

March 21, 2011

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, March 21, 2011 at 7:00 P.M. in the Village Hall. The Mayor opened the meeting with the Pledge of Allegiance.

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

WORKERS
COMPENSATION
REPORT

Steve Salerno and Nicole Morton of Salerno Brokerage discussed the progress of the State Insurance Fund Workers Compensation Safety Program and reviewed premiums for the 2011/2012 property and liability policy.

NYS BICYCLE
LOCKER
AGREEMENT

It was moved by Trustee Becker, seconded by Trustee Beach to table the discussion on the NYS DOT Bicycle Locker Agreement to the April 4, 2011 Board Meeting. Motion carried, all voting "Aye".

PARKING
REGULATIONS-
UNION AVE. &
SCRANTON

RES.#100-11

It was moved by Trustee Becker, seconded by Trustee Beach to amend the Village Vehicle & Traffic Code Section 240-22, Schedule XV by adopting "15 Minute Parking 8AM – 4PM, Monday – Saturday, on the east side of Union Avenue between Cherry Lane and Scranton Avenue except where there are existing no stopping zones. Motion carried, all voting "Aye".

PARKING FINES

It was moved by Trustee Becker, seconded by Trustee Beach to table discussion on amending Parking fines to the March 28, 2011 Board Meeting. Motion carried, all voting "Aye".

DISC-
DISPATCHERS

It was moved by Trustee Becker, seconded by Trustee Beach to adjourn the regular meeting to enter into an executive session to discuss negotiating the renewal of the labor agreement with the CSEA Police Civilians. Motion carried, all voting "Aye". It was moved by Trustee Becker, seconded by Trustee Beach to open the executive session to discuss negotiating the renewal of the labor agreement with the CSEA Police Civilians. Motion carried, all voting "Aye". After a brief discussion where it was noted that the CSEA has filed for Impasse Mediation, it was moved by Trustee Beach, seconded by Trustee Becker to close the executive session. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Becker to reopen the regular meeting in the court room. Motion carried, all voting "Aye".

DEPT. REPORTS
JAN. & FEB. 2011

It was moved by Trustee Beach, seconded by Trustee Becker to accept the following Department Reports for the month of January & February 2011 as follows: Fire Dept., DPW, Building Dept., Library, Village Justice, Recreation and Police Dept. Motion carried, all voting "Aye".

PROC-CYO
GIRLS
BASKETBALL

Mayor Hendrick presented Proclamations to Our Lady of Peace 7th Grade Girls CYO Basketball Team as winning the title of Long Island Champions in the CYO B Division.

5th ANNUAL
RELAY FOR
LIFE

Adam Glickman advised that the 5th Annual Relay for Life will be held on Saturday, May 21, 2011 at Lynbrook South Jr. High School.

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POLICE DEPT.
MANUAL

It was moved by Trustee Beach, seconded by Trustee Becker to adopt an updated Manual for the Police Department. Motion carried, all voting "Aye".

RES.#101-11

PUBLIC
HEARING – 221-
225 MERRICK
ROAD-
REZONING

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to open a Public Hearing to consider an application from 225 Acquisition, LLC to rezone the rear portion of the property known as Section 7, Block 9, Lots 4-8, 221-225 Merrick Road to "Light Manufacturing", pursuant to Section 252-109.1.A(2) of the Village Code. Bruce Hafner, Esq., representing the applicant, advised that this parcel is a separate lot at the rear northerly section of the site which is zone "Residential", and that the subject site in its entirety has been used for commercial purposes. Mr. Hafner indicated that his client, Dr. Soskel recently acquired the property and intends to improve the existing structure to establish medical offices. Dr. Soskel advised that certain variances would be applied for from the Board of Appeals. After a brief discussion, the Mayor asked if anyone would like to comment. Carol & Doug Soffey-215 Denton Avenue which abuts the lot, advised that they had no objection to the request. After no further comments, it was moved by Trustee Beach, seconded by Trustee Hawxhurst to close the Public Hearing and to approve the application to rezone the property to "Light Manufacturing". Motion carried, Trustee Becker abstained, all others voting "Aye". It was moved by Trustee Beach, seconded by Trustee Hawxhurst to declare themselves as Lead Agency and that a Negative Declaration be issued for this action as it has no significant adverse impact on the environment pursuant to the New York State Environmental Quality Review Act. Motion carried, Trustee Becker abstained, all others voting "Aye".

