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October 29, 2015

Rockville Centre, New York

The Board of Trustees held a Public Briefing Session at 6:00 p.m. on the above date in the Mayor's Office.

PRESENT: Mayor Francis X. Murray, Trustees Nancy Howard, Edward J. Oppenheimer, Michael Sepe and Emilio F. Grillo

ALSO PRESENT: Village Attorney A. Thomas Levin, Deputy Village Administrator/Comptroller Michael Schussheim, Deputy Village Administrator/Strategic Planning Kathleen Murray, Superintendent of Electric Phil Andreas, Deputy Superintendent of Buildings Thomas Domanico, Deputy Superintendent of Public Works John Thorp, Supervisor of Water Distribution Kevin Reilly, Police Commissioner Charles Gennario, Deputy Director of Senior Services Wendy Weinstock, Public Relations Counsel Julie Grilli, Secretary to the Board of Trustees Gwynne Feiner

ATTENDANCE: Approximately 2 people

On motion of Trustee Grillo, duly seconded by Trustee Howard and unanimously carried the Board voted to approve the following Resolution designating the Mayor as the Acting Village Administrator.

RESOLUTION

Whereas, by resolution adopted October 19, 1981, the Board of Trustees created the administrative position of Village Administrator, directed that such position would be held by the Village Clerk-Treasurer, and specified and delegated to the Village Administrator certain authority and duties; and

Whereas, the position of Village Clerk-Treasurer and the administrative position of Village Clerk-Treasurer are presently vacant due to the resignation of the most recent person appointed to such positions; and

Whereas, the Mayor, with the approval of the Board of Trustees, has heretofore appointed a Deputy Village Clerk-Treasurer, a Deputy Village Administrator - Finance, and a Deputy Village Administrator-Strategic Planning; and

Whereas, the Village is engaged in an active search for a person to fill the positions of Village Clerk-Treasurer and Village Administrator; and

Whereas, the Board of Trustees hereby finds and concludes that until such time as the said positions are filled by regular appointment, it is in the best interest of the Village to have one person designated to perform the duties and exercise the authority granted to the Village Administrator, to the extent permitted by law,

NOW, THEREFORE, BE IT

RESOLVED, that the Board of Trustees of the Village of Rockville Centre hereby designates the Mayor as the Acting Village Administrator, to serve without additional compensation, and it is further

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RESOLVED, that this authority of the Mayor to be the Acting Village Administrator as provided in this resolution shall remain in effect until such time as the Mayor has appointed and the Board approved a Village Clerk-Treasure/Village Administrator, or until such time as the Board of Trustees

shall amend or repeal this resolution, whichever shall first occur, and it is further

RESOLVED, that during the period of time this resolution shall be in effect, the authority and duties granted to the Mayor as Acting Village Administrator shall not include any authority or duties vested in the Village Clerk-Treasurer pursuant to New York State law.

Acting Village Administrator Francis Murray advised that properly advertised Bid #1610W(821) Iron Filter Media Replacement was opened on October 13, 2015 with the following results.

VENDOR	ITEM #1 -Iron Removal Filter Media	ITEM #2 - Sand Distributor Valves	ITEM #3 -Add'l work not covered (permanhour)	Total
Bensin Contracting, Inc.	\$ 224,500.00	\$ 17,300.00	\$ 160.00	\$ 241,960.00
Action Remediation, Inc.	\$ 208,800.00	\$ 44,000.00	\$ 118.00	\$ 252,918.00
Phillip Ross Industries	\$ 240,000.00	\$ 17,000.00	\$ 100.00	\$ 257,100.00

The following companies did not respond: Hungerford & Terry, Inc., Atlantic Wells Inc., iSQFT and Pumping Services Inc.

On motion of Trustee Oppenheimer, duly seconded by Trustee Howard, the Board confirmed the award to the lowest responsible bidder substantially meeting all required specification to Bensin Contracting, Inc. at a cost after negotiations of \$208,000.00 for Item 1, \$17,300.00 for Item 2 and \$135.00 per man hour for Item 3.

Acting Village Administrator advised that properly advertised Bid #1610DPW2(822) 2015 Tree Planting, Village Wide was opened on October 22, 2015 with the following results:

The following vendors did not respond: R&R Landscaping, Keep it Green Landscaping, Bissett Nursery, and Sipala Landscape Services.

