

Before the meeting Valley Stream Lifeguard Robert Nardella was recognized with a citation for successfully administering the Heimlich Maneuver on a young Valley Stream resident. Mr. Nardella's quick thinking and skillful response in an emergency situation saved the child's life.

MINUTES OF A REGULAR MEETING
OF THE BOARD OF TRUSTEES
THE INC. VILLAGE OF VALLEY STREAM

DATE: AUGUST 19, 2019

BEFORE: EDWIN A. FARE Mayor
JOHN L. TUFARELLI, Trustee
VINCENT M. GRASSO, Trustee (Excused)
DERMOND E. THOMAS, Trustee (Excused)
SEAN WRIGHT, Deputy Mayor

PRESENT: ROBERT FUMAGALLI, Village Clerk
MICHAEL J. FOX, Village Treasurer (Excused)
JAMES J. HUNTER, Deputy Village Clerk
DAVID SABATINO, Deputy Village Treasurer
HOPKINS & KOPILOW, General Counsel
ALISON WALSH, Personnel Officer

The Regular Meeting was called to order by Mayor Fare at 7:16 p.m. The Village Clerk was asked to call the roll:

Trustee Tufarelli	Yes
Trustee Thomas	Excused
Trustee Grasso	Excused
Trustee Wright	Yes
Mayor Fare	Yes

The following resolutions were then voted upon.

RES.127/19 MINUTES

RESOLVED that the minutes of the following meeting be approved:

A. Regular Meeting – July 15, 2019

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.128/19 TAX CERTIORARI SETTLEMENTS

WHEREAS, there are writs of certiorari pending in the Supreme Court of Nassau County against the Village of Valley Stream (the "Village") with respect to certain real property located within the Village; and

WHEREAS, the firm of Ryan, Brennan & Donnelly LLP, counsel to the Village for tax certiorari matters, has negotiated settlements of such cases; and

WHEREAS, the Village believes it is in the best interests of the Village to settle the outstanding writs upon such terms and conditions as have been negotiated by counsel to the Village;

NOW, THEREFORE, BE IT RESOLVED, that Ryan, Brennan & Donnelly LLP, counsel to the Village for tax certiorari matters, is authorized to execute stipulations of settlement in respect to the following cases; and

BE IT FURTHER RESOLVED, that the Clerk of the Board of Assessors is authorized to honor such assessment reductions upon the tax rolls of the Village for the years 2019/2020.

Owner/Rep	Sec.	Block	Lot(s)	Years	Original Assessed Value	New Assessed Value	Negotiated Refund
Marc Galler Foundation/ Koeppel	37	K	17;35;26;27;49	2013/14 - 2018/19	20,000 combined	13,000 combined	\$17,000. PLUS \$3,325.00 FOR 2019/20
Roadrunner Services/ Forchelli	37	S	189	2013/14 - 2018/19	7,500	5,000	\$6,000 PLUS \$1,187.50 FOR 2019/20
510-530 DuBois Owners/ Koeppel	39	165	11-12;127;202	2013/14 - 2018/19	95,500 combined	87,000 combined	\$12,000 plus \$8,500.00 FOR 2019/20
	39	165	14-15;28;128				
	39	411	2				
Cynthia Stalter - Maidenbaum & Sternberg	39	29	9;11	2006/07 - 2013-14	42,050	23,000	\$40,000

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.129/19

**H. WALDINGER MEMORIAL LIBRARY
GRANT APPLICATION AND PROPOSAL**

RESOLVED that the Board of Trustees hereby authorizes the Library Director to apply for the 2019-2022 Library Construction Aid Grant in the amount of \$85,000 with maximum funding of 50% of the grant total and to accept as part of the application a proposal from H2M of Melville, NY for plans for a canopy not to exceed \$10,000 and up to \$75,000 for construction of the canopy over the ADA ramp for a total of up to \$85,000.00.

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.130/19 APPROVE PURCHASE

RESOLVED that the Board of Trustees hereby approves the purchase from Alpine Software Corp. of an Attendance Kiosk System (Kiosk Application, Finger Reader Attendance Kiosks, Kiosk Software Installation, Kiosk Customization and System Training) for the Valley Stream Fire Department in the total amount of up to \$18,115.00. (Capital Project #890-533)

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.131/19

**APPROVE BUILDING PERMIT
APPLICATION #43801 – 38 WEST SUNRISE HIGHWAY**

RESOLVED that in compliance with Village Code, Chapter 40 "Gasoline and Gasoline Stations" §40-8, the Board of Trustees hereby approves Building Permit Application #43801 dated July 19, 2019 and authorizes the Building Department to issue a permit to 38 W. Sunrise Hwy LLC, 81 Clinch Avenue, Garden City, NY 11530 for the installation of new gasoline dispenser apparatus located at 38 W. Sunrise, Valley Stream, New York 11581.

