

A regular meeting of the Board of Trustees was held on October 3, 2017 at 8:07 pm. A public hearing was heard by the Board prior to the start of the regular meeting.

The meeting opened with a Pledge to the Flag. Present were Mayor Dominick A. Longobardi, Trustees Kevin M. Fitzgerald, Lynn Pombonyo, Archie T. Cheng and Frank J. Chiara, Village Administrator Gerard M. Bambrick, Village Clerk Susan E. Walsh, Superintendent of Public Works and Building Department Stephen Siwinski, Police Commissioner Stephen McAllister, Fire Chief Michael Longobardi and Village Attorney John E. Ryan

Prior to the start of the meeting, Mayor Longobardi asked for a moment of silence in remembrance of the horrible tragedy in Las Vegas and for all the people who lost their lives or were injured. We pray for them and their families.

On motion by Trustee Fitzgerald, seconded by Trustee Pombonyo, and carried unanimously, the Board approved the minutes of:

September 19, 2017	-	Public Hearing – Local Law No. 4-2017
September 19, 2017	-	Public Hearing – Jennifer Zorrilla, 130 Jericho Turnpike
September 19, 2017	-	Public Hearing – Rite Aid, 2 Whitney Ave.
September 19, 2017	-	Regular Board Meeting

Trustee Pombonyo offered Resolution No. 2017-229 approving the Schedule of Accounts Payable consisting of the following:

General Fund	\$773,417.33
Swimming Pool	\$ 15,856.21
Community Development	\$ 0.00
Capital Fund	<u>\$ 0.00</u>
<b>GRAND TOTAL</b>	<b>\$789,273.54</b>

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Pombonyo offered Resolution No. 2017-230 authorizing the Mayor to sign the Service Fee Agreement for Penflex to administer the Length of Service Award Program (LOSAP) for the term of November 1, 2017 through October 31, 2018.

The Resolution was seconded by Trustee Chiara and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Chiara offered Resolution No. 2017-231 as follows:

**RESOLUTION OPPOSING ELIMINATION  
OF THE DEDUCTIBILITY OF STATE AND LOCAL TAXES**

**WHEREAS** Congress is giving serious consideration to eliminating the federal income tax deduction for state and local taxes;

**WHEREAS** This deduction, which has been in place for more than 10 years, is heavily utilized by residents of our community and our State;

**WHEREAS** New York residents already pay more into the federal treasury than the federal government returns to New York;

**WHEREAS** The state and local tax deduction is a fundamental principle of federalism and without it our residents would be faced with double taxation as they would be forced to pay federal income taxes on the taxes they pay to state and local governments;

**WHEREAS** This federal cost shift onto local governments would place extreme pressure on municipal budgets, including diminished revenue for essential local government investments, including public safety and public infrastructure; and

**WHEREAS** Increased federal taxation and reduced municipal services will harm our local housing market, decrease home values and erode our local tax base.

**NOW THEREFORE BE IT RESOLVED THAT** the Incorporated Village of Floral Park expresses its strong opposition to any tax reform proposal that would eliminate the State and Local Tax (SALT) Deduction and urges Congresswoman Kathleen Rice to join us in publicly opposing any such proposal.

Dominick A. Longobardi  
Mayor

The Resolution was seconded by Trustee Fitzgerald and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

On motion by Trustee Cheng, seconded by Trustee Chiara, and carried unanimously, the Board approved the request of the Police Department to use the Recreation/Pool Building to hold a computer training class in the Sunshine Room on October 18 and 19, 2017 from 7:00 am to 3:00 pm.

Trustee Fitzgerald offered Resolution No. 2017-232 approving permanent status as Laborer to J. Florio, as he has successfully completed his probationary period; and, to promote him to Motor Equipment Operator Trainee (Grade 16 Step 1) at the contractual rate of \$36,580.00, subject to the approval of the Nassau County Civil Service Commission.

