

November 4, 2019

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, November 4, 2019 at 7:00 P.M. in the Village Hall.

Present: Mayor Alan Beach
Deputy Mayor Michael Hawxhurst
Trustee Ann Marie Reardon
Trustee Robert Boccio
Trustee Hilary Becker
Village Administrator John Giordano
Village Attorney Thomas Atkinson

TERWILLINGER &
BARTONE DEPOST
RES.#[311-19](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to require Terwillinger and Bartone, applicant for a Special Use Permit as heard at a Public Hearing on October 21, 2019, to deposit an initial fee in the amount of \$20,000 to pay Village legal and engineering review costs, if such application is approved. Motion carried, all voting "Aye."

WALK THROUGH
PROJECT DESIGN
RES.#[312-19](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to engage H2M for engineering services to design an access walkthrough from the west side of Atlantic Avenue to Broadway on the first floor of the southerly side of 25 Atlantic Avenue, and authorize the negotiation of purchase of said property. Motion carried, all voting "Aye."

A. LOMBARDO –
LYNBROOK TV CREW
RES.#[313-19](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to authorize the Mayor to sign an Agreement expiring May 31, 2020 to engage Ariana Lombardo as a Lynbrook TV Technician. Motion carried, all voting "Aye."

HIRE TEMPORARY
CLERK-DPW
RES.#[314-19](#)

It was moved by Trustee Boccio, seconded by Deputy Mayor Hawxhurst, to hire MaryEllen Tachiera as a Temporary Clerk at the Department of Public Works at a rate of \$17.50 per hour to substitute for a Typist Clerk on medical leave without pay, and to authorize the Village Administrator to therefore request the Nassau County Civil Service Commission to extend the term of said Temporary Clerk to February 28, 2019. Motion carried, all voting "Aye."

LEGAL SERVICES
REPORT

The Board reviewed a schedule of annual paid legal fees for special services.

DPW GARAGE REPAIRS
RES.#[315-19](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to approve a proposal from Cameron Engineering to prepare Bid Contract Specifications for masonry repairs to the Department of Public Works garage building on Crab Avenue. Motion carried, all voting "Aye."

RECREATION STAFFING
RES.#[316-19](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to allow Recreation Supervisor Andrea Genna to exceed the 10-hour maximum for working from home during the month of August 2019. Motion carried, all voting "Aye."

RFP – IT SERVICES
RES.#[317-19](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to issue a Request for Proposal for IT Services. Motion carried, all voting "Aye."

EXECUTIVE SESSION

It was moved by Trustee Reardon, seconded by Trustee Hawxhurst, to adjourn the meeting to open an Executive Session to discuss Attorney Client matters with David Gross, Esq. and the Village Attorney. Motion carried, all voting "Aye." It was moved by Trustee Reardon, seconded by Trustee Hawxhurst, to open an Executive Session to discuss Attorney Client matters with David Gross Esq. and the Village Attorney. Motion carried, all voting "Aye." After a lengthy discussion, it was moved by

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Trustee Reardon, seconded by Trustee Hawxhurst, to open the regular meeting. Motion carried, all voting "Aye"

OPIOID CLASS ACTION
LAWSUIT
RES.#[318-19](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to engage the law firm of Tate, Grossman, Kelly & Iaccarino, to opt out of a class action lawsuit against various opioid pharmaceutical companies and file a Claim in the name of the Village. Motion carried, all voting "Aye."

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

MINUTES-10/21/19
RES.#[319-19](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to accept the Minutes of October 21, 2019 as submitted and place on file. Motion carried, all voting "Aye."

F.D. REQUEST-HOSE CO.
- CHINA TOWN
RES.#[320-19](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to ratify permission to members of Hose Company No. 1 to use Fire Department Bus (420-B) for their trip to China Town on November 1, 2019. Motion carried, all voting "Aye."

SONS OF ITALY –
CHILDREN'S
CHRISTMAS PARTY-
12/7/19
RES.#[321-19](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to waive the use fee for the Sons of Italy Lodge to hold their Annual Children's Christmas Party on December 7, 2019 at the Recreation Center. Motion carried, all voting "Aye."

LYNBROOK LITTLE
LEAGUE
REGISTRATION SIGNS
RES.#[322-19](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to grant permission to Lynbrook Little League to post temporary Registration banners at Greis Park on Horton Avenue fence. Motion carried, all voting "Aye."

P.H.-ABANDONMENT OF
PART OF ROXY PLACE
RES.#[323-19](#)

Mayor Beach opened a Public Hearing pursuant to Section 6-612 of Village Law to consider the discontinuance of a portion of a street known as Roxy Place. William Bonesso, Esq. representing Terwillinger & Bartone advised that his clients are awaiting a Board decision on its October 21, 2019 application for a Special Use Permit Public Hearing for the construction of an 80-unit multiple dwelling at 5 Freer Street, such project utilizing part of the roadbed of Roxy Place that abuts 5 Freer Street, as contemplated by the Village's 2016 Request for Proposals, and requested the Board to abandon such section of Roxy Place pursuant to Section 6-612 of Village Law. After a brief discussion, Mr. Bonesso introduced Wayne Miller of Robinson & Muller Traffic Engineers, who presented eastbound and westbound traffic counts of Roxy Place, advised that there are alternative routes to Roxy Place and discontinuing that part of Roxy Place that abuts 5 Freer Street would have no adverse impact on traffic. Mr. Matthew Elwer, Civil Engineer reported that the roadbed would accommodate above grade parking areas for the proposed project and not have an effect on underground utilities on Roxy Place. Mr. Bonesso advised that his clients would agree to purchase such roadbed as per Village appraisal for \$500,000, provided that the Special Use Permit application is approved and submitted a letter of support signed by residents of 12 and 14 Roxy Place. Mayor Beach asked for comments. After no further comments, it was moved by Mayor Beach to close the Hearing and reserve decision, seconded by Trustee Boccio. Motion carried, all voting "Aye."

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BILLS It was moved by Trustee Boccio, seconded by Trustee Reardon, that Bills listed on Abstract of Audited Voucher #8, General Fund - \$207,497.96; Capital Fund - \$40,027.13, Electronic Transfer - \$428,459.39, Community Development - \$33,000.00, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting "Aye."

GOOD & WELFARE Mayor Beach asked if anyone wished to speak under Good & Welfare.

ADJOURNMENT It was moved by Trustee Reardon, seconded by Trustee Boccio, to adjourn the meeting at 9:25 PM. Motion carried, all voting "Aye."