

BOARD OF TRUSTEES

APRIL 21, 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 April 21, 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: Karen M. Altman, Village Clerk
Robert J. Mangan, Director of Public Works
Kenneth O. Jackson, Chairman, Board of Police Commissioners
Irene Woo, Village Treasurer
Ausberto Huertas, Jr., Superintendent, Building Department
William K. Castoro, Chief Fire Department (left at 8:15 p.m.)
Peter A. Bee, Bee Ready Fishbein Hatter & Donovan, LLP

Attendance: Approximately 80

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

Mayor Episcopia stated that the first item on the agenda was the presentation of a proclamation to Peter Tittler, Volunteer of the Year for the Garden City Jewish Center. Mayor Episcopia thanked Mr. Tittler for his service to the Garden City Jewish Center and the residents of Garden City.

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 Garden City Volunteer Firefighter, Mr. Matthew Sixt, 12 Kenmore Road and Conor Sproat, 65 Harvard Street. The Volunteer Fire Department formally accepted them into the Department at their April 2016 monthly meeting.

On motion of Trustee Makrinos and unanimously carried, Mr. Matthew Sixt and Mr. Conor Sproat were 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 ratification of the election of the Fire Department Officers.

On motion of Trustee Makrinos the following resolution was offered:

RESOLUTION NO. 71-2016

RESOLVED, that the action taken by the members of the Garden City Fire Department at the Annual Meeting of said Department held on April 7, 2016 in electing Fire Chief William K. Castoro to serve during the ensuing year, be and the same hereby is ratified and approved.

The vote on the foregoing motion was as follows:

AYES: 8
NOES: 0

Motion carried.

On motion of Trustee Makrinos the following resolution was offered:

RESOLUTION NO. 72-2016

RESOLVED, that the action taken by the members of the Garden City Fire Department at the Annual Meeting of said Department held on April 7, 2016 in electing the following Assistant Chiefs to serve during the ensuing year, be and the same hereby is ratified and approved.

First Assistant Chief	Brian G. Gallo
Second Assistant Chief	Thomas Strysko
Third Assistant Chief	Robert Horvath

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

Motion carried.

On motion of Trustee Makrinos the following resolution was offered:

RESOLUTION NO. 73-2016

RESOLVED, that the action taken by the members of the Garden City Fire Department at the Annual Meeting of said Department held on April 7, 2016 in electing the following Line and Corporate Officers to serve during the ensuing year, be and the same hereby is ratified and approved.

Captain Engine, Michael Moran	Captain Truck, Devyn F. Moody
1 st Lieutenant Engine, Joseph Ewashkow	1 st Lieutenant Truck, James Taunton
2 nd Lieutenant Engine, Russell Fincher	2 nd Lieutenant Truck, David Tomlinson
Secretary, Michael Reale	Ass't Secretary, Katherine McCabe
Treasurer, Gerard F. Whalen	Assistant Treasurer, Robert F. Kalb

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

Motion carried.

Mayor Episcopia administered the Oaths of Office to Chief William K. Castoro, First Assistant Chief Brian G. Gallo, Second Assistant Chief Thomas Strysko and Third Assistant Chief Robert Horvath and offered congratulations. Trustee DeMaro then administered the Oaths of Office to the Line and Corporate Officers and offered congratulations.

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 annual meeting held on April 4, 2016 were reviewed, and on motion of Trustee Daughney and unanimously carried, were approved as presented.

Treasurer's Report. Reviewed the Treasurer's Report dated March, 2016, after which on motion of Trustee DeMaro and unanimously carried, said report was ordered received and placed on file.

FORMAL AGENDA

1. Board authorization rescinding Resolution No. 63-2016 - Set Public Hearing for April 21, 2016 - Telecommunications Law. Requested authorization to rescind Resolution No. 63-2016 which set a Public Hearing for April 21, 2016 on a Proposed Telecommunications Law. Village Counsel advises that he is continuing work on drafting a Local Law that will best suit the Village and desires additional time to prepare a final draft.

On motion of Trustee Delany the following resolution was offered:

RESOLUTION NO. 74-2016

RESOLVED, that Resolution No.63-2016, which set the date of April 21, 2016 for a Public Hearing on a Proposed Local Law in connection with Wireless Communications, is hereby repealed.