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2015 Tree Planting Bid											
BID# 15100PIN(2/12/2)											
Opened: 10/22/15											
	Northport Tree Company				Louis Berthia Landscaping Inc.				Woodstock Construction Group		
	Qty.	COST/TREE	TOTAL		Qty.	COST/TREE	TOTAL		Qty.	COST/TREE	TOTAL
PIN OAK	32	\$ 140.00	\$ 4,480.00	NO BID	32	\$ 165.00	\$ 5,280.00		32	\$ 425.00	\$ 13,600.00
CRIMSON KING NORWAY MAPLE	78	\$ 185.00	\$ 14,430.00	NO BID	78	\$ 175.00	\$ 13,650.00		78	\$ 425.00	\$ 33,150.00
KUMARIA ORIENTAL CHERRY	39	\$ 140.00	\$ 5,460.00	NO BID	39	\$ 265.00	\$ 10,295.00		39	\$ 425.00	\$ 16,575.00
GREENSPICE LINDEN	30	\$ 140.00	\$ 4,200.00	NO BID	30	\$ 285.00	\$ 8,550.00		30	\$ 425.00	\$ 12,750.00
REGENT JAPANESE TREE LILAC	45	\$ 145.00	\$ 6,525.00	NO BID	45	\$ 165.00	\$ 7,425.00		45	\$ 425.00	\$ 19,125.00
MALE GINKGO BILBOA	2	\$ 180.00	\$ 360.00	NO BID	2	\$ 175.00	\$ 350.00		2	\$ 425.00	\$ 850.00
			\$ 39,391.00				\$ 60,352.00				\$ 95,200.00
Option Year 1			2%				1.5%				5%
Option Year 2			2%				1.7%				10%
DEEP ROOT LB 12 (LF)	2240	\$ 3.00	\$ 6,720.00	NO BID	2240	\$ 4.45	\$ 9,968.00		2240	\$50.00	\$ 112,000.00
Option Year 1			2%				1.5%				5%
Option Year 2			2%				1.7%				10%
DEIVERED TO DPW											
	Qty.	COST/TREE	TOTAL		Qty.	COST/TREE	TOTAL		Qty.	COST/TREE	TOTAL
PIN OAK	5	\$ 100.00	\$ 500.00	NO BID	5	\$ 165.00	\$ 825.00		5	\$ 275.00	\$ 1,375.00
CRIMSON KING NORWAY MAPLE	10	\$ 100.00	\$ 1,000.00	NO BID	10	\$ 165.00	\$ 1,650.00		10	\$ 275.00	\$ 2,750.00
KUMARIA ORIENTAL CHERRY	0	\$ -	NO BID	NO BID	0	\$ 205.00	\$ -		0	\$ -	NO BID
GREENSPICE LINDEN	2	\$ 90.00	\$ 180.00	NO BID	2	\$ 215.00	\$ 430.00		2	\$ 300.00	\$ 600.00
REGENT JAPANESE TREE LILAC	0	\$ -	NO BID	NO BID	0	\$ 205.00	\$ -		0	\$ -	NO BID
MALE GINKGO BILBOA	0	\$ -	NO BID	NO BID	0	\$ 165.00	\$ -		0	\$ -	NO BID
SUGAR MAPLES	5	\$ 90.00	\$ 450.00	NO BID	5	\$ 215.00	\$ 1,075.00		5	\$ 275.00	\$ 1,375.00
STAKES (sets of 2)	20	\$ 25.00	\$ 500.00	NO BID	20	\$ 12.00	\$ 240.00		20	\$ 20.00	\$ 400.00
TREE WIRE & HOSES (sets of 2)	20	\$ 40.00	\$ 800.00	NO BID	20	\$ 4.00	\$ 80.00		20	\$ 20.00	\$ 400.00
FERTILIZER (25LB BAGS)	6	\$ 41.00	\$ 246.00	NO BID	6	\$ 30.00	\$ 180.00		6	\$ 35.00	\$ 210.00
			\$ 2,676.00				\$ 4,866.00				\$ 7,110.00
Option Year 1			2%				1.5%				5%
Option Year 2			2%				1.7%				10%
*****Note - All Tree Quantities (4 or +)											

On motion of Trustee Grillo, duly seconded by Trustee Oppenheimer and unanimously carried, the Board awarded the bid to the lowest responsible bidder substantially meeting all required specifications for each item as per the above spreadsheet, namely Northport Tree Company, Inc., for a three year period.

