

BOARD OF TRUSTEES

MARCH 3, 2016

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 March 3, 2016 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
Joseph R. Nadolny, Chief, Fire Department
Peter A. Bee, Bee Ready Fishbein Hatter & Donovan, LLP

Attendance: Approximately 50

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

The Board reconvened the Board of Review at 8:10 p.m. The Board of Review concluded at 8:15 p.m. and the Board continued with the regular Board of Trustees Meeting.

Mayor Episcopia stated that the first item on the agenda was the approval of the minutes of the last meetings of the Board of Trustees.

The minutes of the special meeting held on February 11, 2016 were reviewed, and on motion of Trustee Bolebruch, were approved as presented.

The minutes of the meeting held on February 16, 2016 were reviewed, and on motion of Trustee DeMaro, were approved as presented.

NEW BUSINESS

Trustee Makrinos requested that Item #4c (Transfer of Funds - \$3,570 - Snow - Removal - Overtime) and Item #20 (St. Paul's Window and Door Repairs - \$6,000) be removed for discussion.

FORMAL AGENDA

1. Set Date for Public Hearing - Proposed Budget for Fiscal Year 2016-2017. After discussion, Trustee DeMaro introduced the following resolution and moved its adoption:

RESOLUTION NO. 26-2016

RESOLVED, that the Board of Trustees hold a public hearing on the proposed budget for Fiscal Year 2016-2017.

FURTHER RESOLVED, that the Clerk be and he hereby is authorized and directed to publish and post a notice of a public hearing with regard to the proposed budget for Fiscal Year 2016-2017 to be held at the Village Hall, 351 Stewart Avenue, in said Village at 8:00 p.m. on the 4th day of April, 2016.

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

AYES: 8
NOES: 0

The resolution was declared adopted.

DEFERRED AGENDA

FINANCE

Engage the Services of Michael Haberman Associates, Inc. - Preliminary Assessment - 1111 Franklin Avenue - Sears. Authorization is requested to engage the services of Michael Haberman Associates, Inc., 125 Front Street, Mineola, New York, to provide consulting services with regard to a preliminary assessment of 1111 Franklin Avenue (Sears) at an amount not to exceed \$4,500. Should court appearances or conferences be required, further authorizations will be requested at that time. Funds are available in Account A1355.4160.

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

CONSENT CALENDAR

FINANCE

1. Reimbursement of Overpayment - Village Employee. Requested authorization to reimburse retired Assistant Motor Supervisor for overpayment of health insurance premiums for years 2014, 2015 and 2016 in the amount of \$4,976.82.

On motion of Trustee Makrinos and unanimously carried, the aforesaid authorization was removed from the agenda.

2. 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 January 1 through January 31, 2016, on the remedial cost recovery matter for groundwater contamination at Village Water Wells 13 and 14 in conjunction with litigation against Genesco for \$3,066.

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

3. Engagement of Consultant - Accounting Services - RH Accountemps. Requested authorization to engage the services of RH Accountemps, 522 RexCorp Plaza, 5th Floor, Uniondale, New York, to assist the Village in providing financial services at a cost not to exceed \$30,000. A budget transfer is simultaneously requested.

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

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

(a) \$14,000 from Account A1680.4620 - Central Data Processing - Purchase of Software, to Account A1430.4160 - Personnel - Consultant, to provide Village assistance in the area of Workers' Compensation and Disability Case Management. There are 5-8 cases anticipated through the end of the fiscal year.

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

(b) \$10,000 from Account A8170.4490 - Street Cleaning - Gas and Oil, to Account A5142.4020 - Snow Removal - Maintenance of Equipment, to fund additional work on plows and connections due to the blizzard.

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

(c) \$12,086 from Account A1990.4000 - Contingent, to Account A5142.1020 - Snow Removal - Overtime, to fund extensive overtime required due to the blizzard and subsequent storm.

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

(d) \$20,000 from Account A1990.4000 - Contingent, to Account A3620.4460 - Safety Inspection - Contractual Services, to fund Plan Examiner and Building Inspector Consultant previously contracted due to a department vacancy and increase in building application filings. Funds will cover costs for the remaining fiscal budget.

