR

1. Phil Santanonio, R.A., 152 Kilburn Road, Garden City, New York, is hereby appointed to the Architectural Design Review Board, for a term ending on April 2, 2018. Mr. Santanonio fills the unexpired term of Christopher E. Rivielle, who resigned on March 1, 2015.

On motion of Trustee Daughney, the following resolution was offered:

RESOLUTION NO. 187-2015

RESOLVED, that the appointment of Phil Santanonio, R.A., 152 Kilburn Road, Garden City, New York, to the Architectural Design Review Board, for a term expiring on April 2, 2018, be and the same hereby is approved.

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

2. Daniel Fabrizi, AIA, NCARB, 107 Tullamore Road, Garden City, New York, is hereby appointed to the Architectural Design Review Board, for a term ending on April 3, 2017. Mr. Fabrizi fills the unexpired term of Robert C. Seitz, who resigned on August 3, 2015.

On motion of Trustee Makrinos, the following resolution was offered:

RESOLUTION NO. 188-2015

RESOLVED, that the appointment of Daniel Fabrizi, AIA, NCARB, 107 Tullamore Road, Garden City, New York, to the Architectural Design Review Board, for a term expiring on April 3, 2017, be and the same hereby is approved.

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

SITE PLAN APPROVAL

3. Application for Final Site Plan Approval - Girl Scouts of Nassau County, Inc., 200 West Ring Road. Mayor Episcopia stated that the Village is in receipt of an application for a final site plan approval in connection with a 1,496 sq. ft. two-story addition to the existing building at 200 West Ring Road.

Trustee Delany offered the following resolution and moved its adoption:

RESOLUTION NO. 189-2015

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. Danita Otruba-O'Connor, AIA, Danita Otruba Architect, P.O. Box 321, Westbury, New York, in connection with the final site plan approval in connection with a 1,496 sq. ft. two-story addition to the existing building at 200 West Ring 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, Danita Otruba-O'Connor, AIA, Danita Otruba Architect, P.O. Box 321, Westbury, New York submitted various plans for the project; and

WHEREAS, the Planning Commission, at its meeting on October 14, 2015, approved the project; and

WHEREAS, the Architectural Design Review Board, at its meeting on October 20, 2015 approved the project and recommended its acceptance by the Board of Trustees; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Incorporated Village of Garden City approves the site plans submitted by Danita Otruba-O'Connor, AIA, Danita Otruba Architect, P.O. Box 321, Westbury, New York representing Girl Scouts of Nassau County, Inc., in connection with a 1,496 sq. ft. two-story addition to the existing building at 200 West Ring Road.

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

Trustee Daughney requested that Item #2 (Tax Certiorari Settlements) and Item #6 (Clerk's Office - Setting of Village Election Date) be removed for discussion.

Trustee Delany requested that Item #17 (External Communications - Garden City Chamber of Commerce - "Adopt a Light Pole" Program) be removed for discussion.

CONSENT CALENDAR

FINANCE

1. Payment of Invoice - Sive, Paget & Riesel, P.C. - Groundwater Contamination. Requested authorization to pay the claim of Sive, Paget & Riesel, P.C., 460 Park Avenue, New York, New York, for professional services. This billing reflects work done for the period of September 1 through September 30, 2015, on the remedial cost recovery matter for groundwater contamination at Village Water Wells 13 and 14 in conjunction with litigation against Genesco for \$2,825.60.

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

2. Bond, Schoeneck & King, PLLC - General Labor Matters. Requested authorization to pay the claim of Bond, Schoeneck & King, PLLC, 1010 Franklin Avenue, Suite 200, Garden City, New York, for work done during the period September 1, 2015 through September 30, 2015, with respect to legal services for general labor matters as follows:

(a) General Labor Matters - Hourly	\$ 3,756.00
(b) Edward Galazka 207a	218.00
(c) P.O. Barone Disability Retirement	141.00
(d) FF Recall Stay of Arbitration	3,756.50
(e) Christopher VanManen 207a	506.50
(f) Firefighters IPC	1,040.00
(g) P.O. Bartkowski Disability Retirement	619.50
(h) Gregory Kozlik Workers Comp.	88.50
(i) Stay of Chief's Matrix Response the Deinhardt Award	1,799.50
(j) Campbell, VanManen, Galazka 207a/PIC	59.00
(k) FF Joseph T. Cieslewicz	241.50
(l) Change in Hours PFFA/Lt. Tours Arbitration	4,889.00
(m) Jeffrey Cataldi Termination	295.00
(n) Joseph Brusack Disability Health Insurance	88.50
(o) Joseph Campbell Removal Light Duty Arbitration	488.50
(p) Paul Brower Potential Discipline	454.00

(q) Thomas Michon Potential Discipline	112.00
(r) Gerald Cadigan Potential Discipline	300.50
(s) Center for Public Safety Management Study	<u>1,533.50</u>
Total	\$20,387.00

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

3. Payment of Invoice - Bee Ready Fishbein Hatter & Donovan, LLP - Legal Services - Reimbursement of Disbursement - Epoch 5 - Fire Department Consultant. Requested authorization to pay the claim of Bee Ready Fishbein Hatter & Donovan, LLP, 170 Old Country Road, Suite 200, Mineola, New York, in the amount of \$7,630 for the reimbursement of the actual costs incurred. This billing reflects the disbursement of money with regard to Epoch 5, 755 New York Avenue, Huntington, New York as it relates to the Fire Department.

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

4. Payment of Invoice - Reynolds, Caronia, Gianelli & LaPinta, P.C. - Fair Housing Compliance Officer - MHANY Management - ACORN. Requested authorization to pay the claim of Reynolds, Caronia, Gianelli & LaPinta, P.C. 200 Vanderbilt Parkway, Suite C-17, Hauppauge, New York, in the amount of \$18,350. This billing reflects services rendered from August 1 through September 30, 2015, with respect to legal issues as the Fair Housing Compliance Officer with MHANY Management Inc., and the ACORN Litigation Case. This billing includes services rendered by Professor John Nolon.

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

5. Appropriation of Termination Revenue. Authorization is requested to appropriate \$230,068 from Account 0A8670 - Reserve for Compensated Absence, to Account A1620.1010 - Building - Regular, to fund the termination payment of the Superintendent of Building who retired as of October, 2015, from the Reserve maintained for that purpose.

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

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

(a) \$30,000 from Account A1990.4000 - Contingent, to Account A1420.4380 - Law - Zoning, to provide funds to hire Meyer, Suozzi, English & Klein to provide legal expertise for zoning change applications, as approved at the Board of Trustees Meeting of October 15, 2015.

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

(b) \$5,460 from Account A1990.4000 - Contingent, to Account L9050.8000 - Unemployment Insurance, to fund the Library portion of the 3Q Unemployment Insurance for a former Library employee.

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

(c) \$5,685 from Account A1325.2990 - Clerk Treasurer - Prior Year Encumbrances, to Account A3620.2000 - Safety Inspection - Equipment, to fund Building Department furniture purchase.

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

(d) \$10,000 from Account A1990.4000 - Contingent, to Account A1010.2000 - Board of Trustees - Equipment, to provide funds to replace aged and broken furniture in Village Hall. This expense will be partially offset by the Village's cancellation of the subscription to the McKinney's Law Books.

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

e) \$12,000 from Account A1990.4000 - Contingent, to Account A1420.4160 - Law - Consultant, to fund the reimbursement to Bee Ready Fishbein Hatter & Donovan, LLP, for the engagement of Epoch5. This engagement was previously approved at the May 7, 2015 Board of Trustees Meeting to provide Public Relations Services for the Village. This transfer is subject to the approval of Bee Ready Fishbein Hatter & Donovan, LLP, invoice under the Finance Section of the Consent Calendar and includes estimates for future billings.

