

December 20, 2010

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, December 20, 2010 at 7:00 P.M. in the Village Hall. The Mayor opened the meeting with the Pledge of Allegiance.

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

FLY WITH THE
OWLS
RUN/WALK-
11/19/11

It was moved by Trustee Beach, seconded by Trustee Hendrick to approve a request from Fly with the Owls Run/Walk Committee to hold their annual run, and posting of a banner on Atlantic Avenue to publicize the event, to take place on Saturday, November 19, 2011. Motion carried, Mayor Curran abstained, all others voting "Aye".

RES.#_____

TRANSFER OF
FUNDS

It was moved by Trustee Hendrick, seconded by Trustee Beach to authorize a temporary transfer of funds in the amount of \$90,000. as follows in relation to the Community Development Streetscape Program:

RES.#_____

To:	005.0005.0200	Capital Fund-Cash 1	\$90,000.00
Fr:	001.0001.0200	General Fund Cash	(90,000.00)

Motion carried, Mayor Curran abstained, all others voting "Aye".

STOP SIGN-
LAKEWOOD &
MALDEN

It was moved by Trustee Hendrick, seconded by Trustee Beach to amend Section 240-11 of the Village Vehicle & Traffic Code, Schedule VIII by installing Stop signs at the intersection of Lakewood Blvd. and Malden Avenue. Motion carried, Mayor Curran abstained, all others voting "Aye".

RES.#_____

ENGINEERING
RETAINER-FIRE
HEADQUARTERS-
IMPROVEMENTS-
TABLED

It was moved by Trustee Beach, seconded by Trustee Hendrick to table a discussion to engage Carman-Dunne to prepare Bid Contract Specifications for the Improvements to Fire Headquarters to the January 31, 2011 meeting, subject to receiving a written cost estimate for such improvements. Motion carried, Mayor Curran abstained, all others voting "Aye".

RES.#_____

ADJ. REG. MTG.
TO EXEC. SESSION

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to adjourn the regular meeting to open an executive session to discuss the qualifications of a candidate for the position of pre-school instructor at the Recreation Department. Motion carried, Mayor Curran abstained, all others voting "Aye".

EXEC.SESSION-
PRE-SCHOOL
INSTRUCTOR

It was moved by Trustee Beach, seconded by Trustee Becker to open an executive session to discuss the qualifications of a candidate for the position of pre-school instructor at the Recreation Department. Motion carried, Mayor Curran abstained, all others voting "Aye". After a brief discussion, it was moved by Trustee Hawxhurst, seconded by Trustee Beach to close the executive session. Motion carried, Mayor Curran abstained, all others voting "Aye".

RECONVENE
REGULAR MTG.

It was moved by Trustee Hawxhurst, seconded by Trustee Beach to reconvene the regular meeting. Motion carried, Mayor Curran abstained, all others voting "Aye".

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PRE-SCHOOL
TEACHER-
A.CARDONE

RES.#____

It was moved by Trustee Beach, seconded by Trustee Becker to hire Allison Cardone as a pre-school instructor aide to replace retiring aide Maria Girardi effective January 1, 2011 at \$9.00 per hour. Motion carried, Mayor Curran abstained, all others voting "Aye".

HIRE-A.BAYER-
P/T REC.AIDE

RES.#____

It was moved by Trustee Becker, seconded by Trustee Beach to hire Ann Bayer as a part-time Recreation Aide at a rate of \$9.00 per hour. Motion carried, Mayor Curran abstained, all others voting "Aye".

BID AWARD –
DEBRIS
REMOVAL-
WINTER BROS.

RES.#____

Supt. of Public Works Phil Healey reported that the following bids were received on December 16, 2010 for Debris Removal: Rizzo – Valley Stream - \$58,500; Galaxy - \$53,295; Gershow - \$53,175; Rizzo Env. – Disqualified; Winter Bros. - \$48,015; Metropolitan - \$68,625; and Patriot - \$63,000. It was moved by Trustee Beach, seconded by Trustee Hawxhurst to award the bid to Winter Brothers of West Babylon in the amount of \$48,015. Motion carried, Mayor Curran abstained, all others voting "Aye".

