

March 21, 2016

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, March 21, 2016 at 6:00 P.M. in the Village Hall.

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

Absent: Trustee Michael Hawxhurst

LIBRARY
BUDGET

Members of the Library Board discussed their 2016/2017 budget requests.

UPDATE-REGAL
& MARRIOTT
HOTEL

In light of Special Counsel Jack Libert's Supreme Court Judgeship, Vincent Pizzuli, Esq. of the firm has been assigned to the Village, and updated the Board on the status of the Regal Theatre and Marriott Hotel projects.

EASEMENT
AGREEMENT-
NEW THEATRE
RES.#86-16

It was moved by Trustee Beach, seconded by Trustee Reardon, to authorize the Mayor to sign a Permanent Utility Easement Agreement as approved by Special Counsel to accommodate the construction of the new Theatre at 232 Merrick Road and utilities on the east side of the structure. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, that the Board of Trustees declare themselves as Lead Agency and that a Negative Declaration be issued for this action as it has no significant adverse impact on the environment pursuant to the NYS Environmental Quality Review Act. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

EXECUTIVE
SESSION

It was moved by Trustee Beach, seconded by Trustee Reardon, to adjourn the Regular Meeting to open an Executive Session, to seek advice of Tