

## BOARD OF TRUSTEES

MARCH 14, 2019

A 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 14, 2019 at 8:05 p.m.

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

Also Present: Ralph V. Suozzi, Village Administrator  
Karen M. Altman, Village Clerk  
Kenneth O. Jackson, Chairman, Board of Police Commissioners  
Kevin E. Ocker, Chairman, Board of Commissioners of Cultural and Recreational Affairs  
Irene Woo, Village Treasurer  
Joseph DiFrancisco, Superintendent of Public Works  
Giuseppe Giovanniello, Superintendent of Building  
Thomas Stryko, First Assistant Chief, Fire Department  
Peter A. Bee, Bee Ready Fishbein Hatter & Donovan, LLP

Attendance: Approximately 22

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

Mayor Daughney called upon Ralph Suozzi who explained to the Board the need for the Transfer of Funds for Total Technology, Irene Woo who spoke about the Finance items, Commissioner Jackson who spoke about the Police Department Agenda items and Joseph DiFranciso who spoke about the Department of Public Works Agenda items and gave a report on the Water Tower Project.

Mayor Daughney called for citizens comments on Agenda items.

Mayor Daughney 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 February 26, 2019 were reviewed, and on motion of Trustee Delany were approved as presented.

### NEW BUSINESS

### CONSENT CALENDAR

### FINANCE

1. Appropriation of Termination Reserve. Requested authorization to appropriate \$332,578.92 from Account 0A.8670.0000 - Reserve for Compensated Absences to Account 0A.9000.1220 - Termination Payout for payment from the Reserve maintained for that purpose for Lieutenant Vincent Thorn, Police Department. This is to fund the contractual termination payments due to an employee who has left Village service.

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

2. Appropriation of Revenue - Police. Requested authorization to appropriate \$3,958.63 from Account 0A.4989.2000 - Federal Aid - Police Grant to Account 0A.3120.4280 - Police Uniforms, for bullet proof vest purchases.

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

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

(a) \$15,000 to Account 0A.3120.1020 - Police Overtime, from Account 0A.3120.4400 - Police - Special Programs Services, from grants received on October 11, 2018 and October 12, 2018 for Buckle Up NY (BUNY) and Police Traffic Services (PTS) to cover overtime expended on seat belt aggressive driving enforcement assignments already completed.

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

(b) \$30,000 to Account 0A.1680.4160 - Central Data Processing - Consultant Fees, from Account 0A.1230.1010 - Administration - Regular Salary, to cover Total Technology invoices through May 31, 2019.

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

(c) As a result of the recent Civil Service Employees Association (Rank and File) Agreement, Board approval is requested for the following transfers and appropriations:

1. General Fund:
 

From Account 0A.1930.4000 - Judgements and Claims	\$ 449,778
To	
Account 0A.1110.1170 - Village Justice	\$ 10,500
Account 0A.1230.1170 - Administration	\$ 3,500
Account 0A.1310.1170 - Finance	\$ 17,500
Account 0A.1345.1170 - Purchasing	\$ 3,500
Account 0A.1430.1170 - Personnel	\$ 10,500
Account 0A.1440.1170 - Engineering	\$ 3,500
Account 0A.1620.1170 - Building	\$ 3,500
Account 0A.1640.1170 - Central Garage	\$ 28,000
Account 0A.3120.1170 - Police	\$ 42,000
Account 0A.3620.1170 - Safety Inspection	\$ 7,000
Account 0A.5010.1170 - Street Administrator	\$ 3,500
Account 0A.5110.1170 - Street Maintenance	\$ 42,000
Account 0A.5182.1170 - Street Lighting	\$ 7,000
Account 0A.7110.1170 - Parks	\$ 59,500
Account 0A.7140.1170 - Recreation	\$ 49,000
Account 0A.8140.1170 - Storm Sewers	\$ 7,000
Account 0A.8160.1170 - Refuse and Garbage	\$ 84,000
Account 0A.8170.1170 - Street Cleaning	\$ 24,500
Account 0A.8189.1170 - Sanitation Recycling	\$ 10,500
Account 0A.1980.4000 - MTA Payroll Tax	\$ 1,416
Account 0A.9030.8000 - Social Security	<u>\$ 31,862</u>
	<u>\$ 449,778</u>
  
2. Appropriation to Water Fund:
  - (a) From Account 0A.1930.4000 - Judgements and Claims
 

To	
Account 0A.9960.9000 - Water Fund	\$34,017
  
  - (b) From Account 0F.5031.2000 - Other Funds
 

To	
Account 0F.8330.1170 - Water Purification	\$ 7,000

Account 0F.8340.1170 - Water Trans. and Distribution	\$24,500
Account 0F.1930.4000 - MTA Payroll Tax	\$ 107
Account 0F.9030.8000 - Social Security	<u>\$ 2,410</u>
	\$34,017

3. Appropriation to Library:
  - (a) From Account 0A.1930.4000 - Judgements and Claims  
To  
Account 0A.9961.9000 - Contribution to Library \$48,981
  - (b) From Account 0L.2810.1000 - General \$48,981  
To  
Account 0L.7410.1170 - Library \$45,500  
Account 0L.9018.8000 - Social Security \$ 3,481  
\$48,981

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

#### SICK LEAVE

#### POLICE

1. Sick Leave - Graber. Requested authorization to pay Police Officer Scott Graber, through March 21, 2019, or such earlier that as he 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 Minuto and unanimously carried, the aforesaid authorization was approved.

2. Sick Leave - Two employees. Requested authorization to pay Police Officer Michael Punch and Police Detective Richard Pedone through April 8, 2019 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 Minuto and unanimously carried, the aforesaid authorization was approved.

#### RECREATION

3. Sick Leave - Viglietta. Requested authorization to pay Anthony Viglietta, Senior Maintainer, Recreation and Parks through April 8, 2019 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 Minuto and unanimously carried, the aforesaid authorization was approved.

#### PUBLIC WORKS

4. Sick Leave - Sylvia. Requested authorization to pay Frederick Sylvia, Highway General Supervisor, Street Department through March 25, 2019 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 Minuto and unanimously carried, the aforesaid authorization was approved.

5. Sick Leave - Kratina. Requested authorization to pay Joseph Kratina, Sanitation Worker, Sanitation Department through April 8, 2019 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 Minuto and unanimously carried, the aforesaid authorization was approved.

## POLICE

1. 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 6 through May 8, 2019, in Syracuse, New York, at an approximate cost of \$600, funding for which has been provided in the budget in Account No. 0A3120.4120.

On motion of Trustee Minuto 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.

2. Attendance at Empire State Law Enforcement Traffic Safety Conference. Requested authorization for Police Officers Peter Hudak and Steve Roumeliotis to attend the Empire State Law Enforcement Traffic Safety Conference, scheduled for April 2 through April 4, 2019, in Syracuse, New York, at an approximate cost of \$300. This conference will inform and empower the Police Department to better serve the community. Due to generous grant funding, there is no course or registration fee. The only expenses will be travel and meals. Funds are available in Account No. 0A.3120.4120.

On motion of Trustee Minuto and unanimously carried, Police Officers Peter Hudak and Steve Roumeliotis were authorized to attend the aforesaid conference and to be reimbursed for such expenses as they may incur in connection therewith.

## RECREATION

1. Additional Contract Work - Community Park Field #2 - Replace Scoreboard - The LandTek Group. Requested authorization to approve a Change Order with The LandTek Group, Inc., 235 County Line Road, Amityville, New York, for the installation of a new electronic scoreboard at Community Park Field #2. Funds are available in the Contingent Account 0H.7140.2192.

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

2. Attendance at New York State Recreation Park Society Annual Conference and Exposition. Requested authorization for Tim Messner, Supervisor of Parks and Tom McGerty, Recreation Supervisor, to attend the New York State Recreation Park Society Annual Conference and Exposition, scheduled for April 7 through April 9, 2019 in Lake Placid, New York, at an approximate cost of \$1,290. Funds are available in Account 0A.7140.7120.

On motion of Trustee Minuto and unanimously carried, Tim Messner, Supervisor of Parks and Tom McGerty, Recreation Supervisor, were authorized to attend the aforesaid conference and to be reimbursed for such expenses as they may incur in connection therewith.

3. Pool Concession License Agreement Extension and Amendment - D & J Refreshments, Inc. Requested authorization for the Village to execute a License Agreement between the Incorporated Village of Garden City (Village) and D & J Refreshments, Inc., 2600 Newbridge Road, Bellmore, New York, for food service at the Garden City Pool, Stewart Field and the Community Park Clubhouse. This Agreement contains provisions for the Licensee to provide \$29,265.60 in capital for furnishings and equipment in 2019. This Agreement will be executed by the Village or upon the receipt of the agreement with changes made by Village Counsel as requested by the Mayor and Board of Trustees.

On motion of Trustee Minuto the following resolution was offered:

RESOLUTION NO. 30-2019

WHEREAS, Licensor and Licensee entered into a written License Agreement, dated as of March 21, 2013, granting Licensee permission to operate concession stands at the Village facilities known as the Garden City Pool, Stewart Field and the Community Park Clubhouse; and

WHEREAS, that Agreement was subsequently amended by Amendment No. 1, dated as of March 10, 2016, which among other things, granted Licensee permission to serve alcoholic beverages at the Garden City Pool facilities, subject to certain conditions; and

WHEREAS, that Agreement was subsequently amended by Amendment No. 2, dated as of March 16, 2017, which renewed an amended Agreement which expired on December 31, 2017; with the Village of Garden City; and

WHEREAS, the Village and Licensee desire to continue Licensee's operations at the Village facilities and to extend the term of the Agreement, subject to certain additional terms and conditions set forth herein;

NOW THEREFORE, in exchange for the mutual covenants and consideration stated herein, and in the Agreement and Amendment No. 3, the sufficiency of which is hereby expressly acknowledged, the parties agree as follows: (a) Year 2020 - \$26,000; (b) Year 2021 - \$26,000 and (c) Year 2022 - \$26,000.

The vote on the foregoing resolution was as follows:

AYES: 8  
NOES: 0

The resolution was declared adopted.

PUBLIC WORKS

1. Professional Service Contract Renewal- Swiftreach Networks, Inc. Authorization is requested to renew the agreement with Swiftreach Networks, Inc., 31 Industrial Avenue, Mahwah, New Jersey, to provide an emergency notification system to reach Village residents in case of an emergency. The fee for the service is \$350 per month plus an additional \$0.07 per minute usage charge. The Board of Trustees approved the agreement on November 20, 2008 with a renewal option. This system will allow Village residents to receive notifications to home, cell or work phones when there are water alerts, natural disasters, terrorist threats, industrial disasters or police emergencies. This is a Board of Health requirement for all water systems. Funds are available in the Operating Budget and will be billed to the Department originating the alert.

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

2. 2020 International Truck - Increase Budget and Purchase Truck. (a) Requested authorization to approve an increase of \$17,412 in the original approved 2018/19 Public Works Capital Project Account for the purchase of a 2020 International Truck. The original

amount budgeted for this truck was \$190,000. Due to savings from other purchases, funds are available in the Capital Account.

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

(b) Requested authorization to purchase a 2020 International HV507 4x4 Truck from Syosset Truck Sales, Inc., 1561 Stewart Avenue, Westbury, New York under the Onondaga County Contract No. 8996 in the amount of \$207,412. Funds are available in Account 0H.7140.2000.

