

August 17, 2015

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, August 17, 2015 at 6:30 P.M. in the Village Hall.

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

EXECUTIVE
SESSION

It was moved by Trustee Beach, seconded by Trustee Reardon, to adjourn the regular meeting to open an Executive Session to discuss Attorney Client matters with Special Council, Jack Libert. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to open an Executive Session to discuss Attorney Client matters with Special Council, Jack Libert. After a brief discussion, it was moved by Trustee Beach, seconded by Reardon, to adjourn the executive session. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to reopen the regular meeting. Motion carried, all voting "Aye."

RENDERING-
PROPOSED
MARRIOTT

Lee Browning of Browning Hotel Properties continued discussions from the July 20, 2015 meeting and presented additional renderings of his Marriott Hotel proposed to be constructed on municipal parking field #3 on Langdon Place.

SET DATE-
3/15/16-
REFERENDUM-
SERVICE
AWARD
PROGRAM
RES.#228-15

It was moved by Trustee Beach, seconded by Trustee Becker, to table setting a date for a Referendum to consider a proposition to extend the Length of Service Award Program from thirty (30) years, to forty (40) years. Motion carried, all voting "Aye."

SET DATE-P.H.-
9/14/15-REZONE
417 OCEAN
AVE.,3 & 9
MERTON AVE &
SPEC. USE
PERMIT-417
OCEAN & 3
MERTON
RES.#229-15

It was moved by Trustee Beach, seconded by Trustee Becker, to set the date of October 19, 2015 at 8:00 PM for Public Hearings to consider a petition from Sunrise One LLC, to rezone 417 Ocean Avenue, 3 & 9 Merton Avenue from Residence "A" to "Commercial" and, a Public Hearing to consider their application for a Special Use Permit for the construction of a parking lot on 417 Ocean Avenue and 3 Merton Avenue, also known as Section 17, Block 1 & 2. Motion carried, all voting "Aye."

PARKING
REGULATIONS-
DAWES
AVENUE
RES.#230-15

It was moved by Trustee Hawxhurst, seconded by Trustee Reardon, to amend the Villages Vehicle & Traffic Code by approving the Police Chiefs request to amend parking regulations on Dawes Avenue between Concord Street and Vine Street as follows:

West side: No Parking Monday, Wednesday, Friday and Sunday
East side: No Parking Tuesday, Thursday and Saturday

Motion carried, all voting "Aye."

HIRING - NEW
LIFEGUARDS-
END OF
SUMMER
RES.#231-15

It was moved by Trustee Becker, seconded by Trustee Reardon, to approve the hiring of three (3) new lifeguards for the 2015 season as follows: Bridget Forster, Matt Labarbara and Dranoel Truter at a rate of \$8.75 per hour. Motion carried, all voting "Aye."

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HIRE- FOUR (4)
ADDITIONAL
NEIGHBORHOOD
AIDES
RES.#[232-15](#)

It was moved by Trustee Becker, seconded by Trustee Reardon, to approve the hiring of four part-time Neighborhood Aides at \$12.55 per hour; one is a replacement for Elizabeth Kast who resigned: Jennifer Adler, Steven Sfasso, John Spraggins and Thomas Marrano. Motion carried, all voting "Aye."

DISPOSITION OF
RECORDS
RES.#[233-15](#)

It was moved by Trustee Beach, seconded by Trustee Reardon, to approve the Disposition of Records for the Justice Court, Village Clerk and Assessment Departments. Motion carried, all voting "Aye." (Exhibit "A")

TRANSFER OF
FUNDS-REC.
DEPT.
RES.#[234-15](#)

It was moved by Trustee Hawxhurst, seconded by Trustee Reardon, to approve a request from the Recreation Director to purchase Dance Mirrors for the Recreation Center, and to transfer \$3,800 from: Electricity – A7310.415 to Program Equipment –A7310.275 to accommodate said purchase. Motion carried, all voting "Aye."

RENEWAL
AGREEMENT-
SHADE TREE
CONTRACTING
RES.#[235-15](#)

It was moved by Trustee Becker, seconded by Trustee Reardon, to renew the Rental Agreement with Shade Tree Contracting for the Department of Public Works use of their Backhoe for another two (2) year period expiring May 31, 2017. Motion carried, all voting "Aye."

ONLINE CREDIT
CARD
RES.#[236-15](#)

It was moved by Trustee Beach, seconded by Trustee Reardon, to approve the online credit card payment processing service for all Departments with Forte, and grant the ability for the public to search and pay tax amounts directly from the Village's website. Motion carried, all voting "Aye."

COURT CLERK
CONFERENCE
RES.#[237-15](#)

It was moved by Trustee Becker, seconded by Trustee Beach, to grant permission for Court Clerk Jacqueline DuBon to attend the Annual Fall Court Clerks Conference & Training, from September 27 – 30 in Niagra Falls. Motion carried, all voting "Aye."

