

**INCORPORATED VILLAGE OF FLORAL PARK
BOARD OF TRUSTEES MINUTES
TUESDAY, MAY 4, 2021 8:00 PM
In-Person Attendance Is Permitted; Village Hall Courtroom
LIMITED SEATING AVAILABLE; FACE MASKS REQUIRED WHEN ENTERING THE BUILDING**

The regular meeting of the Board of Trustees was held on May 4, 2021 following the Special Use Public Hearings for Jiffy Lube and the Harrison held in succession at 8pm. Mayor Fitzgerald announced that the meeting is also available by video and tele-conference as follows:
<https://us02web.zoom.us/j/84790124536?pwd=QjZlWXJScnBrY0V0M3lyZlIiOWJmM2UT09>
Meeting ID: 847 9012 4536; Passcode: 018830 Dial-in +1 646 558 8656 US (NY); Meeting ID: 847 9012 4536; Passcode: 018830. The Mayor led all in the Pledge of Allegiance.

Present were Mayor Kevin M. Fitzgerald, Trustees Lynn Pombonyo, Archie T. Cheng, Frank J. Chiara, and Jennifer Stewart, 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, Deputy Village Clerk Rosaleen Shea & Village Attorney John Ryan.

The regular meeting opened at 9:22 pm.

On motion by Trustee Pombonyo, seconded by Trustee Chiara, and carried, the Board approved the Minutes of the Regular Board Meeting held on April 20, 2021. Trustee Cheng abstained.

Trustee Cheng offered Resolution No. 2021-90 to approve the Schedule of Accounts Payable as follows:

General Fund	\$ 712,459.19
Pool Fund	\$ 5,534.14
Capital Fund	<u>\$ 315,740.07</u>
Total	\$1,033,733.40

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

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

Trustee Chiara offered Resolution No. 2021-91:

WHEREAS, there has been proposed a 'NEW YORK STATE MUNICIPAL WORKERS' COMPENSATION ALLIANCE PLAN DOCUMENT' pursuant to Section 50 3-a of the Workers Compensation Law (hereinafter 'The Plan'); and

WHEREAS, the Village of Floral Park is eligible for membership in the Plan; and

WHEREAS, the Village of Floral Park has made an independent investigation of the Plan and reviewed the Plan document, and has concluded that it would be in the interests of the Village of Floral Park to participate therein; now, therefore, be it

RESOLVED that the Village of Floral Park enter into membership in the Plan pursuant to Section 50 Subdivision 3-a of the Workers' Compensation Law; and be it further

RESOLVED, that Gerard M. Bambrick, Village Administrator, be and hereby is authorized and instructed to execute the Plan's charter document on behalf of the Village of Floral Park; and be it further

RESOLVED, that the custody of all joint Plan moneys by the Plan Administrator under the Plan be and the same hereby is approved.

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

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

Trustee Stewart offered Resolution No. 2021-92 to authorize the Village Administrator to sign Skinnon & Faber's proposal for their professional services for financial audits of Village and Court covering June 1, 2020 – May 31, 2021.

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

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

Trustee Pombonyo offered Resolution No. 2021-93 to authorize the Village Administrator to sign the Munistat Agreement for municipal finance advising services as proposed in said Agreement.

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

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

Trustee Cheng offered Resolution No. 2021-94 to approve Change Order #1 for additional engineering services of LKB Consulting Engineers for the road reconstruction of Floral Boulevard in the amount of \$27,000.00.

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

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

Trustee Chiara offered Resolution No. 2021-95 to authorize an extension of time for Special Use Permit issued to Floral Park Depository 1929 Realty Partners, LLC for property 99 Covert Avenue up to and including through October 19, 2021.

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

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

Trustee Stewart offered Resolution No. 2021-96 to surplus and auction the following public works vehicles/equipment:

- 1980 American Leaf Vac VIN # VTD1003050VTD21F
- 2001 International Refuse Truck VIN # 1HTGHADT92H513725
- 2000 International Dump VIN # 1HTGEAHR4YH251046

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

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

Trustee Pombonyo offered Resolution No. 2021-97 to appoint Orlagh Brady as Assistant Pool Director for 2021 pool season in the contractual amount of \$11,822; and promote Andrew Espey as part-time, assistant Pool Director at the hourly rate of \$16.75.

