

October 4, 2010

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, October 4, 2010 in the Village Hall. The Mayor opened the meeting with the Pledge of Allegiance.

Present: Mayor Brian Curran
Trustee William Hendrick
Trustee Alan Beach
Trustee Hilary Becker
Trustee Michael Hawxhurst
Village Administrator John Giordano
Village Attorney Peter Ledwith

2011 HOLIDAY
SCHEDULE
RES.# _____

It was moved by Trustee Hendrick, seconded by Trustee Beach to approve the 2011 Holiday Schedule (see exhibit "A"), and authorize three (3) hours leave time to non-contractual employees on November 24, 2010 the day before Thanksgiving. Motion carried, Mayor Curran absent, all others voting "Aye".

CHARACTER
COUNTS 2011
PROGRAM
RES.# _____

It was moved by Trustee Hendrick, seconded by Trustee Beach to table an expenditure of \$6,000. by the Character Counts Committee to engage Rachel Simmons to host a youth development presentation, to the October 18th meeting. Motion carried, Mayor Curran absent, all others voting "Aye".

9/11
MEMORIAL
RES.# _____

It was moved by Trustee Beach, seconded by Trustee Becker, to accept an offer from the NY NJ Port Authority for 2 pieces of steel beams from the World Trade Center for display at the Village 9/11 Memorial at Village Hall, and authorize the Mayor to sign all associated contracts with the NYNJPA. Motion carried, Mayor Curran absent, all others voting "Aye".

PUBLIC
HEARING -
SIDEWALK
VIOLATIONS
RES.# _____

It was moved by Trustee Beach, seconded by Trustee Hendrick to open a Public Hearing to consider the repair and construction of the attached list of sidewalk violations in the Village pursuant to Section 212.1 of the Village Code. It was moved by Trustee Hendrick, seconded by Trustee Beach to close the Public Hearing and authorize the Village to repair the sidewalks in violation, to assess the properties for such repair costs, and adopt the attached resolution as written. Motion carried, Mayor Curran absent, all others voting "Aye".

444 MERRICK
ROAD - CLEAR
WIRELESS
RES.# _____

It was moved by Trustee Becker, seconded by Trustee Beach to ratify the Decision (see exhibit "B") denying an application from Clear Wireless for a Special Use Permit to install roof top cell antennas at 444 Merrick Road, as determined at the September 20th, 2010 Board Meeting. Motion carried, all voting "Aye".

85/93
HEMPSTEAD
AVENUE
RES.# _____

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to adopt a Decision (see exhibit "C") revoking all certificates of occupancy for 85/93 Hempstead Avenue pursuant to the terms of their Special Use Permit due to failure to provide 15 on site parking spaces, as heard at a Public Hearing held on September 20, 2010. Motion carried, Mayor Curran abstained, all others voting "Aye".

RECYCLING -
NEWSLETTER
RES.# _____

A lengthy discussion ensued concerning a proposal to increase recycling of solid waste, and rescheduling of pick up days of Recyclables. It was moved by Trustee Becker, seconded by Trustee Beach to authorize the purchase of a used dual hopper recycling truck for the purpose of picking up paper, glass & plastic on the same day not to exceed \$50,000. with the intent to transfer funds from Waste Disposal A8160.0400 to A8160.0202 Vehicles once the vehicle is acquired, waive all fees for replacement recycling containers and publish a Newsletter promoting the new Recycling Day schedule. Motion carried, Mayor Curran abstained, all others voting "Aye".

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PARKING
FIELD #12

RES.# _____

It was moved by Trustee Becker, seconded by Trustee Beach to amend by resolution pursuant to Section 240-53 of the Village Vehicle and Traffic Code to establish free parking in 10 spaces in Municipal Parking Field #12. Motion carried, Mayor Curran abstained, all others voting "Aye".

PARKING
FIELD #8

RES.# _____

It was moved by Trustee Beach, seconded by Trustee Becker to deny a request from Grace Playschool to waive parking permit fees to park in Municipal Parking Field #8. Motion carried, Mayor Curran abstained, all others voting "Aye".

A.L.A.C.

RES.# _____

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to authorize a Change Order with A.L.A.C. Contracting to repair Devon Street pursuant to the terms of their 2009 Highway Repair bid contract. Motion carried, Mayor Curran abstained, all others voting "Aye".

The Mayor invited all those present for a continuation of the meeting in the Court Room.

MINUTES

RES.# _____

It was moved by Trustee Hendrick, seconded by Trustee Hawxhurst to approve the Minutes of the September 20th, 2010 meeting. Motion carried, Mayor Curran abstained, all others voting "Aye".

F.D. BUS

RES.# _____

It was moved by Trustee Hendrick, seconded by Trustee Beach to authorize the Fire Department to use the Bus on October 25th, 2011 to transport members to the Nassau County Fire Service Academy in Bethpage. Motion carried, Mayor Curran abstained, all others voting "Aye".