RES.#102-11

SET DATE-P.H.-
4/11/11-2011/2012
TENTATIVE
BUDGET

It was moved by Trustee Beach, seconded by Trustee Atkinson to set the date of April 11, 2011 at 8:00 P.M. for a Public Hearing on the 2011/2012 Tentative Budget. Motion carried, all voting "Aye".

RES.#103-11

BILLS

It was moved by Trustee Atkinson, seconded by Trustee Becker that Bills listed on Abstract of Audited Voucher #15, General Fund - \$277,127.55, Trust & Agency - \$47,709.82, Capital Fund - \$472.00, Electronic Transfer - \$257,133.18, Community Development - \$7,162.00, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting "Aye".

RES.#104-11

GOOD &
WELFARE

Mayor Hendrick asked if anyone wished to speak under Good & Welfare.

DISPATCHERS

It was moved by Trustee Beach, seconded by Trustee Becker to adjourn the meeting to enter into an executive session to discuss the status of negotiations for the renewal of the CSEA Police Civilians Labor Agreement. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Becker to open an executive session to discuss the status of negotiations for the renewal of the CSEA Police Civilians Labor Agreement. Motion carried, all voting "Aye". After a brief discussion, it was moved by Trustee Beach, seconded by Trustee Becker to close the executive session. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Becker to reopen the regular meeting. Motion carried, all voting "Aye".

USE OF PF#12-
COMMANDER
ELECTRIC

It was moved by Trustee Beach, seconded by Trustee Becker to allow Commander Electric to use spaces 21-41 in parking field #12 from April 4 thru May 3 as a staging area for the work to be done on Sunrise Highway. Motion carried, all voting "Aye".

RES.#105-11

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TAX
CERTIORARI
SETTLEMENT

Tax Certiorari Counsel, Ben Truncal presented final Tax Certiorari Settlement offers to be paid in 2011/2012. It was moved by Trustee Beach, seconded by Trustee Becker to approve the following Tax Certiorari Settlements:

<u>RES.#106-11</u>	<u>Address/Sec/Blk/Lot</u>	<u>2011 AV</u>	<u>Refund</u>
	150 Scranton Ave.- 28-7-2	\$ 9,000.	\$ 1,750.
	303 Merrick Rd-7-6-11-12.13	\$609,000.	\$122,000.
	74 Merrick Rd-13-1-213	\$ 52,800.	\$ 48,000.
	91 Broadway-31-1-1-2A,3A	\$ 20,200.	\$ 32,500.
	344 Hendrickson-52-4-11	\$ 37,500	\$ 16,500.
	103 Hempstead Ave-60-4-21	\$ 44,000.	\$ 9,800.
	265 Sunrise Hwy-15-2-1,2	\$ 80,000.	\$ 60,000.
	293 Hendrickson Ave-47-3-14	\$ 23,100.	\$ 26,500.
	150 Merrick Rd -12-3-6-7	\$ 42,500.	\$ 15,000.
	633 Merrick Rd -56-3-14-17	\$ N/A	\$175,000.
	81 Hempstead Ave.-60-4-24	\$ 39,500.	\$ 3,000.
	14 St. James Pl.-11-4-2	\$ 26,800.	\$ 3,000.
	690 Merrick Rd-21-2-2	\$ 33,000.	\$ 6,000.
	247 Sunrise Hwy.-15-2-2A	\$ 39,000.	\$ 14,000.
	420 Merrick Rd-23-5-1-1A	\$160,500.	\$ 30,000.
	340 Broadway-41-4-1	\$ 14,000.	\$ 12,200.
	165 Atlantic Ave-37-1-3	\$ 18,400.	\$ 12,800.
	319 Merrick Rd-61-3-13.8	\$126,900.	\$ 60,000.
	Verizon	\$ 50,000.	\$ 13,000.
	7 Washington-9-4-1-3,20-21	\$348,000.	\$114,000.

and to issue a Declaration of Intent to finance all refunds by a Bond Issue. Motion carried, all voting "Aye".

LI AMERICAN
WATER CERT.
SETTLEMENT

It was moved by Trustee Beach, seconded by Trustee Becker to settle the Tax Certiorari with LI American Water with a refund in the amount of \$2,050,000.00 as follows:

RES.#107-11

<u>Sec./Blk/Lot</u>	<u>2011 AV</u>
21/2/35,36,37,38,38A	\$151,088.00
25/3/5	\$ 43,050.00
30/1/2F	\$232,640.00
47/1/7	\$ 76,050.00
444-3	\$123,420.00

and to issue a Declaration of Intent to finance said refund of \$2,050,000.00 by a bond issue. Motion carried, all voting "Aye".