COURT OFFICE
EXPANSION
PROPOSAL
RES.#[238-15](#)

The Board continued discussion from the July 20, 2015 meeting concerning the proposal to expand the Court Office. Of the seven contractors contacted, quotes received for the construction were as follows:

Action Storefronts Inc. - \$25,100
Empire Architectural Metal & Glass - \$53,300
Ben's General Contracting - \$29,168

It was moved by Trustee Becker, seconded by Trustee Beach, to award the proposal for the Court Office expansion to Ben's General Contracting in the amount of \$29,168.00 as the lowest responsible proposer in compliance with the project scope. Motion carried, all voting "Aye." It was moved by Trustee Becker, seconded by Trustee Reardon, to authorize a transfer of \$29,168. From A1990.444 to A1640.200 to accommodate such project. Motion carried, all voting "Aye."

DISC-HVAC
RES.#[239-15](#)

It was moved by Trustee Beach, seconded by Trustee Becker, to approve the installation of a supplemental HVAC unit for the Court office as deemed necessary by the Engineers in an amount not to exceed \$5,000, and to transfer up to \$5,000. from A1990.444 to A1640.200 as necessary. Motion carried, all voting "Aye."

HOT SKATES-
LIQUOR
LICENSE-
DENIED
RES.#[240-15](#)

It was moved by Trustee Becker, seconded by Trustee Beach, to oppose a Liquor License application to the State Liquor Authority for beer, wine and liquor filed by Hot Skates, 14 Merrick Road. Motion carried, all voting "Aye."

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EXECUTIVE
SESSION

It was moved by Trustee Beach, seconded by Trustee Becker, to adjourn the regular meeting to open an Executive Session to review an application of employment for a Parking Meter Servicer. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Becker, to open an Executive Session to review an application for employment for a Parking Meter Servicer. After a lengthy discussion, it was moved by Trustee Beach, seconded by Becker, to adjourn the executive session. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to reopen the regular meeting. Motion carried, all voting "Aye."

HIRE-
P.HEALEY,JR.-
PARKING
METER
SERVICER
RES.#241-15

It was moved by Trustee Becker, seconded by Trustee Reardon, to hire Phil Healey, Jr. as Parking Meter Servicer to fill Charles Lanza's vacancy, not to exceed 12 hours per week at a rate of \$19.44 per hour subject to the approval of the Nassau County Civil Service Commission. Motion carried, all voting "Aye."

NOT TO ADOPT
EARLY
RETIREMENT
INCENTIVE
RES.#242-15

It was moved by Trustee Beach, seconded by Trustee Reardon, to not adopt an Early Retirement Incentive Plan for 2015 for non-police employees, due to lack of eligible employees interested to participate. Motion carried, all voting "Aye."

SEVERANCE
PAY-L.O'REILLY-
DONATION OF
TIME TO
N.DESAI

RES.#243-15

It was moved by Trustee Beach, seconded by Trustee Reardon, to approve a severance payout of all unused contractual leave time and 2014 Incentive payout to retiring Account Clerk Linda O'Reilly. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to authorize a donation of unused leave time from Linda O'Reilly in the amount of 31 hours to Nancy Desai who exhausted her leave time following her maternity leave, pursuant to the UPSEU Agreement. Motion carried, all voting "Aye."

SEVERANCE
PAY-T.
LUCKERT

RES.#244-15

It was moved by Trustee Beach, seconded by Trustee Reardon, to approve a severance payout of all contractual unused leave time for DPW Mechanic Thomas Luckert. Motion carried, all voting "Aye."

Mayor Hendrick adjourned the meeting for a continuation in the court room.

MINUTES-
7/20/15
RES.#245-15

It was moved by Trustee Beach, seconded by Trustee Becker, to approve the Minutes of July 20, 2015 as corrected and place on file. Motion carried, all voting "Aye."

CHAMBER OF
COMMERCE
REPORT

Linda Stephenson, President of the Chamber of Commerce reported on Chamber of Commerce activities. Vice President, Jeff Greenfield reported that the 2015 Mayor's Golf Outing will be held on August 31, 2015.

DEPARTMENT
REPORTS-JUNE
& JULY 2015
RES.#246-15

It was moved by Trustee Beach, seconded by Trustee Reardon, to accept the Department Reports for the months of June & July of 2015 as follows: Fire Dept., Police Dept., Recreation, Library, Building Dept., DPW, and Village Justice Court. Motion carried, all voting "Aye."

CITATION-
THOMAS
LUCKERT

Mayor Hendrick presented a Citation to Thomas Luckert on the occasion of his retirement after 17 years of dedicated and loyal service to the Village of Lynbrook's Department of Public Works.

PRESENTATION
-PLAQUE-LINDA
O'REILLY-
RETIREMENT

Mayor Hendrick presented a plaque to Account Clerk, Linda O'Reilly in recognition of her exceptional dedication and commitment to the Village of Lynbrook for over 35 years of loyal service to the Village of Lynbrook.

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PER SEMPRE
LODGE-
CHILDREN'S
CHRISTMAS
PARTY
RES.#247-15

It was moved by Trustee Beach, seconded by Trustee Becker, to grant permission to the Per Sempre Lodge and Per Sempre Ladies Lodge to have their Annual Children's Christmas Party on Sunday, December 6, 2015 at the Recreation Center, and to waive all necessary permit fees. Motion carried, all voting "Aye."

