

BOARD OF TRUSTEES

AUGUST 13, 2020

A meeting of the Board of Trustees of the Village of Garden City in the County of Nassau, New York, was held via Zoom video/audio (due to the Coronavirus Pandemic) on August 13, 2020 at 8:00 p.m.

Present: Mayor Theresa A. Trouvé, Trustees Robert A. Bolebruch, Stephen S. Makrinos, John M. Delany, Mark A. Hyer, Colleen E. Foley and Brian C. Daughney.

Also Present: Ralph V. Suozzi, Village Administrator  
Karen M. Altman, Village Clerk  
Kenneth O. Jackson, Chairman, Board of Police Commissioners  
Joseph DiFrancisco, Superintendent of Public Works  
Giuseppe Giovanniello, Superintendent of Building Department  
Thomas Stryko, Chief Fire Department  
Peter A. Bee, Bee Ready Fishbein Hatter & Donovan, LLP

Absent: Trustee Louis M. Minuto

Attendance: Approximately 60 (via Zoom)

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

Mayor Trouvé called upon Ralph Suozzi along with the Department Heads who spoke about their agenda items.

Mayor Trouvé stated that the first item on the agenda was the public hearing with regard to “A Proposed Local Law Restricting Parking and Charging Permit Fees in Parking Field 7N to Persons who are resident in Premises Adjacent Thereto”. Copies of the proposed local law had been distributed to the Board Members more than seven days prior to the meeting. Trustee Bolebruch made a motion to open the public hearing which was unanimously approved.

(A tape recording of this hearing has been typed under separate cover and constitutes a part of these minutes.)

There being no further public comment, on motion of Trustee Makrinos and unanimously carried, the public hearing pursuant to the proposed local law was closed.

On motion of Trustee Delany the following resolution was offered:

RESOLUTION NO. 113-2020

LOCAL LAW 5-2020

A LOCAL LAW RESTRICTING PARKING AND CHARGING PERMIT FEES  
IN PARKING FIELD 7N TO PERSONS WHO ARE RESIDENT IN PREMISES  
ADJACENT THERETO

BE IT ENACTED, by the Board of Trustees of the Incorporated Village of Garden City, in the County of Nassau, as follows:

Section 1. Legislative Intent.

The purpose of this Local Law is to permanently institute a previously enacted Pilot Program. The Pilot Program was instituted to address the use of Parking Field 7N, which was being utilized in a manner that inadequately served adjacent residents’ parking opportunities, and which also adversely impacted parking opportunities for visitors to adjacent commercial establishments in the Village’s primary commercial district. The Pilot Program originally restricted 35 parking spots at the western end of Parking Field 7N to

residents in the premises adjacent to such location, who obtained a license to park in the area from the Village Clerk and has been reported to this Board as having improved the parking situation.

## Section 2.

Chapter 193 of the Village Code is hereby amended and the following is added to the Village Code:

~~§193.39 – §193.44 [Reserved].~~

### §193.39 Designation of Parking Field Area.

The Superintendent of Public Works is hereby authorized and directed to continue to maintain forty-nine parking spaces (or such other number as may be directed by the Board of Trustees by Resolution) at the western end of the municipal parking field designated as "Parking Field No. 7N" on the Official Map of the village, or such other area of such Field as may, from time to time, be designated by the Board of Trustees to be required therefor, and such spaces are hereby designated as a parking area wherein parked and/or standing vehicles shall be permitted only by the procuring of licenses as hereinafter provided. The portion of such parking area wherein licenses are required shall continue to be marked and indicated by suitable signs.

### §193.40 License and Sticker Required.

No vehicle shall be parked or permitted to stand in such licensed parking area, unless a license thereof has first been obtained from the Village Clerk and there is conspicuously displayed on such vehicle a sticker, tag or other proper identification issued and affixed to said vehicle as directed by the Village Clerk.

### §193.41 Issuance; Eligibility for License.

All licenses for parking in such parking area shall be issued by the Village Clerk in accordance with applications and forms therefor approved by the Board of Trustees. Unless otherwise authorized by the Board of Trustees, no license shall be issued to any person who is not a resident in the premises adjacent to the western end of Parking Field 7N, which is the lot on the north side of Seventh Street, south of Stewart Avenue, on the easterly side of Hilton Avenue, and the westerly side of Franklin Avenue.

