

February 4, 2013

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, February 4, 2013 at 6:30 PM in the Village Hall. Deputy Mayor Beach opened the meeting with the Pledge of Allegiance.

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

Absent: Mayor William Hendrick

EXECUTIVE
SESSION

It was moved by Trustee Becker, seconded by Trustee Atkinson to adjourn the meeting to open an executive session to discuss attorney client matters with Special Counsel Jack Libert. Motion carried, Mayor Hendrick absent, all others voting "Aye". It was moved by Trustee Atkinson, seconded by Trustee Becker to open an executive session to discuss attorney client matters with Special Counsel Jack Libert. Motion carried, Mayor Hendrick absent, all others voting "Aye". After a lengthy discussion, it was moved by Trustee Atkinson, seconded by Trustee Becker to adjourn the executive session. Motion carried, Mayor Hendrick absent, all others voting "Aye". It was moved by Trustee Becker, seconded by Trustee Atkinson to reopen the regular meeting. Motion carried, Mayor Hendrick absent, all others voting "Aye".

BOY SCOUT
GOVERNMENT
NIGHT

Members of the Community's various Boy Scout Troops read Village Departmental Reports on behalf of the Board, as part of Boy Scout Government Night and assisted the Board with the following resolutions.

Tim Healey of Our Lady of Peace advised that their annual dinner dance will be held on February 9, 2013.

MINUTES-1/14/13

RES.#[34-13](#)

It was moved by Trustee Atkinson, seconded by Trustee Becker to accept the Minutes of January 14, 2013 as submitted and place on file. Motion carried, Mayor Hendrick absent, all others voting "Aye".

CHAMBER OF
COMMERCE
REPORT

President of the Chamber of Commerce Denise Rogers gave a report on the Chamber of Commerce Activities

CITATION-
A.FERRARA-
RETIREMENT

Deputy Mayor Beach presented a Citation to Anthony Ferrara on the occasion of his retirement after 23 years of dedicated and loyal service with our Recreation Department.

WAIVE FEES-
GULOTTA
LODGE-USE REC.
ROOM

RES.#[35-13](#)

It was moved by Trustee Becker, seconded by Trustee Hawxhurst to waive the fee for the Gulotta Lodge to utilize the Judge Frank A. Gulotta room at the Recreation Center in Greis Park for their upcoming installation on March 13, 2013. Motion carried, Mayor Hendrick absent, all others voting "Aye".

9th ANNUAL FLY
WITH THE OWLS
RUN/WALK
11-16-13

RES.#[36-13](#)

It was moved by Trustee Becker, seconded by Trustee Hawxhurst to approve the 9th Annual Fly with the Owls Run/Walk on Saturday, November 16, 2013, and to display their race banner over Atlantic Avenue for two weeks prior to the event, November 4 – 16, 2013. Motion carried, Mayor Hendrick absent, all others voting "Aye".

February 4, 2013

PER SEMPRE
LODGE FLEA
MARKET-8/24 &
8/25

It was moved by Trustee Becker, seconded by Trustee Hawxhurst to reschedule the Per Sempre Lodge Flea Market to August 24 & 25, 2013. Motion carried, Mayor Hendrick absent, all others voting "Aye".

RES.#37-13

PAKING WAIVER
- KINGDOM
MINISTRIES

It was moved by Trustee Becker, seconded by Trustee Atkinson to waive certain parking restrictions on Vincent Avenue on February 14 – 19, 2013, as Kingdom Ambassadors Global Ministries of 1811 Vincent Avenue will be hosting an International Conference. Motion carried, Mayor Hendrick absent, all others voting "Aye".

RES.#38-13

F.D. VEHICLE
USE

It was moved by Trustee Becker, seconded by Trustee Atkinson to approve the members of the Junior Fire Department to use the Fire Department bus to go to Thunder Ridge Mountain in Paterson, NY on Saturday, February 9, 2013. Motion carried, Mayor Hendrick absent, all others voting "Aye".

