

A regular meeting of the Board of Trustees was held on September 17, 2019 at 8:00 pm.

Prior to the start of the meeting, a Work Session of the Board of Trustees was held at 7:00 pm in the Mayor's office. Present were Mayor Dominick A. Longobardi, Trustees Kevin M. Fitzgerald, Lynn Pombonyo, Archie T. Cheng and Frank J. Chiara, Village Administrator Gerard M. Bambrick and Village Clerk Susan E. Walsh

Village Attorney John E. Ryan was excused from the work session.

At 7:16 pm, Trustee Kevin M. Fitzgerald motioned and Trustee Lynn Pombonyo seconded to go into Executive Session to discuss litigation matters pertaining to Belmont Park Redevelopment Project. At 7:30 pm, Trustee Cheng motioned to come out of Executive Session and was seconded by Trustee Chiara. No action was taken.

The Work Session concluded at 7:30 pm.

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 Kevin Ginnane, Superintendent of Buildings Renee Marcus, Police Commissioner Stephen McAllister and Fire Chief Sal Arrigo.

Village Attorney John E. Ryan was excused from the meeting.

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

September 3, 2019 - Regular Board Meeting

Trustee Pombonyo offered Resolution No. 2019-195 approving the Schedule of Accounts Payable consisting of the following:

General Fund	\$1,107,011.58
Swimming Pool	\$ 49,310.65
Community Development	\$ 0.00
Capital Fund	<u>\$ 94,049.00</u>
 GRAND TOTAL	 \$1,250,371.23

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 Cheng, seconded by Trustee Chiara, and carried unanimously, the Board approved the following block parties in accordance with Section 32-12d:

Pansy Avenue between Crocus Avenue and Floral Boulevard on Saturday,  
October 5, 2019 (rain date Sunday, October 6)

Hickory Street between Cherry Street and Floral Parkway on Saturday,  
October 19, 2019 (rain date Sunday, October 20)

Trustee Chiara offered Resolution No. 2019-196 authorizing Lieutenant Thomas McCarthy to attend the APCO Emerging Technology Forum on October 8-10, 2019 in Denver, CO for an estimated cost of \$725.00.

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. 2019-197 determining that Special Use Permit Application by Nasir Khanzada of 286 Jericho Turnpike seeking to alter an existing gasoline station is an unlisted action and has no significant effect on the environment as that term is defined in SEQRA.

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. 219-198 determining that proposed Local Law #05 amending Section 44-8 of the Code of the Village of Floral Park relating to noise generated by gas-powered leaf blowers is an unlisted action and has no significant effect on the environment as that term is defined in SEQRA.

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. 2019-199 introducing proposed Local Law #05 amending Section 44-8 of the Code of the Inc. Village of Floral Park relating to restriction of the days and hours of operating a gas-powered leaf blower.

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. 2019-200 authorizing the request of the Superintendent of Public Works Kevin Ginnane to surplus Truck #60, International Dump Truck Model #4700, Vin #1HSCAAN8TH269565.

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. 2019-201 authorizing payment to TipTop Auto Body for the repair of Police Vehicle #352 which was in a motor vehicle accident on August 31, 2019 in the amount of \$7,136.21.

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. 2019-202 approving the following two refund requests:

- J. Mariani for pool membership in the amount of \$210.00 since they were unable to go to the pool;
- R. Valentino for pool membership in the amount of \$105.00 since she was unable to go to the pool.

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 Cheng, seconded by Trustee Chiara, and carried unanimously, the Board approved the request of FISH to use the Recreation Center to hold their monthly meetings from September 2019 through May 2020 subject to the receipt of a certificate of insurance.

Trustee Chiara offered Resolution No. 2019-203 approving and adopting the Freedom of Information Policy (Public Access to Records).

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 Fitzgerald, seconded by Trustee Pombonyo, and carried unanimously, the Board approved the request of the Floral Park Conservation Society to host a Fairie Forrest Festival fundraiser on Saturday, November 2, 2019 from 1:00 pm to 4:00 pm at Centennial Gardens subject to the receipt of a certificate of insurance.

On motion by Trustee Pombonyo, seconded by Trustee Cheng, and carried unanimously, the Board approved the request of Councilman Thomas Muscarella to use the Recreation Center on Tuesday, October 22, 2019 from 7:00 pm to 8:00 pm to host a NARCAN training session for Floral Park residents subject to the receipt of a certificate of insurance.

Trustee Cheng offered Resolution No. 2019-204 approving the settlement of CSEA Supervisors Unit and authorize Mayor Longobardi to sign the Memorandum of Agreement which covers the period from June 1, 2019 through May 31, 2024.