The Board reviewed the 11-2-15 agenda and the Briefing Session agenda without taking any further action.

On motion of Trustee Oppenheimer, duly seconded by Trustee Sepe and unanimously carried, the Board voted to convene in Executive Session at 8:05 p.m. to obtain legal advice and to discuss pending litigation.

PRESENT: Mayor Francis X. Murray, Trustees Nancy Howard, Edward J. Oppenheimer, Michael Sepe and Emilio F. Grillo

ALSO PRESENT: Village Attorney A. Thomas Levin, Deputy Village Administrator/Comptroller Michael Schussheim, Deputy Village Administrator/Strategic Planning Kathleen Murray

On motion of Trustee Sepe, duly seconded by Trustee Grillo and unanimously carried, the Board voted to return to Public Briefing at 7:40 p.m.

On motion of Trustee Oppenheimer, duly seconded by Trustee Howard and unanimously carried, the Board voted to authorize Claims Service Bureau to negotiate a settlement regarding the Worker's Compensation claim of Edward Tyler within the parameters discussed in Executive Session.

On motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and unanimously carried, the Board voted to adjourn the meeting at 8:35 p.m.

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The Regular Meeting of the Board of Trustees was held on the above date in

Village Hall. Mayor Murray opened the meeting at 7:00 p.m.

PRESENT: Mayor Francis X. Murray, Trustees Edward J. Oppenheimer, Michael Sepe and Emilio F. Grillo

ABSENT: Trustee Nancy Howard

ALSO PRESENT: Village Attorney A. Thomas Levin, , Deputy Village Administrator/Comptroller Michael Schussheim, Deputy Village Administrator/Strategic Planning Kathleen Murray, Police Commissioner Charles Gennario, Deputy Superintendent of Public Works John Thorp, Superintendent of Electric Philip Andreas, Superintendent of Recreation Anthony Brunetta, Supervisor of Water Distribution Kevin Reilly, Deputy Superintendent of Buildings Thomas Domanico, Director of Information Technology John Peters, Fire Chief Robert Seaman, Director of Senior Services Chris O'Leary, Deputy Director of Senior Services Wendy Weinstock, Public Relations Counsel Julie Grilli, Secretary to the Board of Trustees Gwynne Feiner

ATTENDANCE: Approximately 51 people

Fire Chief Robert Seaman, 1st Assistant Chief Brian Cook and 2nd Assistant Chief Eric Burel led the pledge of allegiance.

Mayor Murray introduced Chief Seaman and Ex-Chief John Busching. Chief Busching gave a presentation regarding the RVC Fire Department's Tactical Rescue Team. Chief Busching described the extensive training and included pictures of recent events in which their skills were needed.

Mayor Murray presented a Pre-Hospital Save Certificates to Second Assistant Chief Eric Burel, Firefighter EMT Phil Stuppert, Firefighter-Paramedic Donna Hitscherich and Second Lieutenant-Paramedic Tom Barbieri for their use of drug intervention and the Lucas equipment to achieve return of spontaneous circulation or ROSC. Lieutenant-Paramedic Barbieri demonstrated the life-saving Lucas equipment for the audience.

Mayor Murray discussed his role as Interim Village Administrator. He will be assuming the role of Village Administrator at no cost to the Village until a replacement for Keith Spadaro has been named.

Police Commissioner Gennario swore in new Police Officers Michael Rollo and Brian Vacchio. Police Commissioner Gennario also thanked retiring Police Officer Dennis LaBarbera for his dedicated service to the Village of Rockville Centre.

Mayor Murray introduced David and Jackie Wong, proprietors of the Palace of Wong which closed for business this October. Mayor Murray presented a Proclamation and thanked them for their years of service to the Village and for their years of support of many of the Village's clubs and programs.

Deputy Village Administrator Kathleen Murray discussed the Electrical outage in the Village that occurred on October 14, 2015. Deputy Village Administrator Murray expressed the need for residents to sign up for Swift 911 calls and to keep the 911 phone lines clear for emergencies. Murray also discussed the 10k race to be held on Saturday, November 9, 2015.

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Mayor Murray introduced Staff Member Edwin Spencer and presented a plaque on the occasion of his retirement this month. Ed is a member of the Department of Public Works and has provided many services to the residents of Rockville Centre including filming our Board Meetings.

