

November 3, 2014

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, November 3, 2014 at 6:30 P.M. in the Village Hall.

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

EXECUTIVE
SESSION

It was moved by Trustee Becker, seconded by Trustee Atkinson, to adjourn the meeting to open an Executive Session, to review applications from candidates for the position of Court Clerk. Motion carried, all voting "Aye." It was moved by Trustee Becker, seconded by Trustee Atkinson, to open an Executive Session, to review applications from candidates for the position of Court Clerk. Motion carried, all voting "Aye." After a lengthy discussion, it was moved by Trustee Becker, seconded by Trustee Atkinson, to adjourn the Executive Session. Motion carried, all voting "Aye." It was moved by Trustee Becker, seconded by Trustee Atkinson, to open the regular meeting. Motion carried, all voting "Aye."

SEQRA – REGAL
THEATRE-321
MERRICK ROAD

RES.#[412-14](#)

It was moved by Trustee Becker, seconded by Trustee Atkinson, that the Board declare themselves as Lead Agency and that a Conditional Negative Declaration be issued for the execution of a Redevelopment Agreement with Regal Entertainment for their Theatre at 321 Merrick Road as it has no significant adverse impact on the environment pursuant to the New York State Environmental Quality Review Act. Motion carried, all voting "Aye."

WAIVE METER
FEES

RES.#[413-14](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson, to grant the request from the Chamber of Commerce to waive Saturday meter fees from November 28 to December 27, 2014. Motion carried, all voting "Aye."

IMPACT FEE-
MARRIOTT

RES.#[414-14](#)

It was moved by Trustee Becker, seconded by Trustee Hawxhurst, to authorize Special Counsel Jack Libert to advise Lee Browning the potential applicant for a new hotel on Langdon Place, that there will be a \$175,000.00 Impact Fee payable to the Village of Lynbrook. Motion carried, all voting "Aye."

APPT.-J. STEINER-
COURT CLERK

RES.#[415-14](#)

It was moved by Trustee Beach, seconded by Trustee Hawxhurst, to appoint Joni Steiner as Court Clerk at a salary of \$39,025.00, pursuant to the terms of the Agreement with the United Public Service Employees Union, and subject to the approval of the Nassau County Civil Service Commission. Motion carried, all voting "Aye."

N. LAVIN-YOGA
INSTRUCTOR

RES.#[416-14](#)

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson, to authorize the Mayor to sign a Contract with Nanette Lavin as a Yoga Instructor at Greis Park at a fee of \$15.00 per session, total \$120.00 per month. Motion carried, all voting "Aye."

2015 HOLIDAY
SCHEDULE

RES.#[417-14](#)

It was moved by Trustee Beach, seconded by Trustee Hawxhurst, to approve the attached 2015 Holiday Schedule. Motion carried, all voting "Aye." (Exhibit attached)

November 3, 2014

RATIFY EARLY
RETIREMENT
INCENTIVE
APPLICATIONS

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst, to approve the following applications for Early Retirement Incentive, as offered by Resolution of September 15, 2014: Bertie Devaney – January 15, 2015; Linda O’Reilly – May 31, 2015; Nancy Bush – January 9, 2015. Motion carried, all voting “Aye.”

RES.#418-14

AMEND POLICE
DEPARTMENT
RULES

It was moved by Trustee Beach, seconded by Trustee Atkinson, to amend Articles 9 and 13 of the Police Department Rules, and adopt a Department Procedure on Civilian Complaint Investigation. Motion carried, all voting “Aye.”

RES.#419-14

PUBLIC
HEARING-L.L.#18
OF 2014-CHAP. 231
– TOWING

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst, to open a continuation of a Public Hearing to consider the enactment of proposed Local Law #18 of 2014 to amend the Village Code, Chapter 231 entitled “Tow Vehicles” subsection 26(G), to require tow companies to obtain a Special Use Permit prior to immobilizing or “boot” parked vehicles on private property and require an owner of a parking lot to post effective warnings prior to immobilizing unauthorized parked vehicles. Motion carried, all voting “Aye.” The Mayor read the proposed Law and asked for comments. After a brief discussion, and no further comments, it was moved by Trustee Beach, seconded by Trustee Atkinson, to continue the Public Hearing at the November 17, 2014 meeting. Motion carried, all voting “Aye.” Motion carried, all voting “Aye.”

RES.#420-14

PUBLIC
HEARING-L.L.#19
OF 2014-
CHAP.113-
ELECTRONIC
CIGARETTES &
HOOKAS

It was moved by Trustee Beach, seconded by Trustee Atkinson, to open a Public Hearing to consider the enactment of Local Law #19 of 2014 to amend the Village Code Chapter 113, entitled “Electronic Cigarettes and Hookas,” to provide for the prohibition of smoking of a hookah in any public place. Motion carried, all voting “Aye.” The Mayor read the proposed Local Law and asked for comments. After a brief discussion, and no further comments, it was moved by Trustee Beach, seconded by Trustee Atkinson, to continue the hearing at the November 17, 2014 meeting. Motion carried, all voting “Aye.”