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

On motion by Trustee Pombonyo, seconded by Trustee Chiara, and carried unanimously, the Board approved the request of the Covert Avenue Chamber of Commerce to waive meter fees along Covert Avenue and surrounding side streets on Small Business Saturday on November 25, 2017.

Trustee Fitzgerald offered Resolution No. 2017-233 approving the hiring of S. Cotilletta as Maintainer (Grade 17 Step 1) in the Department of Public Works at the contractual rate of \$39,395.00, subject to pre-employment medical and drug/alcohol screening and the approval of the Nassau County Civil Service Commission.

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Pombonyo offered Resolution No. 2017-234 approving M. Saborowski as a new member of the Floral Park Fire Department, having received arson clearance from the Nassau County Sheriff's Office, a background check from the Floral Park Police Department and a medical clearance from Dr. Cogan.

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Chiara offered Resolution No. 2017-235 approving a refund in the amount of \$105.00 to C. Sandberg for her pool membership that she was unable to use this summer.

The Resolution was seconded by Trustee Fitzgerald and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Fitzgerald offered Resolution No. 2017-236 authorizing a 1.5% salary increase to all exempt and management personnel except for:

- S. Kerner an increase of \$5,000.00 - assuming additional responsibilities;
- D. Lanza an increase of \$6,000.00 - assuming additional responsibilities;
- K. Meyfohrt an increase of \$5,000.00 - assumed additional responsibilities;
- J. O'Grady (part time) an increase of 2%;
- P. Eren and L. Sartini an increase of \$3,000.00 each by recommendation of Library Board;
- D. Phillips an increase of \$2,500.00;
- Police Commissioner S. McAllister - unchanged, previously addressed by prior resolution.

The Resolution was seconded by Trustee Pombonyo and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

#### Department of Public Works

Trustee Fitzgerald said he was pleased to report that all the punch list items for street reconstruction on Charles, Zinnia and Daisy have been completed. This concludes the 2017 road reconstruction project.

Trustee Fitzgerald reminded residents living near commercial districts that the garbage cans in the commercial districts are for minor trash items (e.g. cups, cans, etc.) and household trash should not be placed in these cans. We ask everyone to pitch in to help maintain the welcoming character of our commercial districts.

The Village electrician spent significant time this past weekend repairing a number of streetlights that had been reported out.

Our Highway Department has been busy over the summer working on road repairs, street sign replacement, drainage issues and other related tasks assigned to them. As fall approaches, our Highway Department is gearing up for the start of leaf season when our crews will be out daily with leaf equipment removing leaves from our Village roads. We ask that you do not sweep your leaves into the street. This can cause water backup when it rains.

### Fire Department

Trustee Pombonyo announced that the week of October 8th-14th is Fire Prevention Week across the country. This year's theme is *Every Second Counts: Plan 2 Ways Out*. The Floral Park Fire Department will be conducting fire drills at all four schools in the Village and hosting firehouse tours for students and scout groups. Visit the National Fire Protection Agency's public education page at [NFPA.org](http://NFPA.org) for important information, videos, home escape planning in the event of a fire, and tips for teaching children about fire prevention and safety.

A Floral Park Fire Department drill for approximately 65 department members took place on September 28th. Areas of focus for our fire and rescue companies included gas meters, carbon monoxide detectors, bailing out procedures with ropes, thermal imaging, forcible entries, hose line advancement, and the use of Cyno-kits to counteract the harmful effects of toxic gases produced by fires.

Last week, the Village published a request for bids on a new fire truck to replace the current 25-year old truck at the Active/Atlantic Avenue firehouse and interior structural modifications at the firehouse to enlarge the area where the truck will be parked. The new fire truck will have greater capacity and up-to-date equipment including a large front nozzle that will direct more water onto the fire faster; a larger cab that will allow for transportation of the firefighters and their bunker gear; and storage for 24-foot ladders that are now required. Modifications to the firehouse include a larger door, enlarging the fire truck parking area, and the related electrical, plumbing and HVAC work. The bid openings are scheduled for October 20th.