### §193.42 License Fee.

The fee for such license shall be as determined from time to time by resolution of the Board of Trustees. Said fee shall be paid to the Village Clerk before the issuance of such license.

### §193.43 Transfer of License or Sticker Prohibited.

Any such license and sticker, tag or other identification affixed to the vehicle shall be non-transferable except to a replacement vehicle of the applicant following notice to the Village Clerk.

### §193.44 Suspension or Revocation of License.

Licenses granted under this Article may be suspended by the Mayor until the next meeting of the Board of Trustees and may be revoked at any time by the Board of Trustees if the owner, operator or driver of any vehicle for which a license has been issued shall have violated any of the provisions of this Article or shall be found to be no longer qualified to hold such license.

## Section 3. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted

by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

#### Section 4. Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of State.

Thereupon the above Local Law was submitted for final passage and the vote thereon was as follows:

AYES: 7  
NOES: 0

The resolution was declared adopted.

Mayor Trouvé stated that the next item on the agenda was approval of the minutes of the last meeting of the Board of Trustees.

The minutes of the regular meeting held on July 16, 2020 were reviewed, and on motion of Trustee Delany were approved as presented.

#### NEW BUSINESS

##### FORMAL AGENDA

##### 1. APPOINTMENT BY THE MAYOR:

Courtney L. Rutt Rosenblatt is hereby appointed as Secretary to the Board of Trustees, effective August 14, 2020, (or upon Civil Service Approval), for the balance of the official year ending on April 5, 2021. This is in addition to her current title of Village Auditor.

On motion of Trustee Foley the following resolution was offered:

##### RESOLUTION NO. 114-2020

RESOLVED, that the appointment of Courtney L. Rutt Rosenblatt as Secretary to the Board of Trustees, of the Incorporated Village of Garden City effective August 14, 2020, (or upon Civil Service approval), for the balance of the official year ending on April 5, 2021, be and the same hereby is approved. This is in addition to her current title of Village Auditor.

The vote on the foregoing resolution was as follows:

AYES: 7  
NOES: 0

Carried.

#### CONSENT CALENDAR

##### TEMPORARILY SUSPEND THE RULES AND PROCEDURES

On motion of Trustee Hyer the following resolution was offered:

##### RESOLUTION NO. 115-2020

RESOLVED, to temporarily suspend the Rules and Procedures of the Board of Trustees, to add an item to this meeting, specifically with regard to increasing the budget

for the Stewart Field Additional Parking Area 2020, transfer of funds and approval of a change order.

The vote on the foregoing resolution was as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

### PUBLIC WORKS

1. Stewart Field Additional Parking Area - 2020 - Increase the Budget. Board authorization was requested to increase the budget for the Stewart Field Additional Parking Area - 2020 which was awarded on May 7, 2020 from \$388,000 to \$391,500.

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

2. Stewart Field Additional Parking Area - 2020 – Transfer of Funds. Board authorization was requested to transfer \$3,500 from Contingent Account 0A.1990.400 to Stewart Field Project - Capital Account 0H.7140.2003.

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

3. Stewart Field Additional Parking Area - 2020 - Change Order - Coastal Contracting Corp. Board authorization was requested to approve a change order submitted by Coastal Contracting Inc., 152 Railroad Street, Huntington Station, New York, in the amount of \$3,500 for additional labor and materials for the above project.

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

### FINANCE

1. Appropriation of Termination Reserve. Board authorization is requested to appropriate \$18,940.83 from Account 0A.8670.0000 Reserve for Compensated Absences, to Account 0A.9000.1220 Termination Payout for a retirement in the Street Department (Joseph Scalero).

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

2. Appropriation of Revenue - Police Department. Board authorization is requested to appropriate \$5,163.34 from Account 0A.2680.1000 Insurance Recoveries, to Account 0A.9950.9000 Capital Projects (to transfer funds to Account 0H.3120.2010 Police Vehicles and Equipment). Insurance recoveries are being used to fund the purchase of a Police vehicle to replace one that was destroyed in an accident (PD RMP #382).

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

3. Transfer of Funds - Fiscal Year 2019-2020. Requested authorization to transfer funds as follows:

(a) \$4,649.80 to Account 0A.5182.4460 Street Lighting - Contractual Services, from Account 0A.5142.4020 Snow Removal - Maintenance of Equipment, for additional funds needed to cover the shortage of Anker's Electrical Service, Inc.