RES.#39-13

F.D. ATTEND
ANNUAL ST.
PATRICK'S DAY
PARADE-
ROCKAWAY
BEACH

It was moved by Trustee Becker, seconded by Trustee Atkinson to authorize the Fire Department to attend the Annual Saint Patrick's Day Parade in Rockaway Beach on Saturday, March 3, 2013, and to use units 423, 428, 426 and a Chief's vehicle. Motion carried, Mayor Hendrick absent, All others voting "Aye".

RES.#40-13

BILLS

It was moved by Trustee Hawxhurst, seconded by Trustee Becker that Bills listed on Abstract of Audited Voucher #12, General Fund - \$306,802.74, Trust & Agency - \$64,292.51, Capital Fund - \$125,494.14, Electronic Transfer - \$280,899.96, Community Development - \$4,940.00, all be paid as soon as same have been duly audited by the majority. Motion carried, Mayor Hendrick absent, all others voting "Aye".

RES.#41-13

RECESS

It was moved by Deputy Mayor Beach, seconded by Trustee Atkinson to thank the Scouts and recess the meeting for ten (10) minutes for refreshments in honor of Boy Scout Government Night, and continue the meeting in the conference room. Motion carried, Mayor Hendrick absent, all others voting "Aye".

HEALTH &
WELLNESS
COMMITTEE
PRESENTATION

Antastasia Schepers, a member of the Health & Wellness Committee gave a presentation for promoting Healthy Communities to prevent child obesity.

SET DATE -P.H.-
SUB-DIVISION-
173 EARLE AVE.

It was moved by Trustee Becker, seconded by Trustee Beach to rescind the prior resolution adopted on November 19, 2012 setting a date for a Public Hearing for a sub-division for 173 Earle Avenue, due to lack of publication of a Notice of Public Hearing and to set a new date of March 4, 2013 at 7:00 PM. Motion carried, Trustee Becker abstained, Mayor Hendrick absent, all others voting "Aye".

RES.#42-13

TRANSFER OF
FUNDS

It was moved by Trustee Becker, seconded by Trustee Atkinson to authorize a temporary transfer of funds in the amount of \$35,078.93 from the Contingency Account in General Fund to Capital for Sunrise Highway Project, and to transfer back to General Fund from Capital when reimbursement funds are received from a State Grant. Motion carried, Mayor Hendrick absent, all others voting "Aye".

RES.#43-13

POLICE
ACCREDITATION
STANDARDS

It was moved by Trustee Becker, seconded by Trustee Atkinson to table the acquisition of a Police Department evidence and inventory system to the March 4, 2013 meeting. Motion carried, Mayor Hendrick absent, all others voting "Aye".

RES.#44-13

February 4, 2013

GROSS RECEIPTS
& FRANCHISE
FEES AUDIT

RES.#45-13

It was moved by Trustee Becker, seconded by Trustee Atkinson to authorize the Mayor to sign an Agreement with Morwood Oaks Management Associates, LLC to perform a Gross Receipts Tax Audit and Audit of CATV Franchise Fees. Motion carried, Mayor Hendrick absent, all others voting "Aye".

POLICE
ACCIDENT
REPORTS FEE-
CAR FAX

RES.#46-13

It was moved by Trustee Becker, seconded by Trustee Atkinson to authorize the Police Department to enroll in Car Fax for investigative purposes and receiving revenue for copies of auto accident reports. Motion carried, Mayor Hendrick absent, all others voting "Aye".

PUBLIC
HEARING-
SIDEWALK
VIOLATIONS

RES.#47-13

It was moved by Trustee Atkinson, seconded by Trustee Becker to open a Public Hearing at 9:51 PM 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. Deputy Mayor Beach asked if anyone wished to comment, after no comments heard, it was moved by Trustee Becker, seconded by Trustee Atkinson to close the Public Hearing at 9:53 PM and to 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 Hendrick absent, all others voting "Aye".

