

CITY OF GLEN COVE
MINUTES OF THE
CITY COUNCIL MEETING
DECEMBER 14, 2021

Mayor Tenke called the meeting to order at 7:30 p.m., and Spiro Tsirkas lead those assembled in the Pledge of Allegiance.

PRESENT: Mayor Tenke, Councilpersons Silverman, Fugazy Scagliola, Perrone, Lupenko Ferrante, and Stevenson-Mathews.

ABSENT: Councilman Totino was absent for the calling of the roll and arrived at the start of Public Hearing 2A.

ALSO PRESENT: City Clerk Charon and City Attorney Kalnitsky.

Mayor Tenke called for a moment of silence in remembrance of the passing of Frank Caruso, a prominent local developer, and James Ziegen, a retired Water Department employee.

Mayor Tenke asked the City Clerk to read the announcements, and the City Clerk gave notice that the Milk and Cookies with Santa event was cancelled due to an upsurge in the pandemic and that the outdoors New Year's Eve Concert in Village Square with music by the "Solid 70's" band was to be held on New Year's Eve.

Mayor Tenke opened Public Hearing 2A to consider the local law opting out of allowing cannabis retail dispensaries and on-site consumption sites. During the lengthy comment period, many residents and concerned parties spoke on the matter both for and against opting out.

Mayor Tenke made a motion to close Public Hearing 2A so that a vote could be made on the matter. The motion was seconded by Councilman Perrone. The motion unanimously carried, and Public Hearing 2A was closed.

Mayor Tenke opened Public Hearing 2B to consider the proposed change to the speed limit on West Stuart Drive and East Stuart Drive. As all comments to date had been in favor of reducing the speed limit, Mayor Tenke asked if there were any comments opposing the reduction in the speed limit. As there was no one speaking against the ordinance, Mayor Tenke made a motion to close Public Hearing 2B so that a vote could be made on the matter. The motion was seconded by Councilman Perrone. The motion unanimously carried, and Public Hearing 2B was closed.

Mayor Tenke made a motion to adopt minutes of the November 23, 2021 meeting. Councilman Perrone seconded the motion. Mayor Tenke asked if there were any questions on the minutes, and Councilwoman Silverman made a motion to amend the minutes to indicate the vote count as "six to zero" after all unanimous votes mentioned in the minutes. The motion was seconded by Mayor Tenke. The motion unanimously carried, and the minutes were amended.

Mayor Tenke asked the Clerk to poll the Council on his motion to adopt minutes of the November 23, 2021 meeting as amended and as seconded by Councilman Perrone. The motion unanimously carried, and the minutes of the November 23, 2021 meeting as amended were adopted.

Mayor Tenke made a motion to approve the warrants. Councilman Stevenson-Mathews seconded the motion. Mayor Tenke asked if there were any questions on the warrants, and Councilwoman Silverman made a motion to table voucher 114730. Councilman Totino seconded the motion. The motion unanimously carried, and voucher 114730 was tabled.

Mayor Tenke asked the Clerk to poll the Council on his motion to approve the warrants as seconded by Councilman Stevenson-Mathews. The motion unanimously carried, and the warrants were adopted.

Payroll Warrant	11/24/2021	A	General Fund	\$694,312.43
		F	Water Fund	\$20,402.40
Payroll Warrant	Nov. OT	A	General Fund	\$266,785.00
		F	Water Fund	\$12,934.54
Payroll Warrant	12/9/2021	A	General Fund	\$702,702.44
		F	Water Fund	\$19,716.14
Warrant	2119	A	General Fund	\$410,834.04
		CT	Ferry	\$183.75
		F	Water Fund	\$162,028.24
		H	Capital Fund	\$570,231.65
		MS	Insurance	\$19,809.82

Wire or ACH Payments for the period November 19, 2021 to December 9, 2021:

<u>Date</u>	<u>Vendor</u>	<u>Reason</u>	<u>Amount</u>
11/23/2021	PMA	Workers' Comp	\$34,954.28
11/30/2021	NYS Power Auth	Street Lighting	\$1,021,085.65
12/1/2021	DTC	Debt Service	\$850.00
12/2/2021	Capital One	Credit Card Payment	\$1,139.91
12/7/2021	New York State	Sales Tax	\$4,658.64

Mayor Tenke presented Local Law 6A, Ordinance 6B and Resolutions 6C through 6T for adoption.