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

CLERK'S OFFICE

Amend Fee Schedule. Requested authorization to amend the Fee Schedule and include the sale of eighteen (18) additional "non-resident" parking permits at the Nassau Boulevard Railroad Station with a fee of \$300 for each permit sold. This fee is effective October 15, 2015.

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

PERSONNEL

1. Contractual Salary and Wage Adjustments - CSEA Non-Supervisory. Submitted a listing of salary and wage increments of certain Village of Garden City employees, to be effective November 29, 2015, and requested Board approval.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 190-2015

RESOLVED, that the salaries and wages listed in the accompanying schedule of certain Village of Garden City employees, effective November 29, 2015, are hereby fixed consistent with the terms and provisions of the current Agreement between the Village and the Civil Service Employees' Association, Non-Supervisory Unit.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

2. Contractual Salary and Wage Adjustments - CSEA Supervisory. Submitted a listing of salary and wage increments of certain Village of Garden City employees, to be effective November 29, 2015, and requested Board approval.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 191-2015

RESOLVED, that the salaries and wages listed in the accompanying schedule of certain Village of Garden City employees, effective November 29, 2015, are hereby fixed consistent with the terms and provisions of the current Agreement between the Village and the Civil Service Employees' Association Supervisory Unit.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

3. Contractual Salary and Wage Adjustments - PBA. Submitted a listing of salary and wage increments of certain Village of Garden City employees, to be effective November 29, 2015, and requested Board approval.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 192-2015

RESOLVED, that the salaries and wages listed in the accompanying schedule of certain Village of Garden City employees, effective November 29, 2015, are hereby fixed consistent with the terms and provisions of the current Agreement between the Village and the Police Benevolent Association.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

4. Longevity Payments - CSEA Non-Supervisory. Requested approval for longevity payments to certain Village of Garden City employees, effective December 1, 2015, consistent with the terms and provisions of the current Agreement between the Village and the Civil Service Employees' Association, Non-Supervisory Unit.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 193-2015

RESOLVED, that the longevity payments listed in the accompanying schedule, effective December 1, 2015, are hereby fixed consistent with the terms and provisions of the current Agreement between the Village and the Civil Service Employees' Association, Non-Supervisory Unit.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

5. Longevity Payments - CSEA Supervisory Unit. Requested approval for longevity payments to certain Village of Garden City employees, effective December 1, 2015, consistent with the terms and provisions of the current Agreement between the Village and the Civil Service Employees' Association, Supervisory Unit.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 194-2015

RESOLVED, that the longevity payments listed in the accompanying schedule, effective December 1, 2015, are hereby fixed consistent with the terms and provisions of the current Agreement between the Village and the Civil Service Employees' Association, Supervisory Unit.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

6. Longevity Payments - PFFA. Requested approval for longevity payments to certain Village of Garden City employees, effective December 1, 2015, consistent with the terms and provisions of the current Agreement between the Village and the Professional Fire Fighters Association.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 195-2015

RESOLVED, that the longevity payments listed in the accompanying schedule, effective December 1, 2015, are hereby fixed consistent with the terms and provisions of the current Agreement between the Village and the Professional Fire Fighters Association.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

7. Longevity Payments - Managerial and Confidential. Requested approval for longevity payments to certain Village of Garden City Managerial and Confidential employees, effective December 1, 2015.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 196-2015

RESOLVED, that the longevity payments listed in the accompanying schedule, for Managerial and Confidential employees are hereby fixed, effective December 1, 2015.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

8. Bonus Payments - Supervisory Unit. Requested approval for bonus payments to certain Village of Garden City employees, effective December 1, 2015, consistent with the terms and provisions of the current Agreement between the Village and the Civil Service Employees' Association Supervisory Unit.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 197-2015

RESOLVED, that the bonus payments listed in the accompanying schedule, effective December 1, 2015, are hereby fixed consistent with the terms and provisions of the current Agreement between the Village and the Civil Service Employees' Association Supervisory Unit.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

9. Bonus Payments - Managerial and Confidential. Requested approval for bonus payments to certain Village of Garden City Managerial and Confidential employees, effective December 1, 2015.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 198-2015

RESOLVED, that the bonus payments listed in the accompanying schedule for Managerial and Confidential employees are hereby fixed, effective December 1, 2015.