ACB Case #09-2015 30 Richmond Rd. Richmond Land Group, LLC

Deputy Building Superintendent Thomas Domanico introduced Jim Lucas, builder for Richmond Land Group, LLC. The owners are seeking to construct a new Single Family Dwelling at 30 Richmond Rd. This hearing was continued from the October

6, 2015 Board Meeting. Mr. Lucas presented the revised plans to the Board for their review and questions.

After hearing all persons who wished to be heard, on motion of Trustee Sepe, duly seconded by Trustee Oppenheimer and carried by a vote of four to none, the Board voted to close the Public Hearing with respect to 30 Richmond Rd.

For details of the comments and discussions from the Board and public please refer to the DVD.

On motion of Trustee Sepe, duly seconded by Trustee Oppenheimer and carried by a vote of four to none, the Board voted to approve Exterior Design Review Cast #09-2015 with the changes to the roof.

ACB Case #10-2015 60 Smith St. Jannette Rodriguez

Deputy Building Superintendent Thomas Domanico introduced Luis Rodriguez, owner of 60 Smith St. The owners are seeking to construct a two and one-half story single family dwelling within a Residence A District. Mr. Rodriguez presented the plans to the Board for their review and questions.

After hearing all persons who wished to be heard, on motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and carried by a vote of four to none, the Board voted to continue the Public Hearing with respect to 60 Smith St. at a special EDR Board Meeting scheduled for November 17, 2015 at 7:00 p.m.

For details of the comments and discussions from the Board and public please refer to the DVD.

Acting Village Administrator Murray re-opened a Public Hearing regarding Proposed Bill RVC 1508. A local law to amend the Code of the Village of Rockville Centre, in relation to prohibiting sale, dispensing, consuming or use of electronic cigarettes on non-residential premises.

Attorney Bruce Migitz for client Clean Vapor commented on the proposed local law. After hearing all interested persons in attendance, on motion of Trustee Sepe, duly seconded by Trustee Oppenheimer and carried by a vote of four to none, the Board voted to close the Public Hearing regarding proposed local law RVC 1508.

For details of the comments and discussions from the Board and public please refer to the DVD.

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Mayor Murray certified the need to act on the revised text of the proposed law without waiting the statutory time. On motion of Trustee Grillo, duly seconded by Trustee Oppenheimer, and carried by a vote of four to none, the Board voted to approve the amended version of Proposed Bill RVC 1508 as Local Law 9-2015. A copy of the law is on file with these minutes.

On motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and carried by a vote of four to none, the Board approved additional funds of \$4,700.00 for NYAPP Government Affairs Representative Susan Stohr dba SJS Associates for 2015/2016 for increased travel to Washington D.C. and due to the use of the incorrect cost allocation percentage.

On motion of Trustee Grillo, duly seconded by Trustee Oppenheimer and carried by a vote of four to none, the Board approved the Professional Services Contract with Sidney B. Bowne & Son, LLP for Surveying Services for the 2016 Road Program at a cost not to exceed \$45,000.00-.

On motion of Trustee Oppenheimer, duly seconded by Trustee Sepe and carried by a vote of four to none, the Board approved the change order in the amount of

\$105,500.00 to A.I.I. Allen Industries, Inc. for water main replacement on Lawson Ave.

On motion of Trustee Oppenheimer, duly seconded by Trustee Sepe and carried by a vote of four to none, the Board approved the following Resolution authorizing the Mayor to sign the Community Development Block Grant Subrecipient Agreement with Nassau County for Program Year 41.

Resolved, that the Mayor is authorized to sign the Community Development Block Grant Subrecipient Agreement with Nassau County for the 41st year of the Community Development Block Grant Program.

On motion of Trustee Grillo, duly seconded by Trustee Sepe and carried by a vote of four to none, the Board approved the following Bond Resolution associated with Capital Projects: Fire Department Ambulance - \$200,000, Sanitation Vehicle - \$200,000, Sanitation Trailer - \$85,000 and Telephone System - \$125,000.