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

(b) \$84,000 to Account 0H.8160.4460 DPW - Equipment, from Account 0H.8120.2020 DPW - Sewer Repairs, to fund the purchase of a Sewer Camera Vision Van. This equipment was originally budgeted and paid for in the Water Fund, however, it is used in the Sewer Department.

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

4. Transfer of Funds - Fiscal Year 2020-2021. Requested authorization to transfer funds as follows:

(a) \$400 to Account 0A.1450.4300 Election - Legal Advertising and Printing, from Account 0A.1990.4000 Contingent, to fund the cost of legal ads for the 2020 Village Election. The original election date of March 18, 2020 was rescheduled to September 15, 2020 due to COVID-19.

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

5. Engage - Professional Claims and Payroll Audit Services - Cerini & Associates, LLP. Board authorization is requested to engage Cerini & Associates, LLP, 3340 Veterans Memorial Highway, Bohemia, New York, to provide professional Claims and Payroll Audit Services to the Village pursuant to a fee schedule on file with the Village Clerk, not to exceed \$50,000 annually for fiscal year ending May 31, 2021. Funds are available in Account 0A.1230.4160.

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

#### SICK LEAVE

#### POLICE

1. Sick Leave - Three Employees. Board authorization is requested to pay Police Officers Louis Matos, Michael Punch and Thomas Schade through September 17, 2020, or such earlier date as they may be able to return to work 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 Hyer and unanimously carried, the aforesaid authorization was approved.

#### RECREATION

2. Sick Leave - Two Employees. Board authorization is requested to pay Derek Bryant, Maintenance Helper, Recreation Department and Daniel Leopold, Motor Equipment Operator, Recreation Department through September 17, 2020, 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 Hyer and unanimously carried, the aforesaid authorization was approved.

## PUBLIC WORKS

3. Sick Leave - Madison. Board authorization is requested to pay Thomas Madison, Motor Equipment Operator, Recycling Department through August 17, 2020, 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 Hyer and unanimously carried, the aforesaid authorization was approved.

4. Sick Leave - Two Employees. Board authorization is requested to pay Barry Parkhill, Motor Equipment Operator, Street Department and Vincent Zaccaro, Motor Equipment Operator, Street Department through September 17, 2020, 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 Hyer and unanimously carried, the aforesaid authorization was approved.

## BOARD OF TRUSTEES

License Agreement Extension - Garden City Casino. Board authorization is requested to authorize the Mayor or Village Administrator to execute an Amendment to the License Agreement with the Garden City Casino, extending the term of the License Agreement for an additional year, to expire January 2022. The current License Agreement with the Casino is scheduled to expire in January 2021. Although the Village is exploring the issuance of a "Request for Proposals" seeking alternative uses of the building and grounds, it is not expected that any such process will be completed prior to the current expiration date of the existing License Agreement. Accordingly, this Resolution will authorize the Mayor or Village Administrator to execute a one-year extension of the existing License for one additional year, ending January 5, 2022.

On motion of Trustee Hyer the following resolution was offered:

### RESOLUTION NO. 116-2020

WHEREAS, the Village and the Garden City Casino, Inc. are parties to a certain License Agreement (as amended, the "License Agreement"), whereby the Village granted to the Casino a limited license to use and occupy certain land and a building ("Premises") located at the northeast corner of Cathedral Avenue and Sixth Street in the Village, which License Agreement was originally made as of the 20<sup>th</sup> day of May, 1999; and

WHEREAS, the Village remains the owner of the Premises; and

WHEREAS, the term of said License Agreement expires on January 5, 2021 unless sooner terminated under the terms of the License Agreement; and

WHEREAS, the Village has advised the Casino that it intends to seek potential alternative uses and tenants, or potentially sell the Premises to third parties or otherwise use the Premises for its own purposes; and

WHEREAS, the Casino has requested that the Village grant an additional extension of the License; and

WHEREAS, it is not anticipated that the Village will have concluded the process of seeking alternative uses and/or Operators of the premises by January 5, 2021;

NOW THEREFORE IT IS RESOLVED that the Mayor (or Village Administrator) be and she (or he) hereby is authorized to execute an extension of said License Agreement

for an additional year, to end on January 5, 2022, with no other change in terms or conditions.

The vote on the foregoing resolution was as follows:

AYES: 7  
NOES: 0

The resolution was declared adopted.