(See schedule appended to minutes)

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

PUBLIC WORKS

1. Sick Leave - Two Employees. Requested authorization to pay John Anselmo, Labor Supervisor, Street Department and Brian Kast, Sanitation Worker, Sanitation Department through December 3, 2015 or such earlier date as they 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 Trouvé and unanimously carried, the aforesaid authorization was approved.

2. Sick Leave - Nicholas Brusack. Requested authorization to pay Nicholas Brusack, Sanitation Worker, Sanitation Department through November 8, 2015 or such earlier date as they 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 Trouvé and unanimously carried, the aforesaid authorization was approved.

3. Engagement of Engineering Services - Replacement of Pumps at Village Yard - Island Pump and Tank. Requested authorization to engage Island Pump and Tank, 40 Doyle Court, East Northport, New York, to prepare plans and specifications for the replacement of the Gas Pumps at the Village Yard. This will include the submission of plans to the Nassau County Fire Marshal for approval. The cost for the plans and specifications is \$11,850. Funds are available in the Capital Budget Account OH.1640.2010.

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

4. Rental of Granular Active8/ Carbon (GAC) Filters at Hilton Well Site - Philip Ross Industries, Inc. Requested authorization to approve the rental of Granular Active Carbon (GAC) Filters at Hilton Well Site with Philip Ross Industries, Inc., 200 Long Island Avenue, Wyandanch, New York, in the amount of \$30,000 for a twelve (12) month rental fee as per the original authorization agreement approved by the Board of Trustees at the June 7, 2007 meeting. The GAC filters were installed on an emergency basis at the Hilton Park well site when traces of freon were discovered in the wells during routine sampling. The cost per month agreed upon was \$2,500. The total price for the twelve month basis is \$30,000. Funds are available in Account No. OF.8330.4460.

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

5. Professional Service Contract - SCADA System and Well Controls - Eagle Control Corp. Requested authorization to engage Eagle Control Corp., 23 Old Dock Road, Yaphank, New York, computer well contractor for additional water well service calls for the Supervisory Control and Data Acquisition System (SCADA) and well controls (for the period July 1, 2015 through July 1, 2016) at the following rates, plus the cost of parts.

I. Field Service Rates:

A.	Scheduled Work Hours 8:00 a.m. to 5:00 p.m.	\$135 per hour
B.	Overtime Hours After 5:00 p.m.	\$185 per hour
C.	Emergencies, Saturdays, Sundays, Legal Holidays	\$210 per hour

II. Engineering Service Rates:

A.	Scheduled Work Hours 8:00 a.m. to 5:00 p.m.	\$160 per hour
B.	Overtime Work Hours After 5:00 p.m.	\$210 per hour
C.	Emergencies, Saturdays, Sundays and Legal Holidays	\$260 per hour

Notes: (a) Minimum Service Charge will equal four (4) hours at the appropriate rate.
(b) There is no additional charge for mileage within a 50 mile radius of the Yaphank office to and from the job site.

Funds are available in the Water Operating Account OF.8320.4020.

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

POLICE

Sick Leave - Four Employees. Requested authorization to pay Detective Sergeant James Bartkowski, Detective Angelo Barone, Police Officer Anthony Baker and Police

Officer John Florio through December 3, 2015 or such earlier date as they 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 Trouvé and unanimously carried, the aforesaid authorization was approved.

RECREATION

1. Supplemental Contract - Senior/Community Center Expansion and Renovation Project - Waterproofing - Advanced Builders & Land Development, Inc. Requested authorization to approve Supplemental Contract for the Senior/Community Center Expansion and Renovation Project with Advanced Builders & Land Development, Inc., 400 Oser Avenue, Hauppauge, New York to apply waterproofing to the entire perimeter of the Senior Center, at a cost of \$28,860.75. Upon the removal of the masonry of the north building, water damage was evident to the sill plate. The south building has similar issues and must be made water tight. This work must be performed prior to the installation of the new siding on the north building and prior to final grading around the south building. The Village's architect, deBruin Engineering has reviewed the pricing and is recommending this additional work as soon as possible. Funds are available in the contingency line of the budget.