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

APPOINTMENTS BY THE MAYOR

2. Scott C. Brandewiede, 112 Fifth Street, Garden City, New York, is hereby appointed to the Planning Commission, for a term ending on April 3, 2017. Mr. Brandewiede fills the unexpired term of Phil Santantonio, who resigned on December 2, 2015.

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

RESOLUTION NO. 75-2016

RESOLVED, that the appointment of Scott C. Brandewiede, 112 Fifth Street, Garden City, New York, to the Planning Commission, 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

Motion carried.

3. Craig G. Biscone, One St. Paul's Crescent, Garden City, New York, is hereby appointed to the Planning Commission, for a term ending on April 2, 2018. Mr. Biscone fills the unexpired term of Charles Palagonia, who resigned on January 12, 2016.

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

RESOLUTION NO. 76-2016

RESOLVED, that the appointment of Craig G. Biscone, One St. Paul's Crescent, Garden City, New York, to the Planning Commission, 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

Motion carried.

4. Gregory E. Senken, 161 Wellington Road, Garden City, New York, is hereby appointed to the Planning Commission, as an Alternate Member, for a term ending on April 3, 2017. Mr. Senken fills the unexpired term of Craig G. Biscone.

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

RESOLUTION NO. 77-2016

RESOLVED, that the appointment of Gregory E. Senken, 161 Wellington Road, Garden City, New York, to the Planning Commission, as an Alternate Member, 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

Motion carried.

5. Set Date for Legislative Hearing - "CSEA Findings and Recommendations Report". Trustee Silver introduced the following resolution and moved its adoption:

RESOLUTION NO. 78-2016

RESOLVED, that the Board of Trustees hold a legislative hearing on May 4, 2016.

FURTHER RESOLVED, that the Clerk be and she hereby is authorized and directed to publish and post a notice of a Legislative Hearing on the CSEA Findings and Recommendations Report to be held at the Village Hall, 351 Stewart Avenue, in said Village at 8:00 p.m. on the 4th day of May, 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.

NEW BUSINESS

CONSENT CALENDAR

PUBLIC WORKS

1. SEQR - Lead Agency

On motion of Trustee Silver the following resolution was offered:

RESOLUTION NO. 79-2016

WHEREAS, the Village of Garden City has proposed a Bond Resolution for the Construction of Improvements to Village Recreational Facilities and Athletic Fields at Various Locations; and

WHEREAS, pursuant to Part 617 of the Implementing Regulations pertaining to Article 8 (State Environmental Quality Review), the Village of Garden City Board of Trustees has determined that this is an Unlisted Action; and

WHEREAS, other agencies may be involved in the approval of this application;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Garden City Board of Trustees intend to act as Lead Agency in the review of this action; and

BE IT FURTHER RESOLVED, that the Clerk be directed to make the proper notification of this action to other agencies.

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

2. Short Environmental Assessment Form - Bond Resolution Authorizing the Construction of Improvements to Village Recreational Facilities and Athletic Fields at Various Locations. Stated that Mr. Mangan has prepared a Short Environmental Assessment Form for the proposed Bond Resolution Authorizing the Construction of Improvements to Village Recreational Facilities and Athletic Fields at Various Locations and he has determined that this action will not have a significant effect on Garden City environment and recommended that a negative declaration be prepared.

Trustee Silver introduced the following resolution and moved its adoption:

RESOLUTION NO. 80-2016

WHEREAS, a Short Environmental Assessment Form has been prepared by Director of Public Works Robert J. Mangan in connection with the proposed Bond Resolution Authorizing the Construction of Improvements to Village Recreational Facilities and Athletic Fields at Various Locations.

WHEREAS, the Director of Public Works has concluded that the proposed Bond Resolution will not have a significant effect on the environment because there will be no impact on the environment, as more fully set forth in the Short Environmental Assessment form, copy of which has been filed in the Office of the Village Clerk and by reference made a part hereof; and

WHEREAS, the Director of Public Works has recommended that a negative declaration be prepared.

NOW, THEREFORE, BE IT RESOLVED, that this Board pursuant to the State Environmental Review Act and Part 617 of the New York State Code of Rules and Regulations, hereby determines that the proposed action will not have a significant effect on the environment; and be it further

RESOLVED, that this determination shall be a negative declaration for the purpose of Article 8 of the Environmental Conservation Law.