#### 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 September 15, 2020.

On motion of Trustee Hyer the following resolution was offered:

#### RESOLUTION NO. 117-2020

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 2020.

(a) The polling place for the General Village Election, to be held on Tuesday, September 15, 2020, 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: 7  
NOES: 0

The resolution was declared adopted.

#### HUMAN RESOURCES

Adopt Part-Time and Seasonal Salary Schedule. Board authorization is requested to approve an amended Part-Time Schedule to include the part-time titles, Sanitation Worker and Safety Coordinator.

On motion of Trustee Hyer the following resolution was offered:

#### RESOLUTION NO. 118-2020

RESOLVED, that the Part-Time and Seasonal Salary Schedule as appended to the minutes be adopted.

The vote on the foregoing resolution was as follows:

AYES: 7  
NOES: 0

The resolution was declared adopted.

#### FIRE

Change Order - Fire Station #2 - Plans and Specifications - PKAD Architecture & Design. Board authorization is requested to ratify a Change Order from PKAD (Phillipp Kampf Architecture & Design, 107 Center Street, Bay Shore, New York, in the amount of

\$42,000 for the full re-design of Station #2 to include adding an additional 2,500 sq. ft. of useable space due to the increased size of apparatus. This increases the amount of the Fire Station #2 Plans and Specifications Project awarded at the March 19, 2020 Board Meeting from \$300,000 to \$342,000. Funds are available in Account 0H.3410.2090.

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

## RECREATION

1. Repair - St. Paul's Sprinkler System - Declare Emergency. Board authorization is requested to formally declare a competitive bidding emergency for the repairs of the St. Paul's Sprinkler System, thus ratifying the selection of the vendor for repairs and exempting the selection process from competitive bidding. In order to preserve the asset of the St Paul's Fields from weather-related destruction (in the absence of a working Sprinkler System), it was imperative that this work begin forthwith. While the work was authorized at the July 16, 2020 Board Meeting, and Byrne & Son Irrigation, 4 Belford Avenue, Bay Shore, New York, was engaged to repair the Sprinkler System at a cost of \$56,400, the Resolution inadvertently failed to formally designate the matter as an "emergency" repair exempted from competitive bidding, and this Resolution corrects that oversight.

On motion of Trustee Hyer the following resolution was offered:

### RESOLUTION NO. 119-2020

WHEREAS, the Village of Garden City Staff recommended that the immediate repair of the sprinkler system at St. Paul's for reason of necessity to preserve public property, and

WHEREAS, the Village had investigated such repair and the time frame within which such repair must be made in order to safeguard public property;

WHEREAS, at the July 16, 2020 Board meeting, Byrne & Son Irrigation was engaged to repair the Sprinkler System;

WHEREAS, the Board inadvertently failed to formally designate the matter as an emergency repair exempted from competitive bidding;

NOW THEREFORE, IT IS RESOLVED that an emergency should have been declared pursuant to Village Procurement Policy and General Municipal Law section 103(4) such that the repair described in the agenda item been remedied immediately and a delay in order to seek alternate proposals may have threatened the existence of public property; and

IT IS FURTHER RESOLVED that, accordingly, the requirements for public bidding with respect to said repair is waived and the Mayor and/or Village Administrator are authorized to forthwith make such repairs pursuant to the proposals received without competitive bidding.

The vote on the foregoing resolution was as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

2. Cutting and Removing of Fallen Trees throughout the Village - Tropical Storm Isaias - Declare an Emergency Suspension of Competitive Bidding. Board authorization is requested to Declare an "Emergency" Suspension of Competitive Bidding so as to the cutting and removing of fallen trees throughout the Village resulting from Tropical Storm Isaias, by reason of the necessity to preserve the safety of pedestrians and vehicular traffic.

On motion of Trustee Hyer the following resolution was offered:

RESOLUTION NO. 120-2020

WHEREAS, the Village of Garden City Staff recommends the cutting and removing of fallen trees throughout the Village resulting from Tropical Storm Isaias, by reason of the necessity to preserve the safety of pedestrians and vehicular traffic, and

WHEREAS, the Village has investigated the availability and approximate prices of such services and the time frame within which such services must be made performed in order to safeguard the public safety; and

NOW THEREFORE, IT IS RESOLVED that an emergency is hereby declared pursuant to Village Procurement Policy and General Municipal Law section 103(4) such that the cutting and removing of fallen trees throughout the Village resulting from Tropical Storm Isaias must be performed immediately and a delay in order to seek competitively bid proposals may threaten the life, health, safety and welfare of the residents; and

IT IS FURTHER RESOLVED that, accordingly, the requirements for public bidding with respect to said cutting and removing of fallen trees is waived and the Mayor and/or Village Administrator are authorized to forthwith execute agreements for such cutting and removing of fallen trees pursuant to the proposals received and accepted by the Village, without competitive bidding.