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

2. Seventh Street, Franklin Avenue and New Hyde Park Road Streetscape Capital Project - Study Phase - deBruin Engineering, P.C. Requested authorization to engage deBruin Engineering, P.C., 11 Union Avenue, Bethpage, New York in the amount of \$47,400. In the 2014/15 Fiscal year \$50,000 was authorized to perform a study phase that would yield conceptual design options that are developed from a complete inventory of existing conditions. Responses to the Village's Request for Proposal were received and the proposals have been evaluated and re-confirmed and based on relative experience, design team experience and the fee for services, it is recommended that we move forward with the project. This project is for Seventh Street, Franklin Avenue and New Hyde Park Road between Vassar Avenue and Fairmount Boulevard. Funds are available in the Capital Budget.

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

AWARD BIDS

Requisition No. 15-5, Dated November 5, 2015, Purchase of Materials for the Recreation and Fire Departments.

1. New 2016 GMC Sierra Crew Cab Truck. Recommended the purchase of a new 2016 GMC Sierra 3500HD 2 Wheel Drive Crew Cab Truck, or Village approved equal, from Eagle Auto Mall Sales, Inc., 1300 Old Country Road, Riverhead, New York, low bidder, for a total cost of \$44,220. A total of twenty-one invitations to bid were sent and three bids were received. A Notice to Bidders was sent to Bid Reporter.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 199-2015

RESOLVED, that Requisition No. 15-5, dated November 5, 2015, filed under separate cover, be made a part of these minutes and that materials and equipment be purchased for the Recreation 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.

2. Kitchen Appliances for the Garden City Fire Department. Recommended the purchase of Kitchen Appliances for the Garden City Fire Department, or Village approved equal, from Bar Boy Products, Inc., 250 Merritts Road, Farmingdale, New York, overall low bidder, for a total cost of \$48,585. A total of nine invitations to bid were sent and four bids were received. A Notice to Bidders was sent to Bid Reporter.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 200-2015

RESOLVED, that Requisition No. 15-5, dated November 5, 2015, filed under separate cover, be made a part of these minutes and that materials and equipment be purchased for the Fire 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.

3. Kitchen Appliances for the Senior/Community Center. Recommended the purchase of Kitchen Appliances for the Senior/Community Center, or Village approved equal, from Premium Supply Co., Inc., 960 Grand Boulevard, Deer Park, New York, low bidder, for a total cost of \$25,271.73. A total of three invitations to bid were sent and four bids were received. A Notice to Bidders was sent to Bid Reporter.

On motion of Trustee Trouvé the following resolution was offered:

RESOLUTION NO. 201-2015

RESOLVED, that Requisition No. 15-5, dated November 5, 2015, filed under separate cover, be made a part of these minutes and that materials and equipment be purchased for the Recreation 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. Garden City Chamber of Commerce, 230 Seventh Street, Garden City, New York, requesting to hold the Holiday Spectacular on Seventh Street on Friday, December 11, 2015. Further requested to close Seventh Street between Franklin and Hilton Avenues to vehicular traffic from 6:00 p.m. to 10:00 p.m.

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

On-Street Parking:

2. a) Eugene C. Messmer, 29 Meadow Street (1)
- b) James F. Clements, 21 Meadow Street (1)
- c) James L. Nieman, 24 Franklin Court West (1)
- d) Scott B. Culpepper, 24 Franklin Court West (1)

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

Following discussion, the following items were acted upon:

Agenda Item #2 of the Consent Calendar

FINANCE

Tax Certiorari Settlements. Requested authorization to settle the following tax certioraris:

a) Demetrio Realty Corp. Requested authorization for the proposed settlement with Demetrio Realty Corp., an office building, with regard to property located at 648 Franklin Avenue, Garden City, Account No. 02415-0-001, which would result in a refund of \$9,000, without interest, for the tax years 2009/10 through 2015/16 with a new assessment of \$17,750.