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

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

Trustee Cheng offered Resolution No. 2021-98 to determine that special use permit applications of:

- i. Smoking Shields Cigar Club, 292 Jericho Turnpike, to operate as a public assembly, is a Type II action as that term is defined in SEQRA and will not have a significant effect on the environment; and

- ii. BJD Corp. (Swing the Teapot), 6-8 Verbena Avenue, to allow an addition to their restaurant for an additional 48 seats is a Type II action as that term is defined in SEQRA and will not have a significant effect on the environment; and
- iii. Ajaykumar Sheth (Cammps, Inc.), 282 Jericho Tpke, to change an existing retail use to a convenience store that processes, stores or sells food, is a Type II action as that term is defined in SEQRA and will not have a significant effect on the environment.

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

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

Trustee Chiara offered Resolution No. 2021-99 to introduce proposed Local Law #1 of 2021 Cannabis Law § #131 to opt out of licensing and establishing retail cannabis dispensaries and/or on-site cannabis consumption establishments in the Village of Floral Park.

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

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

Trustee Stewart offered Resolution No. 2021-100 to determine that proposed Local Law #1 of 2021 that pursuant to Cannabis Law § 131 to opt out of licensing and establishing retail cannabis dispensaries and/or on-site consumption establishments is a Type II action as that term is defined in SEQRA and will not have a significant effect on the environment.

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

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

On motion by Trustee Pombonyo, seconded by Trustee Cheng, and unanimously carried, the Board approved Triple A taxi cab license for James Katan since receiving background clearance by the FP police Department.

On motion by Trustee Cheng, seconded by Trustee Chiara, and carried unanimously, the Board approved the request of the Floral Park American Legion Post #334 to hold their Flag Retirement Ceremony on Friday, June 4, 2021 at 7:00 pm at the Recreation Center Parking Lot with the assistance of the Floral Park Fire and Public Works Departments.

Trustee Chiara offered Resolution No. 2021-101 to authorize the Mayor to sign an Agreement with St. Hedwig’s Church and the Town of Hempstead wherein the Village will issue payment to St. Hedwig’s Church for the balance payment of \$3436.00 in half-year installments from June 1, 2021 - December 31, 2021.

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

Trustee Pombonyo	- Aye
Trustee Cheng	- Aye

Trustee Chiara	- Aye
Trustee Stewart	- Aye
Mayor Fitzgerald	- Aye

On motion by Trustee Stewart, seconded by Trustee Pombonyo, and unanimously carried, the Board approved the request of Trinity Restaurant to use the Spooner Street municipal lot on Saturday, June 5, 2021 for its 26th anniversary celebration; subject to receipt of insurance, and in accordance with CDC and NC Dept. of Health guidelines.

Recreation Department - Trustee Lynn Pombonyo

The 2021 Recreation and Pool Book is now available online on the Village/Pool website and facebook page. Trustee Stewart will provide all the pool updates. I’m happy to direct you to page 10 and thereafter for all the Recreation news.

Open daily from 8am to 10pm, the Rec Center comes alive with activity at this time of year. Youth programs feature Jazz/Hip Hop Dance, Teen Tennis and Tennis Lessons, Arts and Crafts, Primary Recreation, Pre-school Play and Arts and Crafts, Morning Sports, Camp Sports Programs, Tennis-ball for youth of all ages, and others. Adult recreation programs feature Volleyball and Basketball Leagues, Tennis Lessons, Aerobics and the very popular Summer Tennis Tournament Series. Registration for our summer programs is May 19th, 22nd, 23rd and thereafter.

Organized sports leagues also provide great summer fun and entertainment. They include Floral Park Little League baseball and softball teams, Floral Park Indians soccer and basketball, planning for Floral Park Sports Association roller hockey, Floral Park Adult Softball, Senior Division, 60+ and Pickleball, all described on page 17 of the Rec and Pool Book. Stop by our fields to cheer on all of our great Floral Park teams, and enjoy Summer 2021 at our Village pool, park and rec center.