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

(e) \$1,500 from Account A1990.4000 - Contingent, to Account A3620.4460 - Safety Inspection - Contractual Services, to fund the Seery Systems Group, Inc., Scan Project.

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

(f) \$20,000 from Account A1990.4000 - Contingent, to Account A3620.4460 - Safety Inspection - Contractual Services, to fund the Electrical Consultant through the end of the fiscal year, due to an increase in electrical filings.

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

(g) \$10,000 from Account A1990.4000 - Contingent, to Account A3620.4460 - Safety Inspection - Contractual Services, to fund Muncity Software Consultant Associates (SCA) ITA Data Correction.

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

(h) \$6,000 from Account A7140.4030 - Recreation - Maintenance of Plant, to Account A1625.4030 - St. Paul's School - Maintenance of Plant, to transfer funds to repair window and door security at St. Paul's.

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

(i) \$30,000 from Account A1430.1010 - Personnel - Regular Salary, to Account A1325.4160 - Clerk - Treasurer - Consultant Fees, to hire a consultant for the Finance Department.

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

VILLAGE ADMINISTRATOR

1. Engage Services - Disability Management Associates, Inc. - Medical Management Services. Requested authorization to continue to utilize the services of Disability Management Associates, Inc., 92 Chateau Terrace, Snyder, New York, at an amount not to

exceed \$14,000, to provide the Village assistance in the area of Worker's Compensation and Disability Case Management for uniformed and non-uniformed service employees. It was anticipated that their services will be required to oversee approximately five to eight (5-8) more cases during the remainder of the fiscal year. An agreement was approved by the Board of Trustees on October 2, 2014.

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

PUBLIC WORKS

1. Sick Leave - Stephen Ditzel. Requested authorization to pay Stephen Ditzel, Senior Water and Sewer Servicer, Water Department through April 4, 2016 or such earlier date as he 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 Silver and unanimously carried, the aforesaid authorization was approved.

2. Attendance at the American Water Works New York Section Spring Meeting. Requested authorization for Domenick Stanco, Assistant Superintendent of Public Works and James Gildea, Chief Water Plant Operator, Water Department, to attend the American Water Works New York Section Spring Meeting, scheduled for April 12 through April 14, 2016 in Saratoga, New York, at an approximate cost of \$1,500. Attendance is required in order to maintain the Water Plant Operators Licenses of the two attendees. Funding for which has been provided in the budget.

On motion of Trustee Silver and unanimously carried, Domenick Stanco, Assistant Superintendent of Public Works and James Gildea, Chief Water Plant Operator, Water Department, were authorized to attend the aforesaid conference and to be reimbursed for such expenses as they may incur in connection therewith.

3. Additional Contract Work - Directional Drilling - Island Cable Co. Requested authorization to authorize Island Cable Co., 562 Grant Avenue, Collingswood, New Jersey, for additional directional drilling. This contract was awarded on June 5, 2014 and extended on May 7, 2015, at a unit cost of \$16 a foot for an estimated amount of \$37,100. Additional work to date in the amount of \$3,840 has been completed on an emergency basis. There is currently only \$88 left on the purchase order. Funds are available in Account OA.5182.4010.

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

4. Maintenance Bond - Furnish and Install Self-Supporting Dome Salt Storage Building. Requested authorization to accept Maintenance Bond No. 929610304 in the amount of \$226,740, which guarantees for one year the work performed by Dome Corporation of North America, 5450 East Street, Saginaw, Michigan, for Furnishing and Installing the Self-Supporting Dome Salt Storage Building. The bond issued by the bonding company, Western Surety Company, 101 South Reid Street, Suite 300, Sioux Falls, South Dakota, has been reviewed and approved by Village Counsel as to form.

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

5. Additional Invoice for Broken Asphalt Removal - Stasi Brothers Asphalt Corp. Requested authorization to approve the invoice from Stasi Brothers Asphalt Corp., 435 Maple Avenue, Westbury, New York, in an amount not to exceed \$1,200. This is for an invoice for street sweepings, disposal and broken concrete removal in accordance with our current bid contract with them. Funds are available in Account OA.8160.4460.