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

THE BOARD OF TRUSTEES HEREBY TABLES RESOLUTION 132/19 FOR FURTHER DISUSSION.

RES.132/19 SURPLUS PROPERTY

RESOLVED that such property known as Section 39, Block 385, Lot 5,6,7 and 18 is hereby declared surplus by the Inc. Village of Valley Stream.

MOTION BY TRUSTEE _____ SECOND BY TRUSTEE _____

ROLL CALL: Trustee Grasso	<u>Excused</u>	Trustee Thomas	<u>Excused</u>
Trustee Tufarelli	___	Trustee Wright	___
		Mayor Fare	___

THE BOARD OF TRUSTEES HEREBY TABLES RESOLUTION 133/19 FOR FURTHER DISCUSSION.

RES.133/19 AMENDMENT TO P. HENDEL PRODUCTS PARTNERSHIP CO. LEASE AGREEMENT

RESOLVED that the Board of Trustees hereby authorizes the Mayor to execute an amendment to the lease agreement dated July 1, 1998 between the Inc. Village of Valley Stream and McDonald's Corporation successor in interest to P. Hendel Partnership Co. ("Tenant" or "Lessee") for the real property known as §39, Block 385, Lots 5,6,7 and 18 located on Rockaway Avenue and Sunrise Highway effective upon final execution of this Amendment. The Village and Tenant agree that the term of the lease is extended through and including September 30, 2042 with options through September 30, 2058.

MOTION BY TRUSTEE _____ SECOND BY TRUSTEE _____

ROLL CALL: Trustee Grasso	<u>Excused</u>	Trustee Thomas	<u>Excused</u>
Trustee Tufarelli	___	Trustee Wright	___
		Mayor Fare	___

RES.134/19 AMEND RESOLUTION 077/19 APPROVE CONTRACTS/AGREEMENTS

RESOLVED that effective June 1, 2019 – May 31, 2020 the annual cost of sprinkler system inspections by FIRE COMMAND CO. INC. is amended from \$460.00 to \$540.00 for each of the following locations: Pagan Fletcher House, Firemen's Field Clubhouse, A.J. Hendrickson Park Community Center and the Municipal Building, 195 Rockaway Avenue.

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RESOLVED that the Mayor is authorized to execute contracts/lease agreements as follows:

ISLAND TECH SERVICES – Server Warranty/Support Extension for the Valley Stream Fire Dept. Lenovo Think Server RD440, Model 70AH001RUX effective September 28, 2019 – September 28, 2020 at an annual fee of \$399.00. (A.3410.458)

CGI COMMUNICATIONS, INC. AGREEMENT - A Streetscape Banner Program Agreement between CGI Communications, Inc., and the Inc. Village of Valley Stream effective for three (3) years when the agreement is signed by both parties to provide to the Village Community Showcase Banners as described in the agreement on file in the Office of the Village Clerk.

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.136/19 ARBITRATION SETTLEMENT

RESOLVED that the Board of Trustees approves the PIP Arbitration Settlement of Claim VEA0044/18 BI in the amount of \$23,152.75.

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.137/19 CLAIM SETTLEMENTS

RESOLVED that the Board of Trustees approves the following claim settlements:

NC0005/19 PD	\$736.19
VEA0014/19 PD	\$450.00

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.138/19 INSTALL SIGNAGE

RESOLVED that on the recommendation of the Traffic Advisory Committee signage be installed as follows;

Install a "15 mph" sign under "Curve Ahead" signs on Meyer Avenue near North Waldinger Street.

Install "30 mph Speed Limit" signs on both sides of Meyer Avenue as needed.

Install a "No Through Trucking Except Local Delivery" sign on the corner of Cleveland Street at its intersection with Horton Avenue.

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.139/19

**AMEND THE CODE OF THE VILLAGE OF VALLEY STREAM,
CHAPTER 54 ENTITLED, "MERCANTILE REGISTRATION"
§54-5 FEES**

RESOLVED that pursuant to Chapter 54, of the Code of the Village of Valley Stream entitled, "Mercantile Registration", the Board of Trustees hereby amends §54-5 Fees to read as follows:

The fee for such registration certificate shall be \$375 for five years. The Board of Trustees may change the fee by resolution.

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.140/19

PROPOSED LOCAL LAW 7-2019

WHEREAS the Village of Valley Stream wishes to amend Chapter 90 of its Village Code entitled, "Tree Preservation" by including trees on private property.

