

May 18, 2015

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, May 18, 2015 at 7:00 P.M. in the Village Hall.

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

Absent: Trustee Thomas Atkinson

WELCOME SIGN-
SUNRISE/HORTON

RES.#[145-15](#)

It was moved by Trustee Becker, seconded by Trustee Beach to direct the Department of Public Works to complete the installation of the “Welcome” sign on Sunrise Highway and Horton Avenue using a stone finish similar to that used on the sign at Ocean Avenue intersection. Motion carried, all voting “Aye”.

ROAD OPENING
PERMIT DEPOSIT

RES.#[146-15](#)

At the request of Alex Kushnir of National Grid, it was moved by Trustee Hawxhurst, seconded by Trustee Becker, to amend Resolution #4-15 modifying the issuance of Road Opening Permits by repealing the \$3,500. Security deposit requirement and require a one-time \$15,000. Deposit in lieu of, and extend the Permits to 90 days provided National Grid is up to date on filing for permits for 2015’s emergency road openings within a week. Motion carried, all voting “Aye”.

CONCESSION
STAND FEES-
GREIS PARK

RES.#[147-15](#)

It was moved by Trustee Beach, seconded by Trustee Hawxhurst, to amend the Pool Concessionaire Agreement with Consolidated Food for the period only of June 1, 2014 to May 31, 2016, to require Consolidated Food to pay the Village 10% of the gross sales in lieu of paying an annual fee to the Village. Motion carried, all voting “Aye”.

CELL PHONE USE
POLICY

RES.#[148-15](#)

It was moved by Trustee Beach, seconded by Trustee Becker, to amend the Cell Phone Use Policy (see exhibit “A”). Motion carried, all voting “Aye.”

WARRANT TO
TAX COLLECTOR

RES.#[149-15](#)

It was moved by Trustee Becker, seconded by Trustee Hawxhurst, to issue a Warrant to the Village Clerk/Tax Collector for the collection of the 2015/2016 Real Property Taxes. (See Exhibit B) pursuant to the Real Property Tax Law. Motion carried, all voting “Aye.”

RATIFICATION-
ENGAGEMENT-
LEGAL SVCS.

RES.#[150-15](#)

The Board reviewed an abstract of expenses for Legal Services as presented by the Village Administrator. It was moved by Trustee Becker, seconded by Trustee Beach, to ratify the continued engagement of Legal Services for all existing matters being undertaken by various Counsels. Motion carried, all voting “Aye”.

MOU EXTENSION-
BROWNING
HOTEL
PROPERTIES

RES.#[151-15](#)

It was moved by Trustee Becker, seconded by Trustee Beach, to preliminarily extend the Investigation period as set forth in the Lease and Development Agreement with Browning Hotel Properties, LLC, to June 1, 2015, subject to payment of \$100,000 to the Village by May 22, 2015. Motion carried, all voting “Aye.”

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SEASONAL
CLERK

RES.#152-15

It was moved by Trustee Becker, seconded by Trustee Beach, to hire the following as a “Seasonal Clerk” at Village Hall at the following hourly rates:

Stephanie Bien - \$8.75
Conor Dowd - \$8.75
Amanda Villegas - \$13.89

and to rehire Amanda Villegas as a part-time Clerk upon expiration of her seasonal title. Motion carried, all voting “Aye.”

SEASONAL
EMPLOYEES

RES.#153-15

It was moved by Trustee Beach, seconded by Trustee Hawxhurst, to hire the following as “Lifeguard” and “Seasonal Recreation Attendants” at the hourly rates as designated:

Johanna Baeyens - \$8.75
Joderick Castillo - \$8.75
Sheila Dempsey - \$16.00
Jillian Drescher – Lifeguard rehire - \$8.75
Caroline Duffy – Lifeguard rehire - \$8.75
Rosemarie Falco - \$8.75
Frank Gaetani - \$8.75
Gabriel T. Giordano - \$8.75
Danielle Gaudet – Lifeguard rehire - \$8.75
Michelle Mapheos - \$15.00
Anthony Neal - \$8.75
Chrissy Negron - \$8.75
Aaron Podgorsky - \$8.75
John Rochford - \$8.75
Alex Sandorfi - \$8.75
Michael Toy - \$8.75
Shannon Tracey - \$11.00
Joseph Wooloszyn – Lifeguard rehire - \$8.75

and to appoint the following “Recreation Attendants” as “Seasonal Recreation Attendants” and to rehire as “Recreation Attendants” upon expiration of their seasonal titles:

Kevin Becker
Michael Brethel
Richard Brethel
John Cussen
Jillian Delacruz
Daniel Luckert
Nico Luppino
Frank Murphy
Mary Obanhein
Eliot Podgorksy
Julie Steinert
Robert Torres
Brendan Varady
James Woll

Motion carried, all voting “Aye.”

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SEASONAL
LABORERS

RES.#[154-15](#)

It was moved by Trustee Beach, seconded by Trustee Hawxhurst, to hire Charles Indiviglio, Andrew Ferrall, and Andrew Handley as “Seasonal Laborers” at a rate of 8.75 hour, and Ed Bass and Steven Cribbin as “Laborers” in the Department of Public Works pursuant to the terms of the CSEA Labor Agreement. Motion carried, all voting “Aye.”

