

April 16, 2012

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, April 16, 2012 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

DOAR – PARKING
PERMIT

RES.#[148-12](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to grant permission for DOAR of 170 Earle Avenue to park thirty (30) cars in Parking Field #8 for a total of six days in April and May of 2012 for a lump sum parking fee of \$500.00. Motion carried, all voting “Aye”.

RATIFY
RESOLUTION-
JOHNSON
CONTROLS

RES.#[149-12](#)

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to amend a September 19, 2011 resolution approving the execution of the Johnson Controls Performance Contract to add the following: This approval authorizes the use of the Village Procurement Policy and its General Municipal Law 104-b procedures as a “special skills” exception to the “lowest responsible bidder” provision of General Municipal Law 103, for the approval of the Johnson Controls Contract, with the added provisions (a) that the said Policy’s dollar limitations are hereby increased to equal the contract price of the said Johnson Controls Performance Contract, and (b) that the time for Johnson Controls to offer a Proposal pursuant to the Village’s Request for Proposal is hereby extended to September 2011. All actions taken by the Village Board and Village employees to implement the approval for the Johnson Controls Performance Contract between September 19, 2011 and the present are hereby ratified. Motion carried, Trustee Becker voting “Nay”, all others voting “Aye”.

BUDGET
WORKSHOP
4-23-12 @ 6PM

RES.#[150-12](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to set the date of Monday, April 23, 2012 at 6:00 P.M. for a Special Meeting. Motion carried, all voting “Aye”.

EXECUTIVE
SESSION

RES.#[151-12](#)

It was moved by Trustee Becker, seconded by Trustee Beach to adjourn the meeting to open an executive session to discuss attorney client matters. Motion carried, all voting “Aye”. It was moved by Trustee Becker, seconded by Trustee Beach to open an executive session to discuss attorney client matters. Motion carried, all voting “Aye”. After a lengthy discussion, it was moved by Trustee Becker, seconded by Trustee Beach to adjourn the executive session. Motion carried, all voting “Aye”. It was moved by Trustee Becker, seconded by Trustee Beach to reopen the regular meeting. Motion carried, all voting “Aye”.

April 16, 2012

PILOT
AGREEMENT –
225 MERRICK
ROAD

RES.#152-12

Village Special Counsel Jack Libert reported that the Town of Hempstead Industrial Development Agency held a Public Hearing on April 11, 2012 to consider a request for a payment in lieu of taxes (PILOT) from 225 Merrick Road, LLC- Lynbrook Peak Fitness in association with the development of a new business at 225 Merrick Road. It was moved by Trustee Becker, seconded by Trustee Beach to approve a PILOT Agreement as follows with additional facility fees for the years 2013/2014 – 2016/2017:

<u>YEAR</u>	<u>AMOUNT</u>
2013/2014	\$13,500 + 3,000
2014/2015	\$13,837 + 2,000
2015/2016	\$14,183 + 1,500
2016/2017	\$14,573 + 1,000
2017/2018	\$14,973
2018/2019	\$15,422
2019/2020	\$15,931
2020/2021	\$16,529
2021/2022	\$17,149
2022/2023	\$17,192

Motion carried, all voting “Aye”. It was moved by Trustee Becker, seconded by Trustee Atkinson that the Board of Trustees declare themselves as Lead Agency and that a Negative Declaration be issued for this action as it has a significant adverse impact on the environment pursuant to the New York State Environment Quality Review Act. Motion carried, all voting “Aye”.

RESOLUTION –
BUILDING FEE
WAIVER

RES.#153-12

It was moved by Trustee Becker, seconded by Trustee Atkinson to authorize the Board of Trustees to waive Building Department fees pursuant to Section 81-19 of the Village Code as follows:

Where a building or other structure owned by a not-for-profit corporation, which structure is used for the stated purposes of such corporation, which structure is used for the stated purposes of such corporation, is damaged or destroyed by an Act of God or a mechanical or electrical accident, where the Board of Trustees finds that the general good and welfare of the Village and its citizens would be served, the fee for the issuance of a building permit for the reconstruction thereof may be reduced to one-third of the fee established for building construction under Chapter 81 of the Village Code. In the exceptional case where the circumstances surrounding the said damage are catastrophic or dire in nature, the Village Board may waive the said fee entirely. In such exceptional case, the said circumstances must be placed in the minutes of the meeting of the Village Board. Motion carried, all voting “Aye”.

Mayor Hendrick invited all those present for a continuation of the meeting in the conference room.

NEW FIRE
CHIEF’S

Mayor Hendrick introduced the newly elected Fire Chief’s: Chief Engineer Anthony DeCarlo; 1st Asst. Edward Hynes; 2nd Asst. Chief Michael Anderson and 3rd Asst. Chief James McDermott.

CHAMBER OF
COMMERCE
REPORT

President of the Lynbrook Chamber of Commerce William Gaylor gave a report on Chamber of Commerce activities.

April 16, 2012

- PROCLAMATION-
HOLOCAUST
DAY OF
REMEMBRANCE
WEEK
- Mayor Hendrick proclaimed the week of Sunday, April 15 through Sunday, April 22, 2012 as Days of Remembrance in memory of the victims of the Holocaust and in honor of the survivors as well as the rescuers and liberators, and further proclaim that we, as citizens of the Village of Lynbrook, should work to promote human dignity and confront hate whenever and wherever it occurs.
- SENIOR
CITIZENS'
MONTH
- Mayor Hendrick proclaimed the month of May 2012 as Senior Citizens' Month.
- ARBOR DAY
- Mayor Hendrick proclaimed Friday, April 27, 2012 as Arbor Day.
- PRESENTATION-
LINK
COUNSELING
- Dennis Dunne of LINK Counseling advised of his agencies activities and programs to assist the community in the realm of drug and alcohol counseling.
- BILLS
- RES.#[154-12](#)
- It was moved by Trustee Atkinson, seconded by Trustee Becker that Bills listed on Abstract of Audited Voucher #19, General Fund - \$169,198.15, Trust & Agency - \$27,335.15, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting "Aye".
- GOOD &
WELFARE
- Mayor Hendrick asked if anyone wished to speak under Good & Welfare.
- Mayor Hendrick invited all those in attendance for a continuation of the meeting in the conference room.
- INTER-
MUNICIPAL
AGREEMENT-
ST.SWEEPING-
HEWLETT
HARBOR
- RES.#[155-12](#)
- It was moved by Trustee Becker, seconded by Trustee Atkinson to enter into an Inter-municipal Agreement with the Inc. Village of Hewlett Harbor to provide DPW street sweeping services to the Inc. Village of Hewlett Harbor at a lump sum fee of \$1,200. per day. Motion carried, all voting "Aye".
- RENEW
CONTRACT-
PARR VENTURES
- RES.#[156-12](#)
- It was moved by Trustee Becker, seconded by Trustee Atkinson to approve a renewal contract with Parr Ventures for the Street Banner Program for a term ending May 2013. Motion carried, all voting "Aye".
- ADJOURNMENT
- It was moved by Trustee Becker, seconded by Trustee Beach to adjourn the meeting at 11:25 P.M. Motion carried, all voting "Aye".