### Police Department

Trustee Cheng reported that he received a list of crime rates from the Floral Park Police Department and that crime rates in the vast majority of the categories have decreased.

### Floral Park Public Library

Trustee Cheng reported that as of October 16th, the Floral Park Public Library will be offering museum passes online.

Trustee Cheng reported that the Library will be hosting a pumpkin decorating contest for tweens, teens and adults. Drop off your decorated pumpkin to the Library from October 23rd-27th. The Library staff will vote for their favorite pumpkin and winners will be announced on October 30.

Trustee Cheng was very happy to report that Senator Elaine Phillips' office secured a grant in the amount of \$10,000 for the Floral Park Public Library.

### Recreation Center

Trustee Chiara reported that several nice events recently took place at the Recreation Center.

The Titans Football Homecoming evening was well attended by players, coaches and family members. All the players were introduced followed by individual and team photographs and a barbeque. Everyone was entertained by the Titanette Cheerleaders. They performed a number of their cheers to the delight of the audience. They are a youthful squad with a lot of energy and talent and they did a fantastic job entertaining everyone. Trustee Chiara thanked everyone for putting this program together.

Liz's Day was a great success, even with a few rain showers. It could not dampen the spirit of all the volunteers who work so hard putting the event together or our residents who support this great cause. Trustee Chiara congratulated the coordinators, volunteers and our Recreation staff for putting together this wonderful event for such a worthy cause. A lot of awareness and funds are raised to help fight breast cancer.

Fall activities continue up at the Recreation Center. Touch football and hockey will be starting within the next couple of weeks.

Plans for Tiny Town renovations are being reviewed by the Recreation Committee and once some changes are completed, the plans will be presented and hopefully the project will start.

#### Four Village Studio

Trustee Chiara reported that Four Village Studio is conducting its Recruitment Drive for high school students age 15 years or older and college students who are interested in volunteering at the studio and learning about television production. For more details, please call 516-326-1150 or email [4vs@4vs.org](mailto:4vs@4vs.org). We are lucky to have James Green who runs the studio and enjoys being able to teach and mentor volunteers in this field. His passion for his work is obvious by the programs the he and his crew produce and his willingness to share his knowledge of the field. A number of volunteers have gone on to get employment in the field due to their experience at Four Village Studio. Thank you Jimmy and the staff of the studio for providing these programs for our communities.

#### Mayor's Report

Mayor Longobardi thanked the organizers and volunteers of Liz's Day and all of the department in the Village who helped to make this important event such a big success. This is one of the most important community days in Floral Park and is the epitome of what our Village is all about, also evidenced by the collections taken in the Village for the victims of the 3 recent hurricanes.

Mayor Longobardi thanked Felix Procaccia and Khristopher Brooks from Newsday for attending this evening's meeting.

On motion by Trustee Fitzgerald, seconded by Trustee Pombonyo, and carried unanimously, Mayor Longobardi recessed the meeting at 8:20 pm.

The Mayor stated the Village Board Meeting would continue in his office with Department Heads after a brief recess and the public is invited to attend.

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On motion by Trustee Fitzgerald, seconded by Trustee Pombonyo, and carried unanimously, Mayor Longobardi reconvened the meeting at 8:25 pm.

Trustee Fitzgerald offered Resolution No. 2017-237:

**WHEREAS**, there are writs of certiorari pending in the Supreme Court of Nassau County against the Village of Floral Park ("the Village"), with respect to real property located at 162 Jericho Turnpike, Floral Park (162 Jericho Turnpike Realty Corp.), identified as Section 32, Block 59, Lot 356, 357, 366, 367, 368, 369, 370, 372, 374 for tax years 2013/14 through 2016/17; and

**WHEREAS**, RYAN, BRENNAN & DONNELLY LLP, Village Attorneys, have negotiated a settlement of subject case; and

**WHEREAS**, the Village believes it is in the best interests to settle the outstanding writs upon the terms and conditions negotiated by the Village Attorneys to the Village.

