

July 30, 2019

Rockville Centre, New York

The Special Meeting of the Board of Trustees was held on the above date in Village Hall. Mayor Francis X. Murray opened the meeting at 8:35 a.m.

PRESENT: Mayor Francis X. Murray, Trustees Emilio F. Grillo and Nancy Howard. A. Thomas Levin, Kathleen M. Murray, Village Administrator. Trustee Sepe arrived at 8:40 a.m.

ABSENT: Trustee Kathy Baxley

ATTENDANCE: none

On motion of Trustee Grillo, duly seconded by Trustee Howard and carried by a vote of three to none the Board authorized the Mayor or his designee to execute a Professional Service Agreement with Island Structures Engineering, Inc. P.C to provide expert design services to replace the stack and silencer on Engine Generator 14 for a fixed fee of \$84,830.00, subject to review and approval of the Village Attorney.

On motion of Trustee Howard, duly seconded by Trustee Grillo and carried by a vote of three to none the Board authorized the Mayor or his designee to execute a Professional Service Agreement with H2M Architects, Engineers, Land Surveying and Landscape Architecture, D.P.C. to provide consulting engineering services associated with the environmental assessment of the building at 142 Maple Avenue in preparation of the construction of the new Rockville Centre Police Department Headquarters. The total estimated cost of the engineering and consulting services is \$6,385.00-.

On motion of Trustee Grillo, duly seconded by Trustee Howard and carried by a vote of four to none the Board adopted the following resolution retaining special counsel.

RESOLUTION RETAINING SPECIAL COUNSEL

RESOLVED, that the Board of Trustees hereby authorizes the Mayor to retain the services of A. THOMAS LEVIN and MEYER, SUOZZI, ENGLISH & KLEIN, P.C., as Special Counsel, to provide legal services as may be requested or required by the Village through the Mayor or other Village officials (other than tax certiorari matters or labor matters), and it is further

RESOLVED, that the said Special Counsel shall be compensated at the rate of \$270.00 per hour for such legal services, plus reimbursement of reasonable and necessary disbursements incurred in connection with the performance of such legal services, which sums shall be billed to the Village monthly, except that non-professional personnel shall be compensated at the customary billing rates of such personnel not to exceed \$270.00 per hour, and it is further

RESOLVED, that the Board of Trustees acknowledges that Meyer, Suozzi, English & Klein PC represents various parties adverse to the Village of Rockville Centre in tax certiorari matters, and the Board of Trustees hereby waives any objection to the said firm continuing to represent parties adverse to the Village in such matters.

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On motion of Trustee Sepe, duly seconded by Trustee Howard and carried by a vote of four to none the Board adopted the following resolution authorizing the Village Administrator to correct the 2018-2019 tax roll.

Whereas, the Village of Rockville Centre does not provide solid waste collection services to commercial properties in the Village as part of the services for which owners of such properties pay real property taxes to the Village; and

Whereas, the Village provides such services to such property owner and/or occupants pursuant to agreement(s) which require the recipient of such services to pay contractual amounts for the same, and which, in the case of property owners, also provide that in the event of default in payment any unpaid charges may be added to the real property taxes owed to the Village by such owner(s); and

Whereas, during the period August, 2018 through March, 2019, the Village provided such services to a non-owner occupant of the premises located at 316 Sunrise Highway, Rockville Centre, New York, and also known as Section 38, Block 320, Lot 70 on the Nassau County Tax Map ("Premises"), and such occupant failed to make timely payment of such charges; and

Whereas, as a consequence of such non-payment, the amount due for waste collection services provided to the non-owner occupant of the Premises was inadvertently added to the Village property tax bill for the Owner of the Premises, although the owner of the Premises had not previously agreed to be responsible for such charges and is not responsible for such charges; and

Whereas the Owner of the Premises has paid to the Village the full amount of the Village property tax bill for the Premises, and has requested refund of that portion of that bill which is allocated to the waste collection services, and

Whereas, the Board of Trustees wishes to authorize refund of the amount erroneously billed to, and inadvertently paid by, the owner of the Premises, and to authorize correction of the Village property tax bill erroneously issued to such owner in order to remove therefrom the amount erroneously included for solid waste collection services;

NOW, THEREFORE, BE IT

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RESOLVED, that the Village 2018-2019 property tax roll, for premises 316 Sunrise Highway, Rockville Centre, New

York, also known as Section 38, Block 320, Lot 70 on the Nassau County Land and Tax Map, and the property tax bill previously issued to Loona Equities LLC, as owner of and the property tax bill previously issued to Loona Equities LLC, as owner of be, and hereby are corrected, by reducing the amount of Village real property taxes for such premises, and correcting the tax bill for such period of time for such premises, from \$11,755.08 to \$7,783.64, and it is further

RESOLVED, that the Village Administrator and Village Treasurer be, and hereby are, authorized and directed to correct the 2018-2019 tax roll to reflect the aforesaid reduction, and to refund to the owner of said premises the amount of \$3,971.44 paid to the Village by such owner and which constitutes an overpayment of the corrected Village real property taxes for the 2018-2019 fiscal year.

On motion of Trustee Howard, duly seconded by Trustee Grillo and carried by a vote of four to none the Board authorized the Mayor or his designee to execute a Personal Service Agreement with Cogsdale Corporation to supply and configure a Bar Code Inventorying System for the Electric Storeroom and Power Plant at a cost not to exceed 58,862.00-.

On motion of Trustee Sepe, duly seconded by Trustee Howard and carried by a vote of four to none the Board rescinded, nunc pro tunc, the resolution adopted by the Board of Trustees on May 14, 2019 with respect to continued health and life insurance coverage for retired paid elected officials, reinstated the policy previously effective in regard thereto, and directed that the May 14, 2019 minutes be annotated to reflect the rescission of that resolution by resolution by resolution adopted on July 30, 2019.

On motion of Trustee Sepe, duly seconded by Trustee Grillo and carried by a vote of four to none the Board convened in executive session at 8:50 am to discuss pending litigation.

On motion of Trustee Howard, duly seconded by Trustee Sepe and carried by a vote of four to none, the Board approved the following Real estate Tax Refund Settlements, as proposed by Village Tax Certiorari Counsel Gerard Fishberg of Cullen and Dykman LLP.

Romano Associates of Nassau County, Inc.	125 N. Park Ave.
Art Flower Shop	41 Village Ave.
J.T. Alexander LLC	450 Sunrise Hwy.
Robert H. Frey	17 N. Park Ave.
A&V Alliance	43 Park Ave.
RCM, LLC.	51 Lincoln Ave.
FGK Holdings, LLC	236 N.Long Beach Rd.

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Steven & Jodie Meltzer	192 N. Centre Ave.
Wang Chang, LLC	351-355 Merrick Ave
Cathedral Condominiums of Rockville Centre	55 N. Clinton Ave.
F&M Berger	328 Sunrise Hwy.
Pauline Goldberg	218 Long Beach Rd.
Sun Rock Building	274-284 Sunrise Hwy

Trustee Grillo excused himself from the meeting at 9:10 am.

There being no further business, on motion of Trustee Baxley, duly seconded by Trustee Sepe and carried by a vote of three to none the Board returned to public session at 10:00 am and adjourned the meeting.

Kathleen Murray
Village Administrator/
Clerk-Treasurer

KM/lb