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

MINUTES-5/4/15

RES.#[155-15](#)

It was moved by Trustee Beach, seconded by Trustee Becker, to accept the Minutes of May 4, 2015 as submitted and place on file. Motion carried, all voting “Aye.”

CHAMBER
REPORT

It was moved Trustee Becker, seconded by Trustee Hawxhurst, to approve a request from “Everything Special Needs” to use Greis Park for a special benefit Walk on October 4, 2015. Motion carried, all voting “Aye”.

PROC-POLICE
WEEK

Mayor Hendrick proclaimed the week of May 10th through May 16, 2015 as Police Week.

PROC-SENIOR
CITIZENS’
MONTH

Mayor Hendrick proclaimed the month of May 2015 as Senior Citizens’ Month.

REQUEST-
MALVERNE F.D.

RES.#[156-15](#)

It was moved by Trustee Beach, seconded by Trustee Becker, to grant permission for the Malverne Fire Department to conduct their annual hose testing in Greis Park on Wednesday, May 27, 2015 at 8AM to 5PM. Motion carried, all voting “Aye.”

FARMER’S
MARKET-
CHAMBER OF
COMMERCE

RES.#[157-15](#)

At the request of Chamber of Commerce President Linda Stevenson, it was moved by Trustee Hawxhurst, seconded by Trutee Becker, to authorize the Chamber of Commerce to hold a Farmer’s Market in Astoria Federal parking lot at 360 Merrick Road on Sunday’s from 7AM – 1PM from June to November 2015, and waive any fees. Motion carried, all voting “Aye”.

ST. JOHN’S
CHURCH
PERMITS

RES.#[158-15](#)

It was moved by Trustee Beach, seconded by Trustee Becker, to waive all Building permit fees for St. John’s Evangelical Lutheran Church on 13 Blake Avenue to install a new air conditioning system, and fence. Motion carried, all voting “Aye”.

PRE-SEMPRE
LODGE-
LANGUAGE
PROGRAM

Ralph Baccardi reported that the Pre Sempre Lodge will sponsor a language program at the Library on May 20, 2015.

BILLS

RES.#[159-15](#)

It was moved by Trustee Beach, seconded by Trustee Becker, that Bills listed on Abstract of Audited Voucher #12, General Fund - \$197,411.56, Trust & Agency - \$3,121.60, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting “Aye”.

GOOD &
WELFARE

The Mayor asked if anyone wished to speak under Good & Welfare

EXECUTIVE
SESSION

It was moved by Trustee Beach, seconded by Trustee Becker, to adjourn the meeting to open an Executive Session to discuss Attorney Client matters with the Village Attorney. Motion carried, all voting “Aye.” It was moved by Trustee Beach, seconded by Trustee Becker, to open an Executive Session to discuss Attorney Client matters with the Village Attorney. Motion carried, all voting “Aye.” After a lengthy discussion, it was moved by Trustee Beach, seconded by Trustee Becker, to adjourn the Executive Session. Motion carried, all voting “Aye.” It was moved by Trustee Beach, seconded by Trustee Becker to open the regular meeting. Motion carried, all voting “Aye.”

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DISC-RENEWAL
W.C.

Insurance Consultant Jeff Greenfield reported on the status of the renewals of the Workers' Compensation Insurance Policies.

AGREEMENT-
LIRO

RES.#160-15

It was moved by Trustee Beach, seconded by Trustee Becker, to authorize the Mayor to sign an agreement with LIRO Engineering for consultation regarding the removal of construction waste from 158 Merrick Road and the New York State Department of Environmental Conservation enforcement efforts, as the Village is in the process of foreclosing on its Tax Liens on this property. Motion carried, all voting "Aye".

SET DATE- RFP-
SOLAR ENERGY
PROJECT-8/13/15

RES.#161-15

The Board had an extensive discussion on the feasibility on installing solar powered facilities. It was moved by Trustee Becker, seconded by Trustee Hawxhurst, to set a due date of August 13, 2015 for the receipt of Proposals for the installation of onsite or offsite photovoltaic systems. Motion carried, all voting "Aye".

NC PLANNING
COMMISSION –
LOCAL
DETERMINATION-
LYNBROOK
THEATRE GROUP

RES.#162-15

It was noted for the record that the Nassau County Planning Commission rendered a GML 239-M Local Determination decision on May 7, 2015 on the matter of a referral from the Village of an application for Site Plan approval for Lynbrook Theatre Group, LLC. for the demolition of the existing theatre at 321 Merrick Road and construction of a new theatre, and, inclusion of said site in the Villages "Arts and Cultural Overlay" district. As the Board of Trustees approved said applications after Public Hearings held on April 20, 2015 prior to the Local Determination decision, it was moved by Trustee Beach, seconded by Trustee Becker, to ratify its April 20 vote approving such Site Plan application and request for inclusion of the site in the "Arts and Cultural Overlay". Motion carried, all voting "Aye".

ADJOURNMENT

It was moved by Trustee Becker, seconded by Trustee Beach, to adjourn the meeting at 10:20 PM. Motion carried, all voting "Aye."