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. 2019-205 determining that the issuance of Bond Anticipation Notes in an estimated maximum amount of \$165,000 for the acquisition of three emergency vehicles is an unlisted action and has no significant effect on the environment as that term is defined in SEQRA.

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. 2019-206:

BOND RESOLUTION OF THE VILLAGE OF FLORAL PARK, NEW YORK, ADOPTED SEPTEMBER 17, 2019, AUTHORIZING THE ACQUISITION OF VEHICLES, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$165,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$165,000 TO FINANCE SAID APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF FLORAL PARK, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Village of Floral Park, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to acquire vehicles, consisting of two Police vehicles and one Fire Chief's vehicle. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$165,000 and said amount is hereby appropriated for such purposes. The plan of financing includes the issuance of bonds in the principal amount of \$165,000 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 \$165,000 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 object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 77 of the Law, is three (3) 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 purposes for which said bonds are authorized. The foregoing statement 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 not exceed three (3) 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 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 the execution of agreements for credit enhancements, 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 shall take effect immediately, and the Village Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*The Gateway*," a newspaper having a general circulation in the Village and hereby designated the official newspaper of said Village for such publication.

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

AYES:           Trustee Fitzgerald  
                  Trustee Pombonyo  
                  Trustee Cheng  
                  Trustee Chiara  
                  Mayor Longobardi

NOES:

### **Police Department – Trustee Kevin Fitzgerald**

Trustee Fitzgerald said that recently there have been postings on various Facebook pages directly relating to various police matters. Some of the incidents that were reported turned out to be unsubstantiated by our Police Department. Therefore, Trustee Fitzgerald respectfully asks that our residents:

- Be hesitant to believe what they read on Facebook;
- Know that our Police Department thoroughly investigates all potential criminal incidents that are reported to them; and
- Be confident that if there was any serious public safety matter, they would use all resources to ensure that we are safe and that proper notification be given to all in an expeditious manner and through every available channel.

In the event that you are aware of an issue and want to verify it, please call or email the Police Department while being respectful that they may be attending to a prioritized matter.

### **Department of Public Works – Trustee Kevin Fitzgerald**

Trustee Fitzgerald said that trees were planted on Locust Street and sod will be put down the week of September 16<sup>th</sup>.

On Monday, September 16<sup>th</sup>, Trustee Fitzgerald, Mayor Longobardi and Superintendent of Public Works Kevin Ginnane along with the Floral Park Chamber of Commerce and residents met to talk about starting a new committee for the beautification of our commercial districts. Many interesting ideas were discussed and Trustee Fitzgerald said he looks forward to meeting with them again.

### **Belmont – Trustee Kevin Fitzgerald**

Trustee Fitzgerald said with regard to the Village's recent Article 78 filing, he is disappointed that it came to this unfortunate juncture. The Mayor, Board and our residents have been on the record for the better part of two years stating our very reasonable concerns about the project. Trustee Fitzgerald reminded everyone that at the December 2017 ESD Board meeting, he stated to the ESD Board that at the end of our dialogue that "we were looking forward to working with all parties to ensure that the project either kept Floral Park the same or improved it". Unfortunately, the parties named in our filing had total disregard for that very basic statement.

### **Recreation and Pool – Trustee Lynn Pombonyo**

Trustee Pombonyo announced that the fall season continues to bring days of enjoyable outdoor and indoor activities for those of all ages. At the recent Floral Park Little League Fall Awards Ceremony, well over 100 athletes, from our very young to our teens, received awards for their impressive baseball and softball skills and teamwork. Coaches, family members and community leaders were on hand to applaud the teams for another exciting season.

At our fall recreation program, Saturday openings remain in the 8:30 am-9:30 am Yoga class and the 9:45 am-10:45 am Zumba class for adults as well as the morning and afternoon Aerobics programs. The Jim Krug Fall Tennis Classic is underway and the results will be posted on the Village website. Also up and running are fall Baseball, Titans Football, and the fall Volleyball League. For details on programs and availability, call the Recreation Center at 516-326-6336, Monday to Friday, 9:00 am to 5:00 pm, and enjoy your days of recreation in Floral Park.

The Recreation and Pool Committees extend their appreciation to Trustee Cheng for his vigilance in monitoring the third track construction in the vicinity of the Recreation Center and Village pool, and ensuring that there would be no serious disruptions or negative impacts on this summer's season.