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

AYES: 8

NOES: 0

The resolution was declared adopted.

3. Sick Leave - Stephen Ditzel. Requested authorization to pay Stephen Ditzel, Senior Water and Sewer Servicer, Water Department through May 19, 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.

FINANCE

1. Assessment of Unpaid Sidewalk Repairs. The Director of Public Works has submitted a listing of unpaid sidewalk repair charges which has been referred to the Village Auditor. He stated that it would be necessary to adopt a resolution assessing these charges and, if not paid within fifteen (15) days after notice is served, to include said amounts in the 2016 tax levy.

On motion of Trustee Silver the following resolution was offered:

RESOLUTION NO. 81-2016

WHEREAS, that pursuant to Chapter 178 of the Code of the Village of Garden City, the Director of Public Works of this Village duly ordered and directed the owners or occupants of the properties set forth below to make repairs to the sidewalk or sidewalks abutting their properties, and

WHEREAS, pursuant to said Chapter, upon the failure of said owners to comply with said order and direction, the Director of Public Works caused the required work to be duly performed and notified the owners or occupants of the cost assessed thereto; and

WHEREAS, said sums have remained unpaid.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 4-414, 5-516 and 5-518 of the Village Law, there is hereby assessed against the following properties the respective amounts set forth below; and be it

FURTHER RESOLVED, that if the amounts so assessed are not paid within fifteen (15) days after notice is served, in person or mail, upon the owners or occupants of the properties so assessed, as the names and addresses appear on the 2016 Assessment Roll, the amounts thereof shall be included in the next annual tax levy.

<u>Map/Block/Lots</u>	<u>Name and Address</u>	<u>Amount Due</u>
Country Life Development Block I Lot 171	Christine and Dennis Hickis 16 Claydon Road	\$936.48
Garden City Lawns Block 14 Lots 46-49	William and Cynthia Manning, Jr. 163 Poplar Street	\$2,037.34
Garden City Lawns Block 15 Lot 4-7	Robert and Jill Roddini 142 Poplar Street	\$407.54
Garden City Lawns Block 15 Lot 13-16	Daniel Williams 148 Poplar Street	\$3,215.93
Garden City Lawns Block 40 Lot 57-60	John and Kathleen Nugent 139 Willow Street	\$541.20
Mineola Plaza Block 13 Lot 76	Pasquale and Darlene Riccardi 45 Russell Road	\$386.35
Mineola Plaza Block 17 Lot 11-13	Helmut Ressimeyer 107 Lefferts Road	\$598.25

<u>Map/Block/Lots</u>	<u>Name and Address</u>	<u>Amount Due</u>
Mineola Plaza Block 29 Lot 38-39	Kent Penney 97 Transverse Road	\$2,283.55
Mineola Plaza Block 29 Lot 44-45	Mary and Andrew Bachowski 87 Transverse Road	\$1,062.80
Pell Gardens Block 530 Lot 24	Richard and Lynn Harken 266 Clinton Road	\$1,087.25
Garden City Central Block 2A Lot 22-26	William and Cynthia Goepfert 110 Third Street	\$3,622.08
Garden City Central Block 3 Lot 39	Timothy Irwin 25 Hilton Avenue	\$5,019.13
Garden City Central Block 9 Lots 1-2	E. Breed and A. Backert 113 Hilton Avenue	\$3,625.42
Garden City East Block 140 Lot 11	John and Cheryl McAuliffe 22 Lefferts Road	\$2,841.79
Garden City East Block 145 Lot 1	Peter and Yuk Chun Chang 292 Eleventh Street	\$3,721.16
Garden City Estates Block 14 Lots 1-4	Sherry A. Minda 225 Nassau Boulevard	\$6,009.04
Richlands Block 5 Lots E1-E5	Frank and Suzanne D'Ambrosio 6 Princeton Street	\$581.95
Richlands Block 5 Lots 22-24	Mr. and Mrs. Shaun Carroll 14 Princeton Street	\$416.03
Richlands Block 6 Lots 9-12	Mr. and Mrs. Jeffrey Lucchesi 66 Princeton Street	\$1,389.60
Richlands Block 6 Lots 34-37	Sheila and Peter Mohan 82 Princeton Street	\$1,516.70
Stewart Manor Sec #2 Block 100 Lots 13-14	Mr. and Mrs. Sylvester Faba 118 Jefferson Street	\$3,983.85

The vote on the foregoing resolution was as follows:

AYES: 8

NOES: 0

The resolution was declared adopted.