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

POLICE

1. Agreement - "STOP-DWI" - Nassau County Traffic Safety Board. Requested authorization to enter into a "STOP-DWI" Agreement between the County of Nassau, Traffic Safety Board and the Incorporated Village of Garden City for the calendar year 2016. The Police Department has been awarded \$10,000 to participate in Nassau County's program in an effort to reduce impaired driving and the injuries and fatalities caused by motor vehicle crashes. This enforcement program commenced on January 1, 2016 and terminates on December 31, 2016. This agreement has been reviewed by Village Counsel and has approved it as to form.

On motion of Trustee Silver and unanimously carried, the aforesaid authorization was approved and the Mayor was authorized to execute the agreement.

2. Agreement - "Police Traffic Service Grant" - Nassau County Traffic Safety Board. Requested authorization to enter into a "Police Traffic Service Grant" Agreement between the County of Nassau, Traffic Safety Board and the Incorporated Village of Garden City. The Police Department has been awarded \$15,000 to participate in the Police Traffic Service Grant which is a county-wide campaign to battle improper safety belt use and aggressive driving. This enforcement program commenced on October 1, 2015 and terminates on September 30, 2016. This agreement has been reviewed by Village Counsel and has approved it as to form.

On motion of Trustee Silver and unanimously carried, the aforesaid authorization was approved and the Mayor was authorized to execute the agreement.

3. Agreement - "Special Holiday Enforcement" - "STOP-DWI" Agreement - Nassau County Traffic Safety Board. Requested authorization to enter into a "Special Holiday Enforcement" - "STOP-DWI" Agreement between the County of Nassau, Traffic Safety Board and the Incorporated Village of Garden City for the calendar year 2016. The Police Department has been awarded \$7,500 to participate in Nassau County's program for increased enforcement for special patrols during designated holiday periods and/or special events to be determined. This enforcement program commenced on October 1, 2016 and terminates on September 30, 2016. This agreement has been reviewed by Village Counsel and has approved it as to form.

On motion of Trustee Silver and unanimously carried, the aforesaid authorization was approved and the Mayor was authorized to execute the agreement.

4. Attendance at New York State Bureau of Weights and Measures - Truck Scale Calibration. Requested authorization for Police Officer Peter Hudak to attend the New York State Bureau of Weights and Measures for Truck Scale Calibration, scheduled for May 1 through May 3, 2016, in Syracuse, New York, at an approximate cost of \$600, funding for which has been provided in the budget in Account No. OA3120.4120.

On motion of Trustee Silver and unanimously carried, Police Officer Peter Hudak was authorized to attend the aforesaid conference and to be reimbursed for such expenses as he may incur in connection therewith.

BUILDING

1. Professional Service Proposal - Muncity Software Consulting Associates - Data Clean Up. Requested authorization to engage Muncity Software Consulting Associates, 54 Elizabeth Street, Red Hook, New York for an amount not to exceed \$10,000. Muncity Software Consulting Associates will clean up and organize Muncity Data. Also included in this is an integration interface with the Red Alert utilized by the Fire Department. The data cleanup cost is \$4,700 and Integration with Red Alert cost is \$2,400, for a total cost of \$7,100 for these services, but it is further requested to approve an amount not to exceed

\$10,000. This item is contingent upon the approval of the transfer of funds by the Treasurer. Funds are available in Account A3620.4460.

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

2. Professional Service Proposal - Seery Systems Group, Inc. - Review Scanned Files. Requested authorization to engage Seery Systems Group, Inc., 195 Armstrong Road, Garden City Park, New York for an amount not to exceed \$1,500. This is for the reviewing of previously scanned images against paper permit fees at a total cost not to exceed \$1,500. This effort is for a potential cost savings determination for the capital scan project being proposed in the 2016/17 Capital Budget. This item is contingent upon the approval of the transfer of funds by the Treasurer. Funds are available in Account A3620.4460.

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

3. Amend the Agreement with Richard Barbieri, d/b/a BP Associates - Building Department. Requested authorization to amend the Agreement with Richard Barbieri, d/b/a BP Associates, 3 Cape Road, Amity Harbor, New York, to provide plan review and inspection services at a rate of \$67 per hour for an average of twenty (20) hours per week for the time period March 7, 2016 through May 31, 2016. Mr. Barbieri was employed by the Village in the Building Department as a Senior Building Inspector and has extensive knowledge of Village Codes. This item is contingent upon the approval of the transfer of funds by the Treasurer. Funds are available in Account A3620.4460.