### **Covert Avenue Chamber of Commerce – Trustee Lynn Pombonyo**

Trustee Pombonyo reminded all of the 25<sup>th</sup> Annual Covert Avenue Chamber of Commerce Street Fair taking place this Saturday, September 21<sup>st</sup>, 11:00 am to 5:00 pm. Come for the craft fair, face painting, mums flower sale, huge inflatables, live bands, big prize raffles, towering rock wall, and great food and store sales. The opening ceremonies will take place at noon when the Villages will honor the Chamber. See you there!

### **Fire Department – Trustee Archie Cheng**

Trustee Cheng reported that the 9-11 services were held last week on the Village Hall front lawn and at the Reliance Fire House. These services not only paid tribute to the fallen but also the resiliency of the American spirit. The Reliance Company service was attended by several other departments as well as the New York City Emergency Medical Services Department. Both services were well attended by our residents.

### **Third Track – Trustee Archie Cheng**

Trustee Cheng reported that work on the retaining and sound walls behind the Recreation Center and pool and the expansion of the Linden Avenue tunnel has commenced. The tunnel will remain closed until further notice. We were hoping that we would be able to open the tunnel for Liz's Day, but work has started and it would be unsafe for pedestrian traffic.

Work is in progress under the viaduct at the Floral Park train station. Atlantic Avenue between Carlton Street and Carnation Avenue has reopened. Trenching for the electrical work was completed sooner than expected.

Parking spaces under the viaduct at Carlton Street have been restored. Parking at The Harrison and Mayflower Avenue lots on South Tyson Avenue are no longer available to Village commuter permit holders.

Questions have been asked about the retaining walls and heavy rains. The walls have not been completed and seams need to be sealed. This will be done soon.

With regard to the utility poles, the poles located on the outside of the railroad property to the walls are temporary. They will eventually be moved back to the inside of the retaining walls.

### **Library – Trustee Frank Chiara**

Trustee Chiara reported that the Friends of the Library's recent book sale was very successful, raising over \$1,800 for our Library. Thank you to everyone who came out to support this sale. The Friends of the Library have events to raise funds for projects that will further enhance the patron experience at our Library. Thank you to the Friends and the Library staff for all the time and effort they volunteer to make these events happen.

A few upcoming events at the Library are:

- On Sunday, September 22<sup>nd</sup> from 1:30 pm to 3:00 pm, there will be a Fall Family Festival on the Library lawn. Pumpkin decorating, a pumpkin patch, face painting, balloons and a junior sports arena will be available for all who attend. All residents are invited.
- On Saturday, October 5<sup>th</sup> from 10:00 am to 4:00 pm, the Friends of the Library are hosting a Lawn Sale on the Library lawn. Anyone interested in renting a space for \$25 will be able to sell their attic and garage treasures or new items on the lawn. There will be something for everyone at this sale. Please come out and support this event.
- Save the date for Sunday, October 20<sup>th</sup> from 1:00 pm to 5:00 pm for the Floral Park Library's Family Fun Event being held at Barnes & Noble in the Country Glen Shopping Center. 'Goblin Up a Good Boook' will have storytelling, face painting, crafts and much, much more. There will be a prize for the best costume so come out in your most creative Halloween attire to win this prize. All are invited to attend.

Please check the Library's website for information on these and future events.

**Mayor's Report**

Mayor Longobardi reported that this is a busy time of year and our calendars are getting filled very quickly but please come out and support our local events. It is a great time to come out and see our neighbors and support worthy causes.

Mayor Longobardi said there was a meeting scheduled for September 16<sup>th</sup> at 1:00 pm with Governor Cuomo's staff and the developers of Belmont. At 10:00 am of the same day, the meeting was cancelled. They informed us that "the meeting would be rescheduled if the Governor thought it was necessary"; it was then cancelled completely. There have been many attempts to meet with the Governor and his staff over the last two years but our requests have just been pushed aside, as usual. We will continue to press the Governor's office for a meeting and we will continue our legal action. Anything that could potentially become a bad situation for Floral Park we will make sure it is resolved as best we can.

Mayor Longobardi asked everyone to attend the Covert Avenue Chamber of Commerce Street Fair on Saturday, September 21<sup>st</sup> to commemorate the 25<sup>th</sup> anniversary of the street fair. It will be a fun time for everyone!

Mayor Longobardi thanked Felix Procaccia for filming this evening's meeting and for Tom McCarthy, a member of the press, for attending.

The Village Board Meeting will continue in the Mayor's office with Department Heads after a brief recess and the public is invited to attend.

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

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On motion by Trustee Kevin Fitzgerald, seconded by Trustee Lynn Pombonyo, and carried unanimously, Mayor Longobardi reconvened the meeting at 8:50 pm.

No actions were taken.

There being no further business, Mayor Longobardi closed the meeting at 10:00 pm.

Susan E. Walsh  
Village Clerk