2. Assessment of Unpaid Property Maintenance Bills. The Village Treasurer submitted a listing of unpaid property maintenance bills. He stated that it would be necessary to adopt a resolution assessing these charges and, if not paid within fifteen (15) days after notice is served, to include said amounts in the 2016 tax levy.

On motion of Trustee Silver the following resolution was offered:

RESOLUTION NO. 82-2016

WHEREAS, that pursuant to Chapter 63 of the Code of the Village of Garden City,

the Director of Public Works of this Village duly ordered and directed the owners or occupants of the properties set forth below to make correct a noxious growth or dangerous conditions, and

WHEREAS, pursuant to said Chapter, upon the failure of said owners to comply with said order and direction, the Director of Public Works caused the required work to be duly performed and notified the owners or occupants of the cost assessed thereto; and

WHEREAS, said sums have remained unpaid.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 4-414, 5-516 and 5-518 of the Village Law, there is hereby assessed against the following properties the respective amounts set forth below; and be it

FURTHER RESOLVED, that if the amounts so assessed are not paid within fifteen (15) days after notice is served, in person or mail, upon the owners or occupants of the properties so assessed, as the names and addresses appear on the 2016 Assessment Roll, the amounts thereof shall be included in the next annual tax levy.

<u>Map/Block/Lots</u>	<u>Name and Address</u>	<u>Amount Due</u>
Garden City Lawns Block 39 Lots 64-67	Jennifer and Stephen Fitzgerald 107 Willow Street	\$250.00
Mineola Plaza Block 10 Lots N1-N5	Joseph D'Alessio, II 450 Old Country Road	\$540.00
Mineola Plaza Block 13 Lot 76	Pasquale & Darlene Riccardi 45 Russell Road	\$370.00
Franklin Court Block E Lots 28-29	Jeffrey Smitten 14 Meadow Street	\$320.00
Richlands Block 1 Lot 96-97	Bahman Chebrazi 19 Harvard Street	\$110.00
Stewart Manor Sect. 2 Block 100 Lots 13-14	Mr. and Mrs. Sylvester Faba 118 Jefferson Street	\$260.00

The vote on the foregoing resolution was as follows:

AYES: 8
NOES: 0

The resolution was declared adopted.

3. 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 month of February 2016, with respect to legal services for general labor matters as follows:

(a) General Labor Matters - Hourly	\$ 1,585.50
(b) Edward Galazka 207a	632.50
(c) Joseph Campbell 207a	541.00
(d) Christopher VanManen 207a	20.50
(e) Firefighters IPC	715.00
(f) P.O. Angelo Barone Disability Retirement	82.50
(g) Stay of Chief's Matrix Arbitration/Response/Deinhardt	5,035.00
(h) Campbell, VanManen, Galazka 207a/PIC	59.00
(i) Joseph T. Cieslewicz 207a	161.50
(j) Edward Galazka 207c Arbitration	82.00

(k) Campbell Removal Light Duty Arbitration	20.50
(l) Paul Brower Discipline Arbitration	728.50
(m) Firefighters IPC	12,337.00
(n) Thomas Michon Potential Discipline	206.50
(o) PFFA Stay Regarding Layoff Arbitration	<u>291.50</u>
Total	\$22,498.50

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

4. 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 \$2,793 for the reimbursement of the actual costs incurred. This billing reflects the disbursement of money for the month of February with regard to Epoch 5, 755 New York Avenue, Huntington, New York as it relates to various matters for the Village.

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

5. 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 \$2,400.92 for the reimbursement of the actual costs incurred. This billing reflects the disbursement of money for the period February 19 through March 5, 2016 with regard to Epoch 5, 755 New York Avenue, Huntington, New York as it relates to Crown Castle (Right of Way).

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

6. Reynolds, Caronia, Gianelli & LaPinta - Fair Housing Compliance Officer - MHANY Management - ACORN. Requested authorization to pay the claim of Reynolds, Caronia, Gianelli & LaPinta, 200 Vanderbilt Parkway, Suite C-17, Hauppauge, New York, in the amount of \$4,418.75. This billing reflects services rendered from March 1 through March 31, 2016, with respect to legal issues as Fair Housing Compliance Officer with MHANY Management Inc., and the ACORN Litigation Case.