PUBLIC HEARING
- CHAP.4 -
APPEARANCE
TICKETS

RES.#48-13

Deputy Mayor Beach opened a Public Hearing to consider the enactment of proposed Local Law #2 of 2013 to amend the Village Code, Chapter 4 entitled "Appearance Tickets" to provide (1) a change in the title of the name of the position of "parking meter attendants" to "parking meter servicer", (2) to limit said servicer's authority to issue legal process to parking tickets only. Deputy Mayor Beach read the local law and asked if anyone wished to speak. After no further comments, it was moved by Trustee Atkinson, seconded by Trustee Becker to close the Hearing and enact Local Law #2 of 2013. Motion carried, Mayor Hendrick absent, all others voting "Aye".

PUBLIC
HEARING-
CHAP.212
STREETS &
SIDEWALKS

RES.#49-13

Deputy Mayor Beach opened a Public Hearing to consider the enactment of proposed Local Law #3 of 2103 to amend the Village Code, Chapter 212 entitled "Streets and Sidewalks" Section 212.1.1 to add a new paragraph E providing authority for emergency action relating to storms. Deputy Mayor Beach read the local law and asked if anyone wished to speak. After no further comments, it was moved by Trustee Atkinson, seconded by Trustee Becker to close the hearing and enact Local Law #3 of 2013. Motion carried, Mayor Hendrick absent, all others voting "Aye".

GRANT - GREIS
PARK
RESTROOM

RES.#50-13

Recreation Director Patrick McDermott reported that the following estimates were received to install a new 6" sewer line and a 1" water line to accommodate new bathrooms in Greis Park located between the hockey rink and field B baseball field: Orchid Sewer - \$13,800.00; GSM Plumbing - \$16,550.00; Robustello -- \$22,000.00, and recommended that the project be awarded to Orchid Sewer, the low bidder. It was moved by Trustee Becker, seconded by Trustee Hawxhurst to award the bid to Orchid Sewer in the amount of \$13,800, and that such costs be reimbursed by a New York State Grant in the amount of \$25,000. Motion carried, Mayor Hendrick absent, all others voting "Aye".

MERRICK ROAD
STREETSCAPE
PROJECT

RES.#51-13

The Village Administrator reported on the status of the Merrick Road Streetscape Project. It was moved by Trustee Becker, seconded by Trustee Atkinson to continue discussion at the February 19, 2013 meeting. Motion carried, all voting "Aye".

February 4, 2013

35 WILBUR
STREET

RES.#52-13

It was moved by Trustee Becker, seconded by Trustee Atkinson to table the discussion on the acquisition of 35 Wilbur Street for the Recreation Department to the February 19, 2013 Board Meeting. Motion carried, Mayor Hendrick absent, all others voting "Aye".

EXECUTIVE
SESSION

It was moved by Trustee Becker, seconded by Trustee Atkinson to adjourn the meeting to open an executive session to discuss the status of collective bargaining agreement negotiations with the CSEA-PD Civilians and UPSEU. Motion carried, Mayor Hendrick absent, all others voting "Aye". It was moved by Trustee Becker, seconded by Trustee Atkinson to open an executive session to discuss the status of collective bargaining agreement negotiations with the CSEA-PD Civilians and UPSEU. Motion carried, Mayor Hendrick absent, all others voting "Aye". After a lengthy discussion, it was moved by Trustee Becker, seconded by Trustee Atkinson to adjourn the executive session. Motion carried, Mayor Hendrick absent, all others voting "Aye. It was moved by Trustee Becker, seconded by Trustee Atkinson to reopen the regular meeting. Motion carried, Mayor Hendrick absent, all others voting "Aye".

ADJOURNMENT

It was moved by Trustee Atkinson, seconded by Trustee Becker to adjourn the meeting at 11:30 PM. Motion carried, Mayor Hendrick absent, all others voting "Aye".