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

#### AWARD OF BIDS

##### Requisition No. 18-10 Dated March 14, 2019, Purchase of Materials for the Recreation and Parks Department.

1. Ballfield Clay and Infield Conditioners and SEQRA - Type II. (a) Recommend to reject the low bid for Ballfield Clay from Watral Brothers, Inc, as they would not submit specifications and reject the second low bid of Barbato Nursery Corp., as they did not meet specifications.

On motion of Trustee Minuto and unanimously carried, the aforesaid recommendation was approved.

(b) Award bid to Partac Peat Corporation, One Kelsey Park, Great Meadows, New Jersey, third low bidder, for Ballfield Clay, or Village approved equal, at a unit cost of \$120 per ton of material, for a total purchase not to exceed \$20,000.

On motion of Trustee Minuto and unanimously carried, the aforesaid recommendation was approved.

(c) Award bid to Maxwell Turf & Supply Co., Inc., 414 Long Island Avenue, Wyandanch, New York, low bidder, for Rain Out Granular Polymer, or Village approved equal, at a unit cost of \$235.30 per ten (10) pound container for a cost of \$1,411.20.

On motion of Trustee Minuto and unanimously carried, the aforesaid recommendation was approved.

(d) Reject the low bid of Pollack Paint & Field, second low bid of Long Island Cauliflower Association, third low bid of SiteOne Landscape Supply and fourth low bid of Maxwell Turf & Supply Co., for Pro's Choice Select Premium Infield Conditioner, as they all did not meet specifications.

On motion of Trustee Minuto and unanimously carried, the aforesaid recommendation was approved.

(e) Award bid to Pioneer Manufacturing Company, 4529 Industrial Parkway, Cleveland, Ohio, fifth low bidder, for Pro's Choice Select Premium Infield Conditioner or Village approved equal at a unit cost of \$16.99 per bag for a cost not to exceed \$1,359.20.

On motion of Trustee Minuto and unanimously carried, the aforesaid recommendation was approved.

(f) Reject the low bids for Pro's Choice Red Infield Conditioner, of Pollack Paint and Field and Long Island Cauliflower Association, as they did not meet specifications.

On motion of Trustee Minuto and unanimously carried, the aforesaid recommendation was approved.

(g) Award bid to Pioneer Manufacturing Company, 4529 Industrial Parkway, Cleveland, Ohio, third low bidder, for Pro's Choice Red Infield Conditioner, or Village approved equal, at a unit cost of \$16.99 per bag for a cost not to exceed \$1,359.20.

On motion of Trustee Minuto and unanimously carried, the aforesaid recommendation was approved.

(h) Reject the low bid for Beam Clay Stabilizer Infield Conditioner from Partac Peat Corporation as the Village has decided not to purchase the item at this time.

On motion of Trustee Minuto and unanimously carried, the aforesaid recommendation was approved.

A total of eight invitations to bid were sent and nine bids were received. A Notice to Bidders was sent to Bid Reporter and the bid specs were advertised on New York State Contract Reporter. Total bid award for Ballfield Clay and Infield Conditioner is approximately \$25,000. This is recommended to be a Type II and would then be exempt from further SEQRA Review.

On motion of Trustee Minuto the following resolution was offered:

RESOLUTION NO. 31-2019

RESOLVED, that Requisition No. 18-10, dated March 14, 2019, filed under separate cover, be made a part of these minutes and that materials and equipment be purchased for the Recreation and Parks Department in accordance with the recommendations hereinabove set forth, as per specifications and requirements in said requisition, at prices not exceeding those indicated.

FURTHER RESOLVED, that all other bids be rejected.

The vote on the foregoing resolution was as follows:

AYES: 8  
NOES: 0

The resolution was declared adopted.

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

Resignation of Hugh Lacy, Member Architectural Design Review Board as of April 1, 2019.

Mayor Daughney recognized the following:

Steve Ilardi, 139 Meadow Street  
Andrew Shumelda, P.O. Box 719  
Cyril Smith, 133 Pine Street

There being no further business, on motion duly made, the meeting adjourned at 8:43 p.m.