The vote on the foregoing resolution was as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

3. Cutting and Removing of Fallen Trees throughout the Village - Tropical Storm Isaias - Transfer of Funds. Board authorization is requested to transfer \$250,000 from Account 0A.1990.4000 Contingent to Account 0A.7110.4460 Parks - Contractual Services, to fund emergency tree and stump removal from Tropical Storm Isaias. The total cost of these items is estimated to be approximately \$350,725. After a transfer from Contingent, funds are available in Account 0A.7110.4460 Parks - Contractual Services Account.

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

4. Cutting and Removing of Fallen Trees throughout the Village - Tropical Storm Isaias - Engage Dom's Tree Service. Board authorization is requested to engage Dom's Tree Service, 101 Harbor Road, Port Washington New York, for hazardous tree removal, for nine (9) days at \$10,120 per day at a total cost of \$91,080.

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

5. Cutting and Removing of Fallen Trees throughout the Village - Tropical Storm Isaias - Engage Harder Services, Inc. Board Authorization is requested to engage Harder Services, Inc., 63 Jerusalem Avenue, Hempstead New York, for removal and disposal of large trees, for eight (8) days at \$7,800 per day at a total cost of \$62,400.

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

6. Cutting and Removing of Fallen Trees throughout the Village - Tropical Storm Isaias - Con-Kel Landscaping. Board authorization is requested to engage Con-Kel Landscaping, 165 Plainfield Avenue, Floral Park New York, for storm damage removal in

green spaces serviced weekly by Con-Kel Landscaping, for six (6) days at \$6,300 per day at a total cost of \$37,800.

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

7. Cutting and Removing of Fallen Trees throughout the Village - Tropical Storm Isaias - Pratt Brothers, Inc. Board authorization is requested to engage Pratt Brothers, Inc., 45 S. 4<sup>th</sup> Street, Bay Shore New York, for tree stump removal, for eleven (11) days at \$14,495 per day at a total cost of \$159,445).

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

#### POLICE

Attendance at New York State Bureau of Weights and Measures - Truck Scale Calibration. Board authorization is requested for Police Officer Peter Hudak to attend the New York State Bureau of Weights and Measures for Truck Scale Calibration, scheduled for August 30 through September 1, 2020, in Syracuse, New York, at an approximate cost of \$600. Funds are available in Account 0A.3120.4120.

On motion of Trustee Hyer 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.

#### PUBLIC WORKS

1. Change Order - Installation of LED Street Lighting Fixtures on Franklin and Stewart Avenues - Anker's Electric Service, Inc. Board authorization is requested to ratify a Change Order in the amount of \$216 with Anker's Electric Service, Inc., 10 South Fifth Street, Locust Valley, New York, for the addition of materials to complete the Installation of LED Street Lighting Fixtures. The original bid was approved on June 4, 2020 in the amount of \$27,216. This increases the amount of this project to \$27,432. Funds are available in Account 0H.5110.2021.

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

2. Acceptance of Maintenance Bond - St. Paul's School Window Protection - Talty Construction. Board authorization is requested to accept Maintenance Bond No. B100377650M from Talty Construction, Inc, 108 Powell Avenue, Rockville Centre, New York, who was the contractor for the St. Paul's School Window Protection Project. This Maintenance Bond guarantees for eighteen (18) months the completed work from the date of acceptance of the Bond. The Bond is in the amount of \$57,400. Village Counsel has reviewed the Maintenance Bond and approves it as to form.

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

3. Water Penalties - Resolution to Waive Late Fees/Penalties - Water Bills. Board authorization is requested to adopt a resolution authorizing the Village Treasurer to waive the application of penalties on certain water bills for the months of March and April that might have incurred a late fee/penalty under normal circumstances. Due to the COVID-19 Pandemic the internal administrative procedures for tracking timely payment of water bills was disrupted and "penalty" charges for late payments were not applied.