**NOW, THEREFORE, BE IT RESOLVED**, that RYAN, BRENNAN & DONNELLY LLP, Village Attorneys, be and hereby are authorized to settle subject case for a lump sum of

\$43,000.00 and no reduction in the assessment. Under this settlement, Petitioner agrees to discontinue all pending proceedings for tax years 2013/14 through 2016/17 inclusive.

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Cheng offered Resolution No. 2017-238:

**WHEREAS**, there are writs of certiorari pending in the Supreme Court of Nassau County against the Village of Floral Park (“the Village”), with respect to real property identified as Section 32, Block 126, Lot 17 for tax years 2008/09 through 2015/16; and

**WHEREAS**, RYAN, BRENNAN & DONNELLY LLP, Village Attorneys, have negotiated a settlement of subject case; and

**WHEREAS**, the Village believes it is in the best interests to settle the outstanding writs upon the terms and conditions negotiated by the Village Attorneys to the Village.

**NOW, THEREFORE, BE IT RESOLVED**, that RYAN, BRENNAN & DONNELLY LLP, Village Attorneys, be and hereby are authorized to settle subject case for a lump sum of \$11,000.00. Petitioner agrees to discontinue all pending proceedings for tax years 2008/09 through 2015/16.

The Resolution was seconded by Trustee Pombonyo and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

On motion by Trustee Fitzgerald, seconded by Trustee Cheng, and carried unanimously, the Board went into executive session at 8:37 pm to discuss collective bargaining agreement negotiations. On motion by Trustee Cheng, seconded by Trustee Pombonyo, the Board came out of executive session at 8:50 pm. No action was taken.

Trustee Fitzgerald offered Resolution No. 2017-239 determining the Special Use Permit application submitted by Halil Enginar, 15 Tulip Avenue, Floral Park, NY 11001, for the alteration of a gas station, is deemed to be a Type II action as that term is defined in SEQRA.

The Resolution was seconded by Trustee Chiara and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye
Trustee Cheng	- Aye
Trustee Chiara	- Aye
Mayor Longobardi	- Aye

Trustee Chiara offered Resolution No. 2017-240 authorizing liability defense counsel David Fowler, Esq. of McCabe, Collins, McGeough, Fowler, Levine & Nogan, LLP to settle the matter of Sajous v. the Village of Floral Park claim, which incident occurred on January 25, 2005, in the final and full settlement amount of \$100,000.00.

The Resolution was seconded by Trustee Chiara and adopted on roll call as follows:

Trustee Fitzgerald	- Aye
Trustee Pombonyo	- Aye

Trustee Cheng - Aye  
Trustee Chiara - Aye  
Mayor Longobardi - Aye

Trustee Fitzgerald offered Resolution No. 2017-241 approving the proposal from DSA, LLC – Architects for preliminary design studies for the DPW Salt Shed in the amount of \$5,000.00 and authorizing the Superintendent of Public Works to sign the proposal.

The Resolution was seconded by Trustee Pombonyo and adopted on roll call as follows:

Trustee Fitzgerald - Aye  
Trustee Pombonyo - Aye  
Trustee Cheng - Aye  
Trustee Chiara - Aye  
Mayor Longobardi - Aye

Trustee Pombonyo offered Resolution No. 2017-242 to install a stop sign as follows:

**Section 96-81 Schedule IX: Traffic Signs**

<u>Street</u>	<u>Location</u>	<u>Intersection</u>
Beech Street	North	Floral Parkway

The Resolution was seconded by Trustee Cheng and adopted on roll call as follows:

Trustee Fitzgerald - Aye  
Trustee Pombonyo - Aye  
Trustee Cheng - Aye  
Trustee Chiara - Aye  
Mayor Longobardi - Aye

There being no further business, Mayor Longobardi closed the meeting at 10:55 pm.

Susan E. Walsh  
Village Clerk