ST. JOHN'S
HARVEST
FESTIVAL
RES.#248-15

It was moved by Trustee Beach, seconded by Trustee Becker, to grant permission to St. John's to hold their Annual Harvest Festival on October 4, 2015, and to allow them to place a temporary sign at the corner of Merrick Road and Peninsula Blvd, and to waive any necessary permit fees. Motion carried, all voting "Aye."

F.D. WOUNDED
WARRIOR
CONCERT-
9/19/15
RES.#249-15

It was moved by Trustee Beach, seconded by Trustee Reardon, to grant permission to the Lynbrook Fire Department/ Nassau County Operation Wounded Warrior to hold their Fifth Annual Concert for Wounded Warriors on Saturday, September 19, 2015 on Denton Avenue, and to close Denton Avenue between Merrick Road and Peninsula Blvd.. Motion carried, all voting "Aye."

HISTORICAL
SOCIETY OF
EAST
ROCKAWAY &
LYNBROOK
GARAGE SALE
RES.#250-15

It was moved by Trustee Beach, seconded by Trustee Reardon, to grant permission to the Historical Society of East Rockaway & Lynbrook to hold a garage sale on October 2 & 3, 2015, at 592 Scranton Avenue, and to waive any necessary permit fees. Motion carried, all voting "Aye."

GRANT-NEW
PLAYGROUND
RES.#251-15

It was moved by Trustee Beach, seconded by Trustee Reardon, to authorize the Mayor to file and sign all documents and contracts for a State Grant of \$100,000. for new playground surfacing at Greis Park. Motion carried, all voting "Aye."

AMEND
RES.#189-15 SR.
BUS &
TEMPORARY
TRANSFER OF
FUNDS
RES.#252-15

It was moved by Trustee Beach, seconded by Trustee Reardon, to amend Resolution #189-15 to substitute NYS DASNY grant item "Senior Citizen Bus" with "Playground Surfacing" - \$48,000. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to approve a temporary transfer of \$200,000 from Contingency - A1990.0444 to Capital Fund, and from Capital Fund back to Contingency to accommodate said DASNY Grant Projects. Motion carried, all voting "Aye."

GRANT-POLICE
CAR PLATE
READERS
RES.#253-15

It was moved by Trustee Beach, seconded by Trustee Becker, to authorize the Mayor to sign all applications and other documents related to a grant request for Police Car Plate readers and other Police & Fire equipment to Congresswoman Rice. Motion carried, all voting "Aye."

BILLS
RES.#254-15

It was moved by Trustee Reardon, seconded by Trustee Becker, that Bills listed on Abstract of Audited Voucher #4, General Fund - \$428,426.64, Trust & Agency - \$28,651.05, Capital Fund - \$167,260.00, Electronic Transfer - \$21,080.41, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting "Aye."

SPEC.VILLAGE
ATTY-LIBERT
DISC-
MARRIOTT
HOTEL

Special Village Attorney Jack Libert outlined the process that Browning Hotel Properties would have to follow to enable them to obtain their permits to build a Marriott Hotel in municipal parking lot #3 on Langdon Place. Mr. Browning presented a rendering of the proposed hotel. The Mayor thanked residents who commented and advised that formal Public Hearings will be scheduled to consider this project.

GOOD &
WELFARE

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

August 17, 2015

EXECUTIVE
SESSION

It was moved by Trustee Beach, seconded by Trustee Becker, to adjourn the regular meeting to open an Executive Session to review an application for the position of Building Inspector. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Becker, to open an Executive Session to review an application for the position of Building Inspector. After a lengthy discussion, it was moved by Trustee Beach, seconded by Becker, to adjourn the executive session. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to reopen the regular meeting. Motion carried, all voting "Aye."

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HIRE-
M.RYDER-
BLDG.
INSPECTOR
RES.# ____

It was moved by Trustee Becker, seconded by Trustee Reardon, to hire former Building Superintendent, Michael Ryder as a Building Inspector to fill Building Inspector Joe DeMartini's vacancy at a salary of \$75,000 pursuant to the recent reinstatement of Mike Ryder's formal title of Building Inspector by the Nassau County Civil Service Commission. Motion carried, all voting "Aye."

RATIFY
SETTLEMNT-
NYC v.
VILLAGE-P.O.
KELLY
RES.# ____

It was moved by Trustee Beach, seconded by Trustee Becker, to ratify the Villages settlement on its Appeal in the matter of the City of New York v. Village of Lynbrook reducing the award to \$25,000 regarding New York City's defective claim for 72-c General Municipal Law reimbursement of New York City's Police Academy expenses for P.O. Patrick Kelly. Motion carried, all voting "Aye."

9/14/15 BD.MTG.
CHANGED TO
9/21/15
RES.# ____

It was moved by Trustee Beach, seconded by Trustee Becker to reschedule the September 14, 2015 Board Meeting to September 15, 2015 at 7PM. Motion carried, all voting "Aye."

ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Reardon, to adjourn the meeting at 11:05 PM. Motion carried, all voting "Aye."