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

7. Payment of Invoice - Pillsbury Winthrop Shaw Pittman, LLP - Insurance Coverage Counsel MHANY - (ACORN) Litigation. Requested authorization to pay the claim of Pillsbury Winthrop Shaw Pittman, LLP, 1540 Broadway, New York, New York, for professional services. This billing reflects work done through March 31, 2016 at a cost of \$3,444, in connection with the MHANY Management Inc., et al, (ACORN) litigation pending against the Village of Garden City.

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

8. Appropriation of Termination Reserve. Authorization is requested to appropriate \$241,487.82 from Account No. 0A8670 - Reserve for Compensated Absences to Account No. 0A3120.1010 - Police - Regular Salary to fund the contractual payment for a retiring employee from the reserve maintained for that purpose.

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.

9. Bond Resolution - Authorizing the Construction of Improvements to Community Park Athletic Fields. Requested authorization for the Construction of Improvements to Community Park Athletic Fields to be funded by the issuance of bonds. The total cost of the bond for the Construction of Improvements to Community Park Athletic Fields, including financing costs and additional contingencies for unforeseen expenses is estimated to be \$1,250,000.

Trustee Silver offered the following resolution and moved its adoption:

RESOLUTION NO. 83-2016

BOND RESOLUTION OF THE VILLAGE OF GARDEN CITY, NEW YORK, ADOPTED APRIL 21, 2016, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO VILLAGE RECREATIONAL FACILITIES AND ATHLETIC FIELDS AT VARIOUS LOCATIONS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,250,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$1,250,000 TO FINANCE SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF GARDEN CITY, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Garden City, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to construct improvements to Village recreational facilities and athletic fields at various locations, including six neighborhood parks, Saint Paul's Recreation Complex, Cluett Hall and the Saint Paul's field house and comfort station. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,250,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$1,250,000 bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of \$1,250,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19 (c) of the Law, is fifteen (15) years.
- (b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation

of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing agreements for credit enhancement, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the "Garden City News," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF GARDEN CITY, NEW YORK

PLEASE TAKE NOTICE that on April 21, 2016, the Board of Trustees of the Village of Garden City, in the County of Nassau, New York, adopted a bond resolution entitled:

"Bond Resolution of the Village of Garden City, New York, adopted April 21, 2016, authorizing the construction of improvements to Village recreational facilities and athletic fields at various locations, stating the estimated maximum cost thereof is \$1,250,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of not to exceed \$1,250,000 to finance said appropriation,"

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Village to construct improvements to Village recreational facilities and athletic fields at various locations, including six neighborhood parks, Saint Paul's Recreation Complex, Cluett Hall and the Saint Paul's field house and comfort station; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,250,000; APPROPRIATING said

amount for such purpose; and STATING the plan of financing includes the issuance of \$1,250,000 bonds of the Village to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,250,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds, and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: April 21, 2016

Karen M. Altman
Village Clerk

Section 8. The Village Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary or in full, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

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

AYES: 8
NOES: 0

The resolution was declared adopted.

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

(a) \$10,000 from Account A1990.4000 - Contingent, to Account No. A1420.4160 - Law - Consultant, to cover the engagement of Consultant (Richard Comi d/b/a, The Center for Municipal Solutions) as approved at the March 17, 2016 Board of Trustees Meeting with regard to Crown Castle (Right of Way).

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.

POLICE

1. Sick Leave - Four Employees. Requested authorization to pay Detective Sergeant James Bartkowski, Detective Angelo Barone, Police Officer John Florio and Police Officer Keith Wehr and through May 19, 2016 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 Silver and unanimously carried, the aforesaid authorization was approved.

2. Sick Leave - Police Officer Wiggins. Requested authorization to pay Police Officer Jana Wiggins through May 3, 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 Police Benevolent Association, which became effective June 1, 2014.

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

3. Sick Leave - Police Officer Punch. Requested authorization to pay Police Officer Michael Punch through April 24, 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 Police Benevolent Association, which became effective June 1, 2014.

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

RECREATION

Sick Leave - Robert O’Kane. Requested authorization to pay Robert O’Kane, Tree Pruner, Recreation and Parks Department through April 24, 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.