BOND RESOLUTION OF THE VILLAGE OF ROCKVILLE CENTRE, NEW YORK, ADOPTED NOVEMBER 2, 2015, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES AND EQUIPMENT FOR USE BY THE VILLAGE, STATING THE ESTIMATED TOTAL COST THEREOF IS \$610,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$610,000 TO FINANCE SAID APPROPRIATION

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THE BOARD OF TRUSTEES OF THE VILLAGE OF ROCKVILLE CENTRE, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. (a) Pursuant to the applicable provisions of the State Environmental Quality Review Act ("SEQRA"), the Board of Trustees of the Village of Rockville Centre, in the County of Nassau, New York (herein called the "Village"), acting as Lead Agency, hereby determines that the acquisition of vehicles and equipment authorized herein, is a Type II Action having no significant adverse impact upon the environment and no further review is required.

(b) The Village is hereby authorized to acquire various vehicles and equipment for use by the Village. The estimated total cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$610,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$610,000 to finance said appropriation and the levy and collection of taxes upon 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. Serial bonds of the Village in the principal amount of \$610,000 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 periods of probable usefulness applicable to the objects or purposes for which said bonds are authorized to be issued are hereby limited five (5) years or less.

(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 purpose for which said bonds are authorized. The foregoing statement of intent 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 five (5) 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.

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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 the issuance 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 Rockville Centre Herald*,” a newspaper having a general circulation in the Village and hereby designated the official newspaper of said Village for such publication.

On motion of Trustee Oppenheimer, duly seconded by Trustee Sepe and carried by a vote of four to none, the Board approved the following Bond Resolution for Electric Department equipment in the amount of \$750,000.

BOND RESOLUTION OF THE VILLAGE OF ROCKVILLE CENTRE, NEW YORK,
ADOPTED NOVEMBER 2, 2015, AUTHORIZING THE ACQUISITION AND
INSTALLATION OF EQUIPMENT FOR THE ELECTRIC SYSTEM OF THE
VILLAGE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$750,000,
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING
THE ISSUANCE OF BONDS OF THE VILLAGE IN THE PRINCIPAL AMOUNT OF
\$750,000 TO FINANCE SAID APPROPRIATION

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THE BOARD OF TRUSTEES OF THE VILLAGE OF ROCKVILLE CENTRE, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. (a) Pursuant to the applicable provisions of the State Environmental Quality Review Act ("SEQRA"), the Board of Trustees of the Village of Rockville Centre, in the County of Nassau, New York (herein called the "Village"), acting as Lead Agency, hereby determines that the acquisition and installation of equipment for the electric system of the Village, authorized herein, is a Type II Action having no significant adverse impact upon the environment and no further review is required. (b) The Village of is hereby authorized acquire and install equipment for the electric system of the Village. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$750,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds of the Village in the principal amount of not to exceed \$750,000 to finance said appropriation, and the levy and collection of rents and charges to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$750,000 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 purpose for which said bonds are authorized are to be issued, within the limitations of Section 11.00 a. 5 of the Law, is thirty (30) 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 purpose for which said bonds are authorized. The foregoing statement of intent 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 exceed five (5) 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. 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.

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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 Section 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 credit enhancement agreements, 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 is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in "*The Rockville Centre Herald*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

On motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and carried by a vote of four to none, the Board approved the following Resolution authorizing execution of documents for DASNY Grant 6749 for Maple Ave. Streetscape.

RESOLUTION AUTHORIZING EXECUTION OF DOCUMENTS FOR DASNY GRANT 6749 – MAPLE AVENUE STREETScape

WHEREAS, the Village of Rockville Centre has applied for a State and Municipal Facilities Program

("SAM") Grant in the amount of \$200,000, to be used for streetscape improvements along Maple Avenue, identified as Incorporated Village of Rockville Centre Streetscape Improvements Along Maple Avenue Project ID: #6749; and

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WHEREAS, the Board of Trustees previously issued its SEQRA determination with respect to the proposed project; and

WHEREAS, as part of the grant process for the said project, the Village is required to submit various certifications to the Dormitory Authority of the State of New York (DASNY),

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor and the Deputy Village Administrator – Strategic Planning, or their respective designees, are hereby authorized to execute on behalf of the Village such documents, in form approved by the Village Attorney, as are required by DASNY in furtherance of such grant application.

On motion of Trustee Grillo, duly seconded by Trustee Oppenheimer and carried by a vote of four to none, the Board approved the following Resolution authorizing execution of documents for DASNY Grant 6748 for Synthetic Field.