Conservation Society - Trustee Lynn Pombonyo

Moving from recreation to Centennial Gardens, which is also part of our Recreation and Parks Departments, our Gardens and Bird Sanctuary are open noon to 5pm daily, and spring is in full bloom there. See page 19 of your Rec and Pool Book for Gardens details and a Bird Watching section filled with bar codes taking you to "Birds and Animals of the Gardens" and other fascinating resources.

Department of Public Works - Trustee Lynn Pombonyo

Spring continues with our DPW too. Our dedicated workers have planted 100 trees over the past two weeks. Thirty trees remain and residents may call 326-6320 to order a tree for your curbside. Road crews are working throughout the Village doing repairs, and our Parks Department will be out there beautifying the Village with colorful flowers.

Our Chambers of Commerce and Businesses - Trustee Lynn Pombonyo

As our Building Department has approved the architect's plans for the reconstruction of the basic infrastructures of ten of the businesses damaged in the fire, the property owner is seeking contractors to perform the upcoming reconstruction work.

Renee Marcus, our Building Superintendent, has contacted the business owners who are accessible, encouraging them to speak with the property owner or the architects directly regarding future planning for the damaged properties.

And, to all, enjoy the spring sunshine in the Village of Floral Park!

Fire Department – Trustee Archie Cheng

At our next Board meeting on May 18, we will be swearing in the new Chief's Staff of the Fire Department. Michael Saville will be sworn in as the new Chief and we welcome Gil Luger as the New baby Chief. We will also hear Chief Pat McAllister's final year-end report.

Last week we unfortunately had another house fire on Mayfair Avenue. Thankfully, there were no serious injuries and our Volunteers did a great job in confining the fire.

LIRR Third Track – Trustee Archie Cheng

If you have not heard already, 3TC, the third track contractor, is back to work after their long lay-off. After a phone call today, I can report the following: The elevators at the LIRR station are being turned over to the MTA on June 7. After their initial testing, an electrical box had to be changed and presumably that is the reason for the delay. Once turned over, it is up to the MTA to decide when to open the elevators to the public.

Charles Street sound wall work will begin again next week. Poles will be installed and that should be completed by the end of May. The actual wall installation will start in July and it should take 3-4 weeks.

The work near Tunnel Street will be continuing with the installation of retaining walls and switch work for the next 4-6 months. Most of the machinery and equipment for this work will come in from the New Hyde Park side of the sump.

We will be planning a landscaping meeting in the next 2 weeks to decide what we might want installed at the end of the dead end streets that intersect with the Right of Way. We also will be speaking to residents that about the retaining walls to see if they have any interest in new landscaping on their property.

Police Department – Trustee Frank Chiara

On behalf of the Floral Park Police Department, the Village Board and our entire community, I would like to extend our sincere condolences and offer our prayers to the family of Detective Antansio Tsakos. Detective Tsakos, a 14 year NYPD Highway Patrol Officer tragically lost his life in the line of duty. May he rest in peace and we will continue to keep him and his family in our thoughts and prayers.

I would like to thank our Floral Park Police Department, who, together with Floral Park Crew members and the members of the Lions Club collected 197 lbs. of unwanted medication, narcotics and syringes at the National Drug take back date. This event was sponsored by the Drug Enforcement Agency (DEA). Crew and Lions members assisted residents by placing these items in containers that were later picked up by the DEA to be safely destroyed. They also distributed help information on Wellness Resources. The residents who dropped off items thanked the organizers for allowing them to dispose of these items properly. It was a very successful event.

Our Police Department once again reminds all residents to lock your cars and homes to avoid any unwanted incidents. Recently, there were reports of individuals entering unlocked cars and removing property from these vehicles. Our Police are on alert and adjusting their patrols accordingly. Please help out by locking your cars and immediately reporting any incidents.