6-A Local Law

LOCAL LAW 01 - 2021

A LOCAL LAW TO OPT OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ON-SITE CONSUMPTION SITES AS AUTHORIZED UNDER CANNABIS LAW ARTICLE 4

BE IT ENACTED, by the City Council of the City of Glen Cove, County of Nassau, State of New York as follows:

Section 1: Legislative Intent and Purpose.

It is the intent of this local law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the City of Glen Cove that would otherwise be allowed under Cannabis Law Article 4.

Section 2: Authority.

This Local Law is adopted pursuant to Cannabis Law § 131, which expressly authorizes the City Council to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensaries and/or on-site consumption licenses within the jurisdiction of the City and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law § 24.

Section 3: Local Opt-Out.

The City Council of the City of Glen Cove, County of Nassau, State of New York hereby opts out of allowing cannabis retail dispensaries and on-site cannabis consumption sites from being established and operated within the City’s jurisdiction.

Section 4: Severability.

If any clause, sentence, paragraph, subdivision or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of the Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5: Permissive Referendum / Referendum on Petition.

This local law is subject to a referendum on petition in accordance with Cannabis Law § 131 and the procedure outlined in Municipal Home Rule Law § 24.

Section 6: Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.

6-B Ordinance

BE IT ORDAINED, that Section 265-30 of the City of Glen Cove City Code of Ordinances is hereby amended to change the speed limit on Stuart Drive West and Stuart Drive East from 30 miles per hour to 25 miles per hour.

6-C Resolution

WHEREAS, the City of Glen Cove is committed to promoting, creating and sustaining our community for all ages;

NOW, THEREFORE, BE IT RESOLVED, that consistent with the City of Glen Cove’s membership in the AARP Network of Age-Friendly communities and designation as an Age-Friendly Center of Excellence in Nassau County, the City of Glen Cove will strive, wherever practical and feasible, to incorporate the principles of the AARP/WHO Age-Friendly Domains of Livability into City planning, including policies, procedures and procurements.

6-D Resolution

BE IT RESOLVED, that the City Council hereby authorizes the approval of budget transfers as submitted and reviewed by the City Controller.

<u>Account Number</u>	<u>Account Description</u>	<u>Increase Budget</u>	<u>Decrease Budget</u>
A3410-55442	Training		\$10,000.00
A3410-55855	Uniform	\$2,000.00	
A3410-55438	Contractual Service	\$5,000.00	
A3410-55324	General Supplies	\$3,000.00	

6-E Resolution

BE IT RESOLVED, that the City Council hereby authorizes the approval of budget amendments to provide for the acceptance of grant reimbursement proceeds from NYS Environmental Facilities Corporation related to Seaman Road water system improvements.

<u>Account Number</u>	<u>Account Description</u>	<u>Estimated Revenue Increase</u>	<u>Appropriation Increase</u>
H8300-43580-1827	NYS Grant (Water Infrastructure)	\$655,128.62	
H8300-52260-1827	Seamans Road Well Rehab		\$655, 128.62

6-F Resolution

BE IT RESOLVED, that the City Council authorizes the Mayor to enter into an agreement with Roman Catholic Church of St. Rocco for the use of the Church's gymnasium and bathrooms for the Youth Services and Recreation basketball program for the term from December 15, 2021 through February 28, 2022.

6-G Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to enter into an agreement with Pitney Bowes for the provision and servicing of a folding/inserting machine for the Finance Department at a cost not to exceed \$13,686.31 and an annual maintenance charge of \$1,475.25.

Budget Lines: H1310-55406-2017
A1310-52220

6-H Resolution

BE IT RESOLVED, that the City Council hereby authorizes emergency storm related installation of flooring for the lower level of the Police Department to be performed by Milburn Flooring in the amount of \$32,750.

Budget Line: A8760-55955

6-I Resolution

BE IT RESOLVED, that the City Council hereby authorizes emergency storm related installation of flooring for the lower level of the Senior Center to be performed by Taub’s Carpet & Tile Corp in the amount of \$54,668.69.