BID AWARD-
METAL
REMOVAL-
GERSHOW
RECYCLING

RES.#____

Supt. of Public Works Phil Healey reported that the following bids were received on December 16, 2010 for Metal Removal: Rizzo –Valley Stream - \$125 per ton; Galaxy – no bid; Gershow - \$175 per ton; Rizzo Env. – Disqualified; Winter Bros. - \$100 per ton; Metropolitan -0; Patriot – no bid. It was moved by Trustee Beach, seconded by Trustee Hendrick to award the bid to Gershow Recycling at a rate to be paid to the Village in the amount of \$175 per ton for each ton of metal disposed of. Motion carried, Mayor Curran abstained, all others voting "Aye".

ADJ. REG. MTG.
TO EXEC.SESSION

It was moved by Trustee Becker, seconded by Trustee Hendrick to adjourn the Regular Meeting to open an executive session to discuss the disability status of a Police Officer. Motion carried, Mayor Curran abstained, all others voting "Aye".

OPEN
EXEC.SESSION

It was moved by Trustee Hendrick, seconded by Trustee Beach to open an executive session to discuss the disability status of a Police Officer. Motion carried, Mayor Curran abstained, all others voting "Aye".

DISC.-STIP. OF
SETTLEMENT-
CLOSE EXEC.
SESSION

The Board continued discussion from the November 26, 2010 meeting concerning the disability status of a Police Officer and Stipulation of Settlement. It was moved by Trustee Hendrick, seconded by Trustee Beach to close the executive session. Motion carried, Mayor Curran abstained, all others voting "Aye".

RE-OPEN REG.
MTG.

RES.#____

It was moved by Trustee Hendrick, seconded by Trustee Becker to re-open the Regular Meeting. Motion carried, Mayor Curran abstained, all others voting "Aye".

STIPULATION OF
SETTLEMENT-
MARK VILELLA

RES.#____

It was moved by Trustee Beach, seconded by Trustee Hendrick to authorize the Mayor to sign a Stipulation of Settlement with Police Officer Mark Vilella, subject to certain modifications by Labor Counsel. Motion carried, Mayor Curran abstained, all others voting "Aye".

ADJ. REG. MTG.

It was moved by Trustee Beach, seconded by Trustee Becker to adjourn the regular meeting to open an executive session to discuss the disciplinary proceeding against certain Sanitation Department employees. Motion carried, Mayor Curran abstained, all others voting "Aye".

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OPEN
EXEC.SESSIO

It was moved by Trustee Beach, seconded by Trustee Becker to open an executive session to discuss the disciplinary proceeding against certain Sanitation Department Employees. Motion carried, Mayor Curran abstained, all others voting "Aye". After a brief discussion, it was moved by Trustee Becker, seconded by Trustee Hendrick to close the executive session. Motion carried, Mayor Curran abstained, all others voting "Aye".

RE-OPEN
REGULAR
MEETING

It was moved by Trustee Beach, seconded by Trustee Hawxhurst, to reopen the Regular Meeting. Motion carried, all voting "Aye".

SANITATION
DEPT. EMPLOYEE
SUSPENSION

It was moved by Trustee Becker, seconded by Trustee Beach to grant a request to defer the three (3) day disciplinary suspension of certain sanitation department employees for one (1) year. Motion carried, all voting "Aye".

RECREATION
AIDE-P/T

It was moved by Trustee Hendrick, seconded by Trustee Beach to hire Elizabeth Errico as a Recreation Aide part-time at a wage of \$7.40 per hour. Motion carried, Mayor Curran abstained, all others voting "Aye".

RES.# ____

The Mayor invited all those present for a continuation of the meeting in the court room. Motion carried, Mayor Curran abstained, all others voting "Aye".

MINUTES –
11/26/10

It was moved by Trustee Hendrick, seconded by Trustee Beach to approve the Minutes of November 26, 2010 as submitted and place on file. Motion carried, Mayor Curran abstained, all others voting "Aye".