Trustee Silver offered the following resolution and moved its adoption:

RESOLUTION NO. 202-2015

WHEREAS, 1475 Franklin Avenue Holdings, LLC has commenced proceedings pursuant to the Real Property Tax Law to review the assessment on property located at 648 Franklin Avenue in the Village of Garden City for the tax years 2009/10 through 2014/15; and

WHEREAS, the petitioner, after discussion with the Village Assessor and Village Counsel, has offered to settle these proceedings; and

WHEREAS, the Village Assessor and Village Counsel have recommended that these matters be settled upon the terms and conditions set forth below;

NOW, THEREFORE, BE IT RESOLVED, that Village Counsel is hereby authorized to settle such proceedings by stipulation and consenting to an order directing a refund of \$9,000 for the tax years 2009/10 through 2015/16, with a new assessment of \$17,750 for the property described on the Village Assessment Roll as 648 Franklin Avenue, Account No. 02415-0-001.

The adoption of the foregoing resolution was duly put to vote on roll call which resulted as follows:

AYES: 7
NOES: 1 (Trustee Daughney)

The resolution was declared adopted.

b) Paulino Real Estate Holdings, LLC. Requested authorization for the proposed settlement with Paulino Real Estate Holdings, LLC, a retail strip with regard to the property located at 57 New Hyde Park Road, Garden City, Account No. 07000-0-001 which would result in a refund of \$2,000, without interest, for the tax years 2009/10 through 2015/16 with no change in the assessment.

Trustee Silver offered the following resolution and moved its adoption:

RESOLUTION NO. 203-2015

WHEREAS, Paulino Real Estate Holdings, LLC, has commenced proceedings pursuant to the Real Property Tax Law to review the assessment on the property located at 57 New Hyde Park Road in the Village of Garden City for the tax years 2009/10 through 2015/16; and

WHEREAS, the petitioner, after discussion with the Village Assessor and Village Counsel, has offered to settle these proceedings; and

WHEREAS, the Village Assessor and Village Counsel have recommended that these matters be settled upon the terms and conditions set forth below;

NOW, THEREFORE, BE IT RESOLVED, that Village Counsel is hereby authorized to settle such proceedings by stipulation and consenting to an order directing a refund of \$2,000 for the tax years 2009/10 through 2015/16, with no change in the assessment for the property described on the Village Assessment Roll as 57 New Hyde Park Road, Account No. 07000-0-001.

The adoption of the foregoing resolution was duly put to vote on roll call which resulted as follows:

AYES: 7
NOES: 1 (Trustee Daughney)

The resolution was declared adopted.

c) EB Franklin Avenue Realty, LLC. Requested authorization for the proposed settlement with EB Franklin Avenue Realty, LLC, newly constructed condominiums, with regard to the property located at 301 Franklin Avenue, Garden City, Account Nos. 02248-3-001 through 02248-3-051 which would result in a refund of \$30,000, without interest, for the tax years 2013/14 through 2015/16 with no change in the 2013/14 and 2014/15 assessment and a 2016/17 assessment of \$312,500.

Trustee Silver offered the following resolution and moved its adoption:

RESOLUTION NO. 204-2015

WHEREAS, EB Franklin Avenue Realty, LLC, has commenced proceedings pursuant to the Real Property Tax Law to review the assessment on the property located at 301 Franklin Avenue in the Village of Garden City for the tax years 2013/14 through 2015/16; and

WHEREAS, the petitioner, after discussion with the Village Assessor and Village Counsel, has offered to settle these proceedings; and

WHEREAS, the Village Assessor and Village Council have recommended that these matters be settled upon the terms and conditions set forth below;

NOW, THEREFORE, BE IT RESOLVED, that Village Council is hereby authorized to settle such proceedings by stipulation and consenting to an order directing a refund of \$30,000 for the tax years 2015/16, with a reduction of assessment to \$312,500, for tax years 2016/17, for the property described on the Village Assessment Roll as 301 Franklin Avenue, Account Nos. 02248-3-001 through 02248-3-051.