F.D. DRILL

RES.# _____

It was moved by Trustee Hendrick, seconded by Trustee Beach to authorize the Fire Department to host an Invitational Drill at Greis Park on July 16, 2011. Motion carried, Mayor Curran abstained, all others voting "Aye".

F.D. SURPLUS

RES.# _____

It was moved by Trustee Hendrick, seconded by Trustee Beach to declare 40 obsolete Fire Department Scott air tank valves, 1 alarm, 5 frames, and 3 nozzles as surplus and disposal. Motion carried, Mayor Curran abstained, all others voting "Aye".

N.Y.S. TRAFFIC
GRANT

RES.# _____

It was moved by Trustee Hendrick, seconded by Trustee Beach to authorize the Mayor to sign all agreements and reimbursement documents related to the New York State Safe Streets and Traffic Calming Program providing 80% grant funds in the amount of \$232,640. Motion carried, Mayor Curran abstained, all others voting "Aye".

SONS OF ITALY
- 2001
INSTALLATION

RES.# _____

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to authorize the Sons of Italy to hold their 2011 Installation on March 9, 2011 at the Greis Park recreation center and to waive all fees. Motion carried, Mayor Curran abstained, all others voting "Aye".

SWIM TEAM

The Mayor issued citations to members of the 2010 Swim Team for winning the Division 2 Nassau County Tournament.

SWIM ACROSS
AMERICA

Jerry Oakes of "Swim Across America" reported on their August 14th cancer fund raising event, and presented a plaque to the Village for allowing the use of the Pool.

SOUTH
NASSAU
HOSPITAL

Dr.'s Mullem and Kanner of South Nassau Communities Hospital reported on new surgery and cardiac programs offered by the Hospital.

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BILLS

RES.# _____

It was moved by Trustee Becker, seconded by Trustee Hawxhurst to authorize the Mayor to sign the Abstract of Audited Vouchers #6: General Fund - \$246,434.76, Trust & Agency - \$52,608.76, Capital Fund - \$174,287.33, Electronic Transfer - \$219,910.3, all to be paid as soon as same have been duly audited by the majority. Motion carried, Mayor Curran abstained, all others voting "Aye".

GOOD & WELFARE

The Mayor asked if anyone would like to speak under Good and Welfare. In response to a comment from a resident, it was moved by Trustee Beach, seconded by Trustee Becker to suspend any question under good and welfare pertaining to political contributions, as it is not a matter pertaining to Village business. Motion carried, Mayor Curran abstained, all others voting "Aye".

ADJ. TO EXEC.SESSION- POLICE OFFICER DISABILITY

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to adjourn the Regular meeting to open an Executive Session to discuss the status of the disability of a Police Officer. Motion carried, Mayor Curran abstained, all others voting "Aye". It was moved by Trustee Becker, seconded by Trustee Hendrick to open an Executive Session to discuss the status of the disability of a Police Officer. Motion carried, Mayor Curran abstained, all others voting "Aye".

CLOSE EXEC. SESSON

After a brief discussion, it was moved by Trustee Hawxhurst, seconded by Trustee Becker to close the Executive Session. Motion carried, Mayor Curran abstained, all others voting "Aye". It was moved by Trustee Becker, seconded by Trustee Hawxhurst to reconvene the Regular Meeting. Motion carried, Mayor Curran abstained, all others voting "Aye".

CHANGE 10/18/10- BD.MTG. TIME RES.# _____

It was moved by Trustee Becker, seconded by Trustee Hendrick to reschedule the next Board Meeting on October 18th, 2010 to begin at 6:30 PM. Motion carried, Mayor Curran abstained, all others voting "Aye".

RESCHEDULE 11/1/10 BD.MTG. 11/15/10 RES.# _____

It was moved by Trustee Beach, seconded by Trustee Hendrick to reschedule the November 1st, 2010 Board Meeting to the November 15th, 2010 Board Meeting. Motion carried, Mayor Curran abstained, all others voting "Aye".

RESCHEDULE – P.H.- 323 MERRICK RD.- 11/15/10 RES.# _____

It was moved by Trustee Beach, seconded by Trustee Hendrick to reschedule a Public Hearing scheduled on November 1st, 2010 to the November 15th, 2010 Board Meeting at 7 PM to consider the acquisition of 323 Merrick Road pursuant to the Eminent Domain Procedure Law. Motion carried, Mayor Curran abstained, all others voting "Aye".

BID AWARD- DEBRIS REMOVAL – TABLED RES.# _____

It was moved by Trustee Hendrick, seconded by Trustee Beach to table the Bid Award for Debris Removal to the October 18th, 2010 meeting. Motion carried, Mayor Curran abstained, all others voting "Aye".

AMEND RES.- 2/16/10-DPW ROLLER & SKID LOADER RES.# _____

It was moved by Trustee Beach, seconded by Trustee Hendrick to amend its resolution of February 16, 2010 authorizing the purchase of a DPW Roller and Trailer, to purchase a Skid Loader in lieu of. Motion carried, Mayor Curran abstained, all others voting "Aye".

ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Becker, to close the meeting at 9:45 PM. Motion carried, Mayor Curran abstained, all others voting "Aye".