On motion of Trustee Hyer the following resolution was offered:

RESOLUTION NO. 121-2020

WHEREAS, due to the COVID-19 Pandemic, the internal administrative procedure for tracking timely payment of water bills was disrupted and penalty charges for late payments were not applied,

WHEREAS, the Village of Garden City Staff recommends waiving the application of penalty charges on all water bills for the months of March and April, as a result of the inability to track timely payments of water bills, and

IT IS RESOLVED that the Board hereby authorizes the Village Treasurer to waive the application of penalties on all water bills for the months of March and April that might have incurred a late fee/penalty under normal circumstances.

The vote on the foregoing resolution was as follows:

AYES: 7

NOES: 0

4. Department of Public Works Service Counter - Declare an Emergency. Board authorization is requested declaring an emergency and requiring the exemption from competitive bidding for the purchase and installation of a service counter in the Department of Public Works. The original construction designs were pre-pandemic and did not include personal protection. Due to the COVID-19 Pandemic, the construction design has changed to compensate resulting in an increase in pricing above the bid threshold. These design changes need to be implemented so that the office can open to the public.

On motion of Trustee Hyer the following resolution was offered:

RESOLUTION NO. 122-2020

WHEREAS, the Village of Garden City Staff recommends the purchase and installation of an office counter, as well as the purchase and installation of safety glass, doors, and windows to be attached to the office counter, by reason of the necessity to preserve the health and safety of its employees and members of the public by reducing the risk of disease contagion, and

WHEREAS, the Village has investigated such purchases and the time frame within which such purchases must be made, acquired, installed and operated in order to safeguard the public health; and

NOW THEREFORE, IT IS RESOLVED that an emergency is hereby declared pursuant to Village Procurement Policy and General Municipal Law section 103(4) such that the office counter and the safety glass, doors, and windows must be purchased and installed immediately and a delay in order to seek alternate proposals may threaten the life, health, safety or welfare of the residents; and

IT IS FURTHER RESOLVED that, accordingly, the requirements for public bidding with respect to said purchase and installation is waived and the Mayor and/or Village Administrator are authorized to forthwith make such purchases pursuant to the proposals received without competitive bidding.

The vote on the foregoing resolution was as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

5. Department of Public Works Service Counter - Additional Work - S & L Storefronts. Board authorization is requested to award the work for the additional work to the Department of Public Works service counter to S & L Storefronts, 2083 Jericho

Turnpike, East Northport, New York, lowest responsible vendor for a total cost of \$38,881.23. Funds are available in Account 0A.1620.2046.

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

6. Mulch Removal - Municipal Yard - Allocation of Funds. Board authorization is requested to allocate funds from Contingent in the amount of \$750,000, for the removal of debris collected from the August 4, 2020 storm and to clear enough space to accommodate this fall's anticipated leaf collection.

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

#### AWARD OF BIDS

1. Village Building and Vehicle Cleaning Services. Reported that a tabulation of bids had been circulated to each member of the Board for the Village Building and Vehicle Cleaning Services and recommended that the bid be awarded to A-1 Professional Cleaning and Maintenance Services, Inc., 61 Carolyn Boulevard, Farmingdale, New York, low bidder, at a cost of \$141,700. Funds are available in various Accounts. Specification pickups reached a total of two companies and two bids were received. A Notice to Bidders was sent to Dodge Data and Analytics and CMD Group and Bid Specifications were advertised on New York State Contract Reporter.

On motion of Trustee Hyer the following resolution was offered:

#### RESOLUTION NO. 123-2020

RESOLVED, that the proposal of A-1 Professional Cleaning and Maintenance Services, Inc., 61 Carolyn Boulevard, Farmingdale, New York at a cost of \$141,700, be and the same hereby is accepted, this being the lowest and best bid received.

FURTHER RESOLVED, that the Village Administrator and Clerk be and they hereby are authorized on behalf of the Village to execute a contract with A-1 Professional Cleaning and Maintenance Services, Inc., for this work, pursuant to the terms and conditions set forth in the request for bids and in the proposal submitted by said Company, the form of contract to be approved by Village Counsel; and

FURTHER RESOLVED, that all other bids be rejected.

The vote on the foregoing resolution was as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

2. Curb, Sidewalk and Road Improvements 2020/21 - Reject Bid - Stasi. (a) Reject low bid from Stasi Industries, Inc., as they did not comply with bid specifications.