The adoption of the foregoing resolution was duly put to vote on roll call which resulted as follows:

AYES: 7
NOES: 1 (Trustee Daughney)

The resolution was declared adopted.

d) Kraken Realty. Requested authorization for the proposed settlement with Kraken Realty, a retail apartment building, with regard to the property located at 653 Franklin Avenue, Garden City, Account No. 04325-0-001 which would result in a refund of \$9,000, without interest, for the tax years 2009/10 through 2015/16 with a new assessment of \$16,500.

Trustee Silver offered the following resolution and moved its adoption:

RESOLUTION NO. 205-2015

WHEREAS, Kraken Realty, has commenced proceedings pursuant to the Real Property Tax Law to review the assessment on the property located at 653 Franklin Avenue in the Village of Garden City for the tax years 2009/10 through 2015/16; and

WHEREAS, the petitioner, after discussion with the Village Assessor and Village Council, has offered to settle these proceedings; and

WHEREAS, the Village Assessor and Village Council have recommended that these matters be settled upon the terms and conditions set forth below;

NOW, THEREFORE, BE IT RESOLVED, that Village Council is hereby authorized to settle such proceedings by stipulation and consenting to an order directing a refund of \$9,000 for the tax years 2009/10 through 2015/16, with a new assessment of \$16,500 for the property described on the Village Assessment Roll as 653 Franklin Avenue, Account No. 04325-0-001.

The adoption of the foregoing resolution was duly put to vote on roll call which resulted as follows:

AYES: 7
NOES: 1 (Trustee Daughney)

The resolution was declared adopted.

e) TDK USA Corp. Requested authorization for the proposed settlement with TDK USA Corp., an office building, with regard to the property located at 901 Franklin Avenue, Garden City, Account No. 04285-0-001 which would result in a refund of \$40,000, without interest, for the tax years 2007/08 through 2015/16 with a new assessment of \$96,000.

Trustee Silver offered the following resolution and moved its adoption:

RESOLUTION NO. 206-2015

WHEREAS, TDK USA Corp., has commenced proceedings pursuant to the Real

Property Tax Law to review the assessment on the property located at 901 Franklin Avenue in the Village of Garden City for the tax years 2007/08 through 2015/16; and

WHEREAS, the petitioner, after discussion with the Village Assessor and Village Counsel, has offered to settle these proceedings; and

WHEREAS, the Village Assessor and Village Counsel have recommended that these matters be settled upon the terms and conditions set forth below;

NOW, THEREFORE, BE IT RESOLVED, that Village Council is hereby authorized to settle such proceedings by stipulation and consenting to an order directing a refund of \$40,000 for the tax years 2007/08 through 2015/16, with a new assessment of \$96,000 for the property described on the Village Assessment Roll as 901 Franklin Avenue, Account No. 04285-0-001.

The adoption of the foregoing resolution was duly put to vote on roll call which resulted as follows:

AYES: 7
NOES: 1 (Trustee Daughney)

The resolution was declared adopted.

f) Gordon Lane Corp. Requested authorization for the proposed settlement with Gordon Lane Corp., a warehouse, with regard to the property located at 133 Railroad Avenue, Garden City, Account No. 06441-0-001 which would result in a refund of \$6,500, without interest, for the tax years 2007/08 through 2015/16 with a new assessment of \$20,400.