Budget Line: A8760-55955

6-J Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to accept the proposal dated November 17, 2021 from PMA Management Corp. to administer the City's self-insured Workers' Compensation program for the Personnel Department with a flat annual claim handling fee of \$35,484 and other services per the fee schedule.

Budget Line: MS9010-55990

6-K Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to accept the proposal dated December 1, 2021 from Anker's Electric Service, Inc. to provide the materials and service necessary to relocate the Police Department transfer switch at a cost not to exceed \$22,350.

Budget Line: A8760-55955

6-L Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to accept the five quotes, dated November 23 through 30, 2021, from Waldner's Furniture Technology Service for the Finance Department in the amount of \$5,405.78.

NYS Contract PC68425, PC68432

Budget Lines: H1490-52210-2104

A1310-52210

6-M Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to enter into an agreement with Carol Rodriguez to provide Dance Therapy classes for the Senior Center Adult Day program in the amount of \$1,440 effective January 1, 2022 through December 31, 2022.

Reimbursed by NYSOFA Contract #T210013

Budget Line: A7035-55438

6-N Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to enter into an agreement with Maria Campanella to provide Tai Chi instruction classes for the Senior Center Adult Day program in the amount of \$1,800 effective January 1, 2022 through December 31, 2022.

Reimbursed by NYSOFA Contract #T210013

Budget Line: A7035-55438

6-O Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to enter into an agreement with Kyriaco Pappas to provide Music Therapy sessions for the Senior Center Adult Day program in the amount of \$2,400 effective January 1, 2022 through December 31, 2022.

Reimbursed by NYSOFA Contract #T210013

Budget Line: A7035-55438

6-P Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to enter into an agreement with Marcy Rhodes to provide "Making Memories at the Movies" programs for the Senior Center Adult Day program in the amount of \$1,200 effective January 1, 2022 through December 31, 2022.

Reimbursed by NYSOFA Contract #T210013

Budget Line: A7035-55438

6-Q Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to enter into an agreement with Jack Morelli Music to provide special occasion musical performances for the Senior Center in the amount of \$1,750 effective January 1, 2022 through December 31, 2022.

Reimbursed by NYSOFA Contract #T210013

Budget Line: A7030-55438

6-R Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Metropolitan's Wedding event to be held on December 11, 2021 and the closure of the westbound side of Pulaski Street between Glen Street and Pratt Boulevard from 10:30 a.m. to 11:00 a.m.

6-S Resolution

WHEREAS, the Glen Cove Community Development Agency ("CDA") writes and administers grants on behalf of the City of Glen Cove and;

WHEREAS, Ann Fangmann, Executive Director of the CDA oversees all grant programs on behalf of the Agency and City; and;

WHEREAS, the City is required to complete electronic and hardcopy paperwork associated with grants from the Dormitory Authority of the State of New York ("DASNY"); and

WHEREAS, the CDA regularly completes this paperwork on behalf of the City.

THEREFORE, BE IT RESOLVED, that Ann Fangmann, Executive Director of the CDA is authorized by the City Council to complete and submit paperwork on behalf of the City to DASNY in all formats, except for the execution of Grant Disbursement Agreements or documents requiring execution of the City Attorney.

6-T Resolution

BE IT RESOLVED, that the City Council hereby authorizes the Mayor to accept the proposal of Westar Construction Group Inc. dated Dec. 7, 2021 for the emergency repair and replacement of water damaged wall, columns, ceilings, windows, doors and stairs at the Police Department in the amount of \$55,375.

Budget Line: A8760-555955

Mayor Tenke made a motion to adopt Local Law 6A, Ordinance 6B and Resolutions 6C through 6T. Councilman Stevenson-Mathews seconded the motion. The motion unanimously carried, and Local Law 6A, Ordinance 6B and Resolutions 6C through 6N were adopted.

There being no further business before the City Council, Mayor Tenke moved to adjourn the meeting. Councilman Stevenson-Mathews seconded the motion. The motion carried unanimously, and the meeting was adjourned at 9:32 p.m.

John W. Charon

City Clerk