RES.# ____

BILLS

It was moved by Trustee Becker, seconded by Trustee Beach that Bills listed on Abstract of Audited Voucher #10, General Fund - \$218,207.20, Trust & Agency - \$2,143.47, Capital Fund - \$7,610.00, Electronic Transfer - \$17,901.80, all be paid as soon as same have been duly audited by the majority. Motion carried, Mayor Curran abstained, all others voting "Aye".

RES.# ____

P.H.-CHAP.209 –
STORM SEWER
SYSTEM

It was moved by Trustee Beach, seconded by Trustee Hendrick to open a Public Hearing to consider the enactment of a proposed local law to amend the Village Code by amending Chapter 209 – Stormwater Management and Erosion & Sediment Control. The Mayor asked if anyone wished to comment. After no comment, it was moved by Trustee Beach, seconded by Trustee Becker to close the Public Hearing, and enact Local Law #4 of 2010. Motion carried, Mayor Curran abstained, all others voting "Aye". It was moved by Trustee Beach, seconded by Trustee Hendrick that the Board of Trustees declare themselves as Lead Agency and that Negative Declaration be issued for this action as it has no significant adverse impact on the environment pursuant to the New York State Environment Quality Review Act. Motion carried, Mayor Curran abstained, all others voting "Aye".

RES.# ____

PUBLIC HEARING
– CHAP. 210-
STORM SEWER
SYSTEM

It was moved by Trustee Hendrick, seconded by Trustee Beach to open a Public Hearing to consider the enactment of a proposed local law to amend the Village Code by amending Chapter 210 – Storm Sewer System. The mayor asked if anyone wished to comment. After no comment, it was moved by Trustee Hendrick, seconded by Trustee Beach to close the Public Hearing, and enact Local Law #5 of 2010. Motion carried, Mayor Curran abstained, all others voting "Aye". It was moved by Trustee Beach, seconded by Trustee Hendrick that the Board of Trustees declare themselves as Lead Agency and that Negative Declaration be issued for this action as it has no significant adverse impact on the environment pursuant to the New York State Environment Quality Review Act. Motion carried, Mayor Curran abstained, all others voting "Aye".

RES.# ____

December 20, 2010

B.CUNNINGHAM
& D.DILLON-
POLICE
SERGEANTS

The Mayor administered the Oath of Office to Police Sergeant Brian Cunningham and Police Sergeant Daniel Dilllon on their appointment to Police Sergeant.

PROCLAMATION-
MARY ANN
HUGHES -
RETIREMENT

Mayor Curran issued a Proclamation to Mary Ann Hughes, for her dedicated services as Secretary to the Mayor and Board of Trustees for 27 years. Former Mayor Geier, Colway and Scarpato also offered extended accolades and best wishes on her retirement.

RESIGNATION –
MAYOR BRIAN
CURRAN

Mayor Curran noted for the record he has submitted his resignation effective December 31, 2010 as he was elected to serve in the New York State Assembly. A large number of those in attendance thanked the Mayor for his exemplary service and wished the Mayor well in his new position including representatives of the Lynbrook Little League, American Legion, Senior Citizens Club; former Trustee Jay F. Korth and the Board of Trustees. Mayor Curran gave lengthy remarks thanking all those for their assistance since being elected as Mayor in 2007.

APPOINTMENT-
WILLIAM
HENDRICK-
MAYOR

RES.#_____

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to appoint Trustee William Hendrick as Mayor effective January 1, 2011 to fill the unexpired term of Brian Curran, ending April, 2011. Motion carried, all voting "Aye". Nassau County Legislator Francis X. Becker administered the Oath of Office to William Hendrick as Lynbrook's 20th Mayor. The Board of Trustees offered their extended congratulations and best wishes for success in governing.

MEETING
ADJOURNED

It was moved by Trustee Hawxhurst, seconded by Trustee Beach to close the meeting at 9:35 P.M. Motion carried, Mayor Curran abstained, all others voting "Aye".