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

3. Curb, Sidewalk and Road Improvements 2020/21 - Award Bid - Roadwork Ahead, Inc. Reported that a tabulation of bids had been circulated to each member of the Board for Curb, Sidewalk and Road Improvements for 2020/21 and recommended that the bid be awarded to Roadwork Ahead, Inc., 2186 Kirby Lane, Syosset, New York, second low bidder, at a cost of \$2,246,000. Specification pickups reached a total of eleven companies and eleven bids were received. A Notice to Bidders was sent to Dodge Data & Analytics and CMD Group. Bid specifications were advertised on New York State

Contract Reporter. The award of this bid and the subsequent funding is pending the expiration of the estoppel period for the Bonding of Road Improvements.

On motion of Trustee Hyer the following resolution was offered:

RESOLUTION NO. 124-2020

RESOLVED, that the proposal of Roadwork Ahead, Inc., 2186 Kirby Lane, Syosset, New York, at a cost of \$2,246,000, be and the same hereby is accepted, this being the lowest and best bid received.

FURTHER RESOLVED, that the Village Administrator and Clerk be and they hereby are authorized on behalf of the Village to execute a contract with Roadwork Ahead, Inc., for this work, pursuant to the terms and conditions set forth in the request for bids and in the proposal submitted by said Company, the form of contract to be approved by Village Counsel; and

FURTHER RESOLVED, that all other bids be rejected.

The vote on the foregoing resolution was as follows:

AYES: 7  
NOES: 0

The resolution was declared adopted.

PERMITS

Fireworks:

Cherry Valley Club, Inc., 28 Rockaway Avenue at Third Street, requested to hold its annual Labor Day Carnival and Fireworks Display on Monday, September 7, 2020 and to erect a tent on Third Street at the dead-end closest to the Club and extending approximately 80-100 feet east.

On motion of Trustee Hyer and unanimously carried, the aforesaid authorization was approved, subject to receipt of an original Certificate of Insurance, the permit fee of \$500 and approval from Nassau County as well as coordination with the Garden City Fire and Police Departments.

On-Street Parking:

- a) James and Elizabeth Burns, 7 First Place (2)

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

BOARD OF TRUSTEES

1. Board discussion of Junk Cars. No cars/vehicles can be kept outdoor anywhere in a yard that has not been registered with Department of Motor Vehicles or have a valid inspection sticker in the prior 9 (nine) months. After a short discussion, the Board of Trustees asked Village Counsel to work with the Building Department to see if the Village already has this within its code and if not, to work on a proposed local law.

2. Storage of Building Materials. No storage of building materials outdoors in a residential or commercial (yard), including stone, brick, scaffolding, wood (excluding wood for fireplace or firepit usage) and upon completion of any construction project all such material must be removed within 90 days; provided, however, excess material maintained in an orderly fashion of not more than 3 feet high and 3 feet wide may be maintained for future repairs or usage. After a short discussion, the Board asked Village

Counsel to look into the codes of other municipalities and to work with the Building Department to see if this already falls within our Building Department compliance codes.

Pursuant to the authority granted by **Resolution No. 64-2020**, the Mayor has authorized the following Agreements/Contracts to be executed without further Resolution of the Board:

- Agreement with Advanced Control Industries for Fire Department Security for Fire Stations #2, #3 and Headquarters for the period June 1, 2020 through May 31, 2021, for \$2,580.84. (Fire Department)
- Engage Duke's Root Control, Inc., 1020 Hiawatha Boulevard West, Syracuse, New York, for the chemical treatment of Sanitary Sewers at a cost of \$21,880.43. (Public Works)

Mayor Trouvé recognized the following:

Fred Smith, 10 Cambridge Avenue  
Dan McElroy, 85 Cambridge Avenue  
Bob Orosz, 28 Grove Street  
Kim Preston, 3 Stratford Avenue  
Steve Porto, 18 Princeton Street  
Neha Bajaj, 96 Claydon Road  
Colleen Martinez, 19 Chestnut Street  
Rachel Cara, 37 Boylston Street  
Kathy Auro, 4 Merillon Avenue  
John Cantwell, 215 Kilburn Road  
Jennifer Straton, 155 Brompton Road  
Alexis Kahoud, 30 Adams Street  
Donald MacLeod, 10 Westbury Road  
Sean Martens, GC Chamber of Commerce  
Laura Salinas, 211 Kilburn Road

There being no further business, on motion duly made, the meeting adjourned at 10:05 p.m.