TRANSFER OF
FUNDS

It was moved by Trustee Beach, seconded by Trustee Becker to pass a resolution authorizing the following budget transfers for fiscal year 2010/2011:

RES.#108-11

To:	001.1110.0411	Justice – Printing – Stationery	\$ 166.00
Fr:	001.1110.0409	Justice – Subscriptions/Dues	(166.00)
To:	001.1355.0101	Assessment – Salaries – Staff	\$ 21,200.00
Fr:	001.1990.0444	Contingent	(21,200.00)
To:	001.1410.0411	Clerk – Legals	\$ 1,000.00
Fr:	001.1410.0411	Clerk – Printing-Stationery	(1,000.00)
To:	001.1640.0419	Central Garage–Public Works Supp.	\$ 1,000.00
Fr:	001.1640.0418	Central Garage – Building Supplies	(1,000.00)

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To:	001.1650.0401	Central Comm. – Personal Services	\$ 4,000.00
Fr:	001.1650.0453	Central Comm. – Maintenance of Radio	(4,000.00)
To:	001.3120.0455	Police – Maint. & Repair Equipment	\$ 1,000.00
Fr:	001.3120.0450	Police – Maint. & Repair Vehicle	(1,000.00)
To:	001.3310.0459	Traffic Control – Sign Mainte	\$ 2,000.00
Fr:	001.3310.0428	Traffic Control – Road Materials	(2,000.00)
To:	001.3320.0423	Parking Fields–Pking Meter Supplies	\$ 1,000.00
Fr:	001.3320.0450	Parking Fields – Maint. & Repair-Veh.	(1,000.00)
To:	001.3410.0426	Fire – Tires	\$ 1,000.00
Fr:	001.3410.0450	Fire – Vehicle Maintenance	(1,000.00)
To:	001.4010.0439	Public Health – Extermination	\$ 1,045.00
Fr:	001.1990.0444	Contingent	(1,045.00)
To:	001.5010.0200	Street Admin. – Building Improv.	\$ 1,000.00
Fr:	001.5010.0201	Street Admin. – Office Equipment	(1,000.000)
To:	001.5110.0209	Street Maint. – Road Construction	\$ 1,850.00
Fr:	001.5110.0205	Street Maint. – Mechanical Equip.	(1,850.00)
To:	001.5110.0419	Street Maint.– Public Works Supplies	\$ 3,000.00
Fr:	001.5110.0428	Street Maint. – Road Materials	(3,000.00)
To:	001.5142.0428	Snow Removal – Road Materials	\$ 2,200.00
Fr:	001.5142.0205	Snow Removal – Mechanical Equip.	(2,220.00)
To:	001.5410.0452	Sidewalks – Maintenance	\$ 2,000.00
Fr:	001.5410.0486	Sidewalks – Tree Removal	(2,000.00)
To:	001.6410.0481	Publicity – Newsletter-Printing	\$ 3,100.00
Fr:	001.6410.0401	Publicity – Personal Services	(3,100.00)
To:	001.7110.0200	Parks – Building & Property Improv.	\$ 1,600.00
Fr:	001.3310.0428	Traffic Control – Road Materials	(1,600.00)
To:	001.7180.0458	Pool – Maint. of Building & Property	\$ 3,000.00
Fr:	001.7180.0417	Pool – Heat	(3,000.00)
To:	001.7180.0200	Pool – Building & Property Improv.	\$ 1,000.00
Fr:	001.5110.0458	Street Maint. – Maint. of Bldg & Prop.	(1,000.00)
To:	001.7310.0417	Youth Programs – Heat	\$ 3,000.00
Fr:	001.7180.0417	Pool – Heat	(3,000.00)
To:	001.8170.0454	Street Cleaning – Brooms	\$ 1,500.00
Fr:	001.5110.0458	Street Maint. – Maint. of Bldg & Prop	(1,500.00)

Motion carried, all voting “Aye”.

C.ARESTA-
HEALTH INS.

RES.#109-11

It was moved by Trustee Hawxhurst, seconded by Trustee Beach to authorize the Mayor to sign a Stipulation of Settlement with retired DPW employee Charles Aresta, whereas the Village will pay 80% of Mr. Aresta’s health insurance in lieu of 60% effective June 1, 2009. Motion carried, all voting “Aye”.

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USE OF SR. BUS

RES.#110-11

It was moved by Trustee Becker, seconded by Trustee Beach to approve using the Recreation Department bus as requested by the Senior Citizen Club on April 17, 2011. Motion carried, all voting "Aye".

ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Becker to adjourn the meeting at 11:15 PM. Motion carried, all voting "Aye".