ATTENDANCE

Attendance at NYCOM 2016 Annual Meeting and Training School. Requested authorization for Mayor Nicholas P. Episcopia’s attendance at the New York Conference of Mayor's (NYCOM) 2016 Annual Meeting and Training School, scheduled for May 1 through May 2, 2016 in Saratoga Springs, New York, at an approximate cost of \$650, funding for which has been provided in Account OA1325.4120.

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

FIRE

1. 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 \$9,066.69. This will increase the contract from the previously approved amount of \$1,173,148.94 to \$1,182,215.63. 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.

2. Improvements to Garden City Fire Headquarters - Additional Contract Work. Requested authorization for additional contract work for the Garden City Headquarters with Bar Boy Products, 250 Merritts Road, Farmingdale, New York in the amount of \$3,500. This will increase the contract from the previously approved amount of \$48,585 to \$52,085 and

does not increase the cost of the project or the amount originally bonded. This is for the delivery, unpacking and assembly of kitchen appliances.

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

PURCHASING

1. Membership to Premier Reach - Premier Healthcare Alliance, L.P. Requested authorization for the Village to become a member of Premier Reach, an affiliate of Premier Healthcare Alliance, L.P., a group purchasing agent. This membership would allow the Village the opportunity to access competitive pricing for leasing the Village copiers awarded through Premier Reach. There is no cost for the Village to join and there is no obligation of any minimum purchase required by the Village. Village Counsel has reviewed this membership and has approved it as to form.

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

2. Approval of Contracts with National Cooperatives. Requested authorization for the Village to use any contracts with the following National Cooperatives: US Communities, National Joint Powers Alliance, National IPA/TCPN. Any purchase made through the above mentioned National Cooperatives, which is \$20,000 or above, as per Village procurement policy, requires Board approval.

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

AWARD OF BIDS

1. Renewal of Formal Bid - Assorted Clothing - Barry Athletic Outfitters, Inc. - Recreation Department. Recommended to renew the bid with Barry Athletic Outfitters, Inc., 216 Merrick Road, Rockville Centre, New York, for Item Nos. 1, 3, 4, 6, 7, 11, 12 and 13 for the Recreation Department at a total cost of \$5,959.20 for an additional year at the same prices and under the same conditions.

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

2. Renewal of Formal Bid - Assorted Clothing - Kenmar Shirts, Inc. - Recreation Department. Recommended to renew the bid with Kenmar Shirts, Inc., 1415 Blondell Avenue, Bronx, New York, for Item #9 for the Recreation Department at a total cost of \$822 for an additional year at the same prices and under the same conditions.

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

EXTERNAL COMMUNICATIONS

AGREEMENT

Approval of an Intermunicipal Agreement with the County of Nassau for a Farmers Market. Requested to approve an Intermunicipal Agreement with the County of Nassau for a Farmers Market to be held on Tuesdays from May 31 through November 29, 2016, between the hours of 7:00 a.m. to 1:00 p.m., on County property (101 County Seat Drive) within the Village of Garden City. Village Counsel has reviewed this Agreement and has approved it as to form.

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

PERMITS:

Solicit:

1. American Legion Auxiliary, William Bradford Turner Post, Unit 265, requested authorization to distribute Poppies during the month of May 2016.

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

Street Fair:

2. Garden City Belmont Festival Committee requested authorization to close Seventh Street, between Franklin and Hilton Avenues, to hold its Belmont Festival Street Fair on Friday, June 10, 2016 (Rain Date June 17) from 6:00 p.m. to 10:00 p.m. The Belmont Festival Committee is donating \$5,000 to off-set the expenses of the Street Fair to the Village.

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 including Indemnification and Hold Harmless coverage.

On-Street Parking:

3. Jose I. Sosa, 21 Meadow Street (1)

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

Mayor Episcopia recognized the following:

Thomas J. Michon, 65 Fairmount Boulevard

Kathleen Auro, 6 Merrilon Avenue

John Mitchell, 123 Seventh Street

Kevin Curtin, 67 Hilton Avenue

On motion of Mayor Episcopia to go to executive session at 8:45 p.m. to discuss a matter of personnel, litigation and collective bargaining. The Board reconvened at 10:50 p.m.

There being no further business, on motion duly made, the meeting adjourned at 10:51 p.m.