RES.#421-14

P.H.-LOCAL LAW
#20 OF 2014-
CHAP.151-
LICENSING OF
GARDENERS &
LANDSCAPERS

It was moved by Trustee Becker, seconded by Trustee Atkinson, to open a Public Hearing to consider the enactment of Local Law #20 of 2014 to amend the Village Code Chapter 151, entitled “Licensing of Gardeners and Landscapers”, to prohibit the operation of any power equipment for landscaping or gardening on Sundays. Motion carried, all voting “Aye.” The Mayor read the proposed Local Law and asked for comments. After a brief discussion, and no further comments, it was moved by Trustee Becker, seconded by Trustee Atkinson, to continue the hearing at the November 17, 2014 meeting. Motion carried, all voting “Aye.”

RES.#422-14

PUBLIC
HEARING-L.L.#21
OF 2014-
CHAP.175-PEACE
& GOOD ORDER

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst, to open a Public Hearing to consider the enactment of Local Law #21 of 2014 to amend the Village Code, Chapter 175, entitled “Peace and Good Order”, to prohibit the use of power lawnmowers and other power gardening equipment before 10AM on Sundays. Motion carried, all voting “Aye.” The Mayor read the proposed Local Law and asked for comments. After a brief discussion and no further comments, it was moved by Trustee Becker, seconded by Trustee Hawxhurst, to continue the hearing at the November 17, 2014 meeting. Motion carried, all voting “Aye.”

RES.#423-14

RECEIVE BIDS-
PLAYGROUND
RESURFACING

It was moved by Trustee Beach, seconded by Trustee Atkinson, to set the date to receive bids on December 18, 2014 at 11:00 AM for the Installation of Rubberized Safety Surface at Greis Park two (2) Playgrounds. Motion carried, all voting “Aye.”

RES.#424-14

November 3, 2013

TRANSFER OF FUNDS-F.D.

It was moved by Trustee Beach, seconded by Trustee Atkinson, to approve the following transfer of funds:

RES.#425-14

FROM:	01.3410.0413 Office Supplies	\$ 500.
	01.3410.0415 Electricity	1,000.
	01.3410.0421 Safety Supplies	1,500.
	01.3410.0422 First Aid Supplies	2,500.
	01.3410.0454 Maint.Fire Alarm	1,000.
TO:	01.3410.0457 Maint.Breathing Air Equip.	\$6,500.

Motion carried, all voting "Aye."

BID AWARD – SIX(6) WHEEL STREET SWEEPER AND/OR PROPOSAL ON USED STREET SWEEPER

The Village Administrator reported that bids were received on September 18, 2014 for a 2014 Six (6) Wheel Street Sweeper and/or Proposals on Used Street Sweepers. Of the four (4) potential bidders, the following two (2) were received:

RES.#426-14

Long Island Sanitation Equip. Co.-2015 Elgin Wizard-\$247,80.
2015 Elgin Crosswind - \$194,404
Trade In - \$9,700.00

Trius, Inc. – 2015 Tymco - \$173,247.
2014 – Tymco - \$213,887.
(2)2014 - \$240,504.
Trade In - \$5,000.00

Malvese Equip. Co., Inc. – No Bid

It was moved by Trustee Beach, seconded by Trustee Atkinson, to award the bid to the low bidder Trius Equipment of Bohemia in the amount of \$187,472, which includes the trade-in and purchase. Motion carried, all voting "Aye."

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

MINUTES-10/6 & 10/20/14

It was moved by Trustee Beach, seconded by Trustee Atkinson, to approve the Minutes of October 6, 2014 and October 20, 2014 as submitted and place on file. Motion carried, all voting "Aye."

RES.#427-14

100th BIRTHDAY

The Mayor recognized Mary Moschatos and Zelda Terkeltoub on the occasion of their 100th Birthday.

2014 BUSINESSPERSON OF THE YEAR

Mayor Hendrick presented a Citation to Linda Stephenson as 2014 Businessperson of the Year.

CHAMBER OF COMMERCE DONATIONS

Vice President of the Chamber of Commerce Jeff Greenfield presented proceeds of the 2014 Mayors Golf Outing: \$1,000 Patriots Weekend, \$5,000 Community Chest; \$1,000 Nassau County Wounded Warrior and \$500 to the Lynbrook Senior Citizen Club.

P.O. MARK BAMONTE-SWEARING IN

Mayor Hendrick administered a ceremonial Oath of Office to Mark Bamonte, Police Officer.

PROMOTION-DANNY DILLON-LIEUTENANT

The Mayor administered a ceremonial Oath of Office to Daniel Dillon, Police Lieutenant.

November 3, 2014

WAIVE FEE- PER
SEMPRE LODGE

RES.#428-14

It was moved by Trustee Becker, seconded by Trustee Atkinson, to waive the fee for the Per Sempre Ladies and Per Sempre Lodge for their Joint Italian Heritage Celebration at Greis Park on October 21, 2014. Motion carried, all voting "Aye."

BILLS

RES.#429-14

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson, that Bills listed on Abstract of Audited Voucher #7, General Fund - \$511,056.65; Capital Fund - \$164,843.13, Electronic Transfer - \$25,436.27, Community Development - \$13,058.90, 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.

EXECUTIVE
SESSION

It was moved by Trustee Beach, seconded by Trustee Atkinson, to adjourn the meeting to open an Executive Session to discuss the disciplinary charges of a School Crossing Guard. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Atkinson, to open an Executive Session, to discuss the disciplinary charges of a School Crossing Guard. After a lengthy discussion, it was moved by Trustee Beach, seconded by Trustee Atkinson, to adjourn the Executive Session. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Atkinson, to open the regular meeting. Motion carried, all voting "Aye."

ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Atkinson, to adjourn the meeting at 9:46 PM. Motion carried, all voting "Aye."