NOW BE IT RESOLVED that in accordance with the provisions of Municipal Home Rule Law §§10, et seq., a Public Hearing be held on the 23rd day of September, 2019 at 7:00 p.m. at Village Hall, 123 South Central Avenue, Valley Stream, at which hearing parties in interest and citizens shall have an opportunity to be heard as to whether Proposed Local Law 7-2019, entitled, A LOCAL LAW TO AMEND CHAPTER 90 OF THE CODE OF THE VILLAGE OF VALLEY STREAM ENTITLED, "TREE PRESERVATION", TO INCLUDE TREES ON PRIVATE PROPERTY should be adopted, and it is further

RESOLVED that the notice of the time and place of such public hearing shall be published by the Village Clerk at least five (5) days in advance of such time and place in the newspaper provided for by law.

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RES.141/19

PROPOSED LOCAL LAW 8-2019

WHEREAS the Village of Valley Stream wishes to amend Chapter 91 of its Village Code entitled, "VEGETATION" by amending Article 1 "Grass and Weeds" to include and ban Bamboo.

NOW BE IT RESOLVED that in accordance with the provisions of Municipal Home Rule Law §§10, et seq., a Public Hearing be held on the 23rd day of September, 2019 at 7:00 p.m. at Village Hall, 123 South Central Avenue, Valley Stream, at which hearing parties in interest and citizens shall have an opportunity to be heard as to whether Proposed Local Law 8-2019, entitled, A LOCAL LAW TO AMEND CHAPTER 91 OF THE CODE OF THE VILLAGE OF VALLEY STREAM ENTITLED, "VEGETATION", BY AMENDING ARTICLE 1 "GRASS and WEEDS" TO INCLUDE AND BAN BAMBOO should be adopted, and it is further

RESOLVED that the notice of the time and place of such public hearing shall be published by the Village Clerk at least five (5) days in advance of such time and place in the newspaper provided for by law.

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RESOLVED that the Personnel Salary Schedule of the Unit III Collective Bargaining Agreement between the Village and Local 342, L.I.P.S.E. covering the period June 1, 2017 through May 31, 2021, be amended by:

- 1. Insert the title Superintendent of Public Works in Grade 11

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RESOLVED that the following appointment be approved at the salary provided for in the Unit III Collective Bargaining Agreement and shall be effective upon the approval of the Nassau County Civil Service Commission.

Steven Acquavella To: Superintendent of Public Works, Grade 11, Starting Salary

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RESOLVED that the following reclassification be approved at the salary provided for in the Unit III Collective Bargaining Agreement and shall be effective upon the approval of the Nassau County Civil Service Commission.

Dominick Milillo, Jr. From: Motor Equipment Operator/Sanitation Worker, Grade 28, Start of 5th Year
To: Assistant Sanitation Supervisor, Grade 1, Starting Salary

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

RESOLVED that the following reclassifications be approved at the salary provided for in the Unit II Collective Bargaining Agreement and shall be effective upon the approval of the Nassau County Civil Service Commission.

Andrew P. Servain From: Motor Equipment Operator, Grade 18, Start of 5th Year
To: Senior Motor Equipment Operator, Grade 28, Start of 4th Year

Alfred Caputo From: Motor Equipment Operator, Grade 18, Start of 5th Year
To: Motor Equipment Operator II, Grade 28, Start of 4th Year

Vincent A. Iadevaio From: Motor Equipment Operator, Grade 18, Start of 5th Year
To: Motor Equipment Operator II, Grade 28, Start of 4th Year

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

Trustee Wright: I hereby move that the abstract of audited vouchers be paid as soon as same is approved by the majority.

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Grasso	Excused	Trustee Thomas	Excused
Trustee Tufarelli	Yes	Trustee Wright	Yes
		Mayor Fare	Yes

Schedule of Meetings

Monday, Sept. 09, 2019 – Work Session – 6:30 p.m.
 Monday, Sept. 23, 2019 – Public Hearing & Regular Meeting – 7:00 p.m.
 Monday, Oct. 7, 2019 - Work Session - 6:30 p.m.
 Monday, Oct. 21, 2019 - Regular Meeting - 7:00 p.m.
 Monday, Nov. 04, 2019 – Work Session – 6:30 p.m.
 Monday, Nov. 18, 2019 – Regular Meeting – 7:00 p.m.
 Monday, Dec. 02, 2019 – Work Session – 6:30 p.m.
 Monday, Dec. 16, 2019 – Regular Meeting – 7:00 p.m.

On a motion by Trustee Tufarelli, seconded by Trustee Wright and carried unanimously, the Board of Trustees voted to adjourn the Regular Meeting at 7:18 p.m.

Respectfully submitted,



ROBERT V. FUMAGALLI
 Village Clerk