RESOLUTION AUTHORIZING EXECUTION OF DOCUMENTS FOR DASNY GRANT 6748 – SYNTHETIC FIELD

WHEREAS, the Village of Rockville Centre has applied for a State and Municipal Facilities Program ("SAM") Grant in the amount of \$1,000,000, to be used for Purchase and Installation of a Synthetic Field, identified as Incorporated Village of Rockville Centre Purchase and Installation of a Synthetic Field, Project ID: #6748; and

WHEREAS, the Board of Trustees previously issued its SEQRA determination with respect to the proposed project; and

WHEREAS, as part of the grant process for the said project, the Village is required to submit various certifications to the Dormitory Authority of the State of New York (DASNY),

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor and the Deputy Village Administrator – Strategic Planning, or their respective designees, are hereby authorized to execute on behalf of the Village such documents, in form approved by the Village Attorney, as are required by DASNY in furtherance of such grant application.

On motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and carried by vote of four to none, the Board approved the following Resolution to suspend maintain fees for a 6 month period for applications filed on or after October 15, 2015.

Whereas, the Village of Rockville Centre presently imposes additional fees where applications are made for building permits to maintain existing conditions for which a permit is required but was not previously maintained; and

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Whereas, it is in the interests of the Village and its residents that all buildings, structures, and uses in the Village be brought into compliance with applicable existing codes; and

Whereas, it is similarly in the interests of the Village and its residents to encourage all owners of buildings, structures and/or uses which are not currently in compliance with applicable codes to make application to legalize such buildings, structures and uses; and

Whereas, the Board of Trustees finds and concludes that a temporary moratorium on charging such additional fees will encourage property owners to make applications as required to legalize existing buildings, structures and uses which are not in compliance with applicable codes,

Now, therefore, be it

RESOLVED, effective immediately and continuing for a period of six months from the date of adoption of this resolution, the following fees as stated in the Village fee schedule are suspended, and shall not be charged with respect to building permit applications filed on and after October 15, 2015 and thereafter within such period of time and which would be otherwise subject to such fees:

“Fee to maintain (legalize) a residential structure” and
“Fee to maintain (legalize) a commercial structure”,

and it is further

RESOLVED, that such fees shall be required to be paid with respect to any such application filed after the expiration of such six month period, unless otherwise determined by the Board of Trustees,

and it is further

RESOLVED, that during such six month suspension period, the Board of Trustees will review the said application fees, and determine whether any revisions should be made with respect to such fees to be paid after the expiration of such suspension period.

On motion of Trustee Sepe, duly seconded by Trustee Grillo and carried by a vote of four to none, the Board voted to the payment to Layne Christensen Company for emergency repair to Well 2C in the amount of \$39,834.00.

On motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and carried by a vote of four to none, the Board voted to approve the following Standard Workday Resolution.

STANDARD WORKDAY RESOLUTION
BOARD OF TRUSTEES, VILLAGE OF ROCKVILLE CENTRE

Whereas, New York State Employees’ Retirement System Rule 315.4 requires reporting to the Retirement System on a form prepared by the State Retirement System with respect to work days for certain

elected and appointed officials who are members of the Retirement System who are being reported for service credit and for whom the Village does not maintain time records; and

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Rockville Centre, New York

Whereas, Rule 315.4(b) requires that the Board of Trustees adopt a resolution establishing a standard work day for each such elected or appointed office or position if the holder of that office or position is a member of the Retirement System for whom service credit is being reported;

Now, therefore, it is

Resolved that the Board of Trustees of the Village of Rockville Centre hereby establishes that the standard work day for the following employees is eight (8.0) hours, exclusive of meal and other breaks, five (5) days per week:

Safety Coordinator
Principal Accountant
Deputy Comptroller
Program Computer Operator
Inspector of Street Maintenance
Assistant Superintendent of Buildings
Recreational Specialist
Motor Repair Operator
Purchasing Agent
Senior Citizen Program Development Specialist
Community Youth Group Service Worker
Deputy Superintendent for Public Works

Resolved, that the foregoing information is or will be indicated on the resolution report form required by the State Comptroller and on file with the Village Administrator; and it is further

Resolved, that a copy of the filed resolution report form (with social security and registration number information redacted) shall be posted and maintained on the Village's website, or on the official sign board or at the main entrance to the office of the Village Administrator, for a continuous period of at least thirty days following the adoption of this resolution; and it is further

Resolved, that a certified copy of the filed resolution report form, and an affidavit of such posting, shall be filed with the New York State Comptroller within 45 days after adoption of this resolution.