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

RECREATION

1. Authorization to Re-direct Equipment Funding - Small Dump Body Truck with Snow Plow. Requested authorization to Re-direct Equipment Funding for the Small Dump Body Truck with Snow Plow. Contained within the Recreation 2014/15 approved Capital Equipment Plan was a "Brush Chipper" with an estimated cost of \$40,000. After considerable research of the existing New York State Equipment Contracts and obtaining other quotes, the price of this piece of equipment has increased beyond the budget. In order to sustain operations necessary repairs were made to the other brush chippers. Authorization is now requested to re-direct the original \$40,000 toward the purchase of a small dump truck equipped with a snow plow, previously planned for replacement in fiscal year 2017/18. This new vehicle will replace a 2000 dump truck that we have been advised that now needs to come out service due to severe body rotting and mechanical failures. This vehicle will be used for our snow removal, general maintenance and in the athletic field maintenance program.

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

2. Contract Award Recommendation - Rehabilitation of Community Park Fields 3 and 4 - Landtek Group, Inc. Requested authorization to enter into a contract for the Rehabilitation of Community Park Fields 3 and 4 with Landtek Group, Inc., 235 County Line Road, Amityville, New York. Cameron Engineering has reviewed the proposal by Landtek Group, Inc., for the Rehabilitation of Community Park Fields 3 and 4 and the total cost of the contract using the existing Nassau County Requirements Contract is \$1,602,139.99, which includes a contingency allowance. This project shall be completed by June 19, 2016.

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

FIRE

Improvements to Garden City Fire Headquarters - Additional Contract Work. Requested authorization for additional contract work for the Garden City Headquarters with Construction Consultants/LI, 36 East 2nd Street, Riverhead, New York in the amount of \$29,084.32. This will increase the contract from the previously approved amount of \$1,087,514.50 to \$1,116,598.82. This does not increase the cost of the project or the amount originally bonded.

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

EXTERNAL COMMUNICATIONS

PERMIT

Parade:

Albert M. Vanasco, President, Garden City Athletic Association, requested authorization to hold its annual Baseball/Softball Opening Day Parade on Saturday, April 9 2016, beginning at 9:00 a.m.

On motion of Trustee Silver and unanimously carried, the aforesaid authorization was approved, subject to coordination with the Police Department and receipt of an original Certificate of Insurance.

Mayor Episcopia reported on communications received since the last meeting of the Board.

Maureen Leone, 24 Westbury Road, writing with regard to Crown Castle's proposal to replace existing DAS units with more powerful units.

COUNSEL - Crown Castle

Following a statement by Village Counsel with regard to Crown Castle, a presentation by Mr. Al Tagliaferri, The Center for Municipal Solutions, was made with regard to the Crown Castle Project.

Following discussion, the following items were acted upon:

Agenda Item #4c of the Consent Calendar

FINANCE

\$3,570 from Account A1990.4000 - Contingent, to Account A5142.4010 - Snow Removal - Materials and Supplies, to fund salt delivery due to the blizzard and subsequent storm.

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

Agenda Item #20 of the Consent Calendar

RECREATION

St. Paul's Main Building - Window and Door Repairs. Requested authorization to repair the window and door repairs at the St. Paul's Main Building at an amount not to exceed \$6,000. This item is contingent upon the approval of the transfer of funds by the Treasurer. Funds are available in Account A1625.4030.

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

Mayor Episcopia recognized the following:

Ellen Moynanhan, 140 Brook Street

Dennis C. Donnelly, Executive Director, Garden City Chamber of Commerce

Thomas Michon, 65 Fairmount Boulevard

Stephen Super, 110 Sixth Street

Jim Slevin, 167 Rockaway Avenue

Leo Stimmler, 67 Huntington Road

On motion of Mayor Episcopia to go to executive session at 9:55 p.m. to discuss a matter of personnel. The Board reconvened at 11:20 p.m.

There being no further business, on motion duly made, the meeting adjourned at 11:21 p.m.