Building Department – Trustee Frank Chiara

The Building Department continues their efforts to receive and turn around permits as quickly as possible. They are doing a great job assisting our residents with all their construction projects.

The Floral Blvd road reconstruction is in full construction mode. Concrete work, along with the installation of catch basins are currently being worked on. Once completed the next phase will be the re-milling and paving of the entire road. This will be last phase of the construction and probably the most disruptive to the residents who live on the Blvd. There will have to be street closure and detours until the paving is complete. The construction company and the Village will keep all the residents informed of the upcoming construction and schedules. Our emergency service providers and our schools will also be notified so that adjustments can be made.

Please drive safely in this construction zone and report any issues that need to be addressed on this construction project to our Building Department. We are having weekly construction meetings to address any of your concerns. Thank you to all of our residents for their cooperation and patience they have exhibited during this major construction project.

CREW Committee – Trustee Frank Chiara

On 4/27/2021 the Floral Park Crew committee held an evening of reflection, a message of hope hosted by Our Lady of Victory, RC. The guest speaker Lt. John Breen of the FDNY shared with all of us who attended his first-hand experience on September 11th and his road to recovery. Lt. Breen is a remarkable, fortunate and appreciative man who sees it as his mission to keep the events of 9/11 alive by telling his story and letting all hear that there is always hope for a better tomorrow. Thank You Lt. Breen for sharing your experiences with us!

Thanks to CREW and in particular Elaine Licari for organizing and Joe O’Grady for emceeing. Thank You to Fr. Tom and OLV for hosting the event in the church chapel. It was a pleasant evening of reflection with a pronounced message of hope.

Floral Park Library – Trustee Jennifer Stewart

The Library has begun its Story Walk series, illustrations from childrens’ books are displayed around the library lawn and children with their guardians walk around the property, enjoying the illustrations and the time outside. Sunday, May 2nd saw a very successful May the Fourth event with characters from Star Wars taking pictures and entertaining fans of all ages. I encourage residents to check out the Library’s website and Facebook page for information about all upcoming events.

Pool Department – Trustee Jennifer Stewart

The Board is happy to approve two assistant pool directors for the Summer of 2021, both lifelong Floral Park residents with impressive resumes. We are looking forward to the positive impact they will make this summer. We continue to be on track for a June 13th opening. We are looking forward to introducing as many programs at the pool this summer as health department guidelines will allow.

Mayor Kevin Fitzgerald

I have just a couple of items to report on. As Deputy Mayor Pombonyo mentioned earlier about tree planting, I would just like to echo thanks to DPW Superintendent Kevin Ginnane and his team for going out and picking out the trees this year. I know we have been doing this for a couple of years and I noticed this year that the trees are especially different and better. I appreciate the effort that he has put into getting that done.

Once again, unfortunately, we have to thank the Fire Department for all of their hard work. It has been a rough year. It is an amazing job that they do day in and day out, especially when the alarm rings with a serious call like we had the other day. They are there plus our neighboring towns. Thanks to them for coming to our assistance. It is an amazing job. I have been sitting in this chair for ten years and it never ceases to amaze me to see their dedication in all that they do. Thank you.

At 9:40 pm on motion by Trustee Pombonyo, seconded by Trustee Cheng, and carried unanimously, the Board closed the business meeting and opened to the public.

At 9:45 pm Trustee Pombonyo motioned to go into Executive Session, seconded by Trustee Cheng and carried unanimously, the Board went into Executive Session. Present were Mayor Kevin M. Fitzgerald, Trustees Lynn Pombonyo, Archie Cheng, Frank Chiara and Jennifer Stewart, Village Administrator Gerry Bambrick, Village Clerk Susan Walsh, Village Attorney John Ryan, Superintendent of Buildings Renee Marcus, Police Commissioner Stephen McAllister, and Superintendent of Public Works Kevin Ginnane.

The Village Board discussed potential litigation and police personnel matters. Trustee Chiara motioned to come out of Executive Session, seconded by Trustee Stewart and carried unanimously. No action was taken. The meeting ended at 11:53 pm.

Susan Walsh
Village Clerk