Dated and Adopted: November 2, 2015

Mary Schmeling, Deputy Village Clerk-Treasurer of the Village of Rockville Centre, State of New York, does hereby certify that I have compared the foregoing with the original resolution passed by the Village Board of Trustees at a legally convened meeting held on the Second day of November, 2015, on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full Board of Trustees consists of five (5) members, and that of such members four were present at such meeting and that four of such members voted in favor of the above resolution.

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On motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and carried by a vote of four to none, the Board voted to approve the change order for duct bank installation at Avalon Bay II to Frank Robustello and Son, Inc. for \$4,600.00.

On motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and carried by a vote of four to none, the Board voted to approve the following minutes:

Briefing Session ----- October 1, 2015
Executive Session ----- October 1, 2015
Executive Session ----- October 6, 2015
Board Meeting ----- October 6, 2015

Acting Village Administrator Murray advised that properly advertised Bid #1608PD1(819) Police Department Parking Lot Refurbishment was opened on September 11, 2015 with the following results:

The following companies did not respond: Intercounty Paving Associates, Pratt Bros. Inc., Laser Industries, Inc., J. Anthony Enterprises, Inc., American Paving & Masonry Corp., Araz Industries, Inc. Mana Construction Group, Watral Brothers, Prime Vendor and ISqFt Inc.

VENDOR	COST
ROADWORK AHEAD	\$ 70,000.00
METRO PAVING LLC	\$ 78,400.00
PIONEER LANDSCAPING & ASPHALT PAVING INC.	\$ 82,834.00
FASCO ASPHALT PAVING, INC.	\$ 88,340.00
FRANK ROBUSTELLO & SON, INC.	\$ 91,500.00
GRACI PAVING ASSOCIATES INC.	\$ 93,000.00
A.I.I. ALLEN INDUSTRIES INC.	\$ 118,800.00

On motion of Trustee Sepe, duly seconded by Trustee Oppenheimer and carried by a vote of four to none, the Board voted to award the bid to the low bidder substantially meeting all required specifications, namely Roadwork Ahead, Inc., for a total expenditure after negotiations not to exceed \$68,000.00-.

Acting Village Administrator Murray announced that the Fire Department had submitted a report regarding changes in department membership as of October 20, 2015. Arisleyda Adames-Checol joined Floodlight Co. No. 1 as a Fire Medic. Christopher Korzevinski joined Alert Engine Co. No. 2. Membership is at 343 members. George Barrett joined the Junior Fire Department. The Junior Membership is now 21.

On motion of Trustee Oppenheimer, duly seconded by Trustee Grillo and carried by a vote of four to none, the Board voted to approve the Fire Department Membership Report.

This concluded the business portion of the meeting. For a verbatim record, and for the special comment period, please refer to the DVD.

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On motion of Trustee Oppenheimer, duly seconded by Trustee Howard and carried by a vote of four to none, the Board voted to adjourn the meeting at 10:05 p.m.

Mary Schmeling
Deputy Clerk Treasurer

KS/gf

Local Law 9-2015

A local law to amend the Code of the Village of Rockville Centre in relation to prohibiting sale, dispensing, consuming or use of electronic cigarettes on non-residential premises.

Section one. Village Code § 340-118(A) is hereby amended, by adding thereto a new paragraph, to be paragraph (21), to read as follows:

“(21) Establishment, facility, shop, office, parlor, business or other non-residential building, use or premises, where the primary or ancillary use of the premises includes or is intended to include the ~~re~~ demonstration, testing, smoking, or other use of electronic cigarettes. For the purposes of this paragraph, the term “electronic cigarette” shall mean a battery-operated device that contains or utilizes one or more cartridges or other containers filled with a combination of nicotine and liquid, or other substance(s) and liquid, that is turned into vapor and inhaled by the user.”

Section two. Any local law or provision of the Code of the Village of Rockville Centre in conflict with this local law is hereby repealed to the extent of such conflict, except that such repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of such local law, ordinance or resolution prior to the effective date of this local law.

Section three. If any clause, sentence, paragraph, section, article, or part of this local law shall be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate any other part of this local law, or the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section four. This local law shall take effect immediately upon adoption and filing pursuant to the Municipal Home Rule Law.