Trustee Silver offered the following resolution and moved its adoption:

RESOLUTION NO. 207-2015

WHEREAS, Gordon Lane Corp., has commenced proceedings pursuant to the Real Property Tax Law to review the assessment on the property located at 133 Railroad Avenue in the Village of Garden City for the tax years 2007/08 through 2015/16; and

WHEREAS, the petitioner, after discussion with the Village Assessor and Village Counsel, has offered to settle these proceedings; and

WHEREAS, the Village Assessor and Village Counsel have recommended that these matters be settled upon the terms and conditions set forth below;

NOW, THEREFORE, BE IT RESOLVED, that Village Council is hereby authorized to settle such proceedings by stipulation and consenting to an order directing a refund of \$6,500 for the tax years 2007/08 through 2015/16, with a new assessment of \$20,400 for the property described on the Village Assessment Roll as 133 Railroad Avenue, Account No. 06441-0-001.

The adoption of the foregoing resolution was duly put to vote on roll call which resulted as follows:

AYES: 7
NOES: 1 (Trustee Daughney)

The resolution was declared adopted.

Agenda Item #6 of the Consent Calendar

CLERK'S OFFICE

General Village Election - Polling Place. Stated that it will be necessary to designate the date and polling place for the General Village Election to be held on March 15, 2016.

On motion of Trustee Daughney the following resolution was offered:

RESOLUTION NO. 208-2015

BE IT RESOLVED, that pursuant to Section 15-104 of the New York State Election Law, this Board does hereby determine, designate and set forth the following matters in relation to the polling place for the General Village Election for 2016.

(a) The polling place for the General Village Election, to be held on Tuesday, March 15, 2016, will be the Village Hall, 351 Stewart Avenue, Garden City, New York.

(b) The polling place will be open from 12 Noon to 9:00 p.m. in the evening.

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

Agenda Item #17 of the Consent Calendar

EXTERNAL COMMUNICATIONS

Garden City Chamber of Commerce re, 230 Seventh Street, Garden City, New York, requesting to establish a "Adopt a Light Pole" Program on Seventh Street for the month of December. This program will be of no cost to the Village and would raise needed funds for many Garden City Charities. A family would adopt a pole for \$125 and they would decorate the pole over the three day weekend of December 4, 5 and 6, 2015. The family name would be displayed on the pole, no electric or decorations above seven (7) feet would be permitted. The first \$50 would go to the Garden City Chamber Foundation (offering scholarships to Garden City High School Students and helping Garden City families in need). The remaining \$75 will be divided among the other charities, either one or as many as five. There will be contest for the top three poles with gift certificates to local restaurants awarded to the winners. The Chamber of Commerce will be responsible for the cleanup and removal of all decorations.

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

TRUSTEE DEMARO

On motion of Trustee DeMaro, and unanimously carried, he requested to temporarily suspend the Rules and Procedures of the Board of Trustees.

On motion of Trustee DeMaro, and unanimously carried, he requested authorization for the Fire Department to purchase a fingerprint reader at an amount not to exceed \$35,000.

TRUSTEE DAUGHNEY

On motion of Trustee Daughney, and unanimously carried, he requested to temporarily suspend the Rules and Procedures of the Board of Trustees.

On motion of Trustee Daughney, and unanimously carried, he requested authorization to allow Troop 55, Boy Scouts of America, to conduct a door-to-door solicitation within the Village to sell wreaths and poinsettias for the month of November between the hours of 4:00 p.m. to 8:00 p.m. Mondays through Fridays and on Saturdays between the hours of 11:00 a.m. to 4:00 p.m., with invited call backs only between the hours of 8:00 p.m. and 9:00 p.m.

Work Session - Community Park Field Renovations. Kevin McAndrew, RLA, LEED, AP, of Cameron Engineering & Associates, LLP, 100 Sunnyside Boulevard, Woodbury, New York, presented the plan regarding the proposed renovations for Community Park Fields to the Mayor, Board of Trustees and Members of the Recreation Commission who were present.

Mayor Episcopia recognized the following:

John Wilton, Chairman, Garden City Chamber of Commerce Merchants Group
Robert Orosz, 28 Grove Street

On motion of Mayor Episcopia to go to executive session at 9:55 p.m. to discuss a matter of personnel and collective bargaining. The Board reconvened at 11:29 p.m.

There being no further business, on motion duly made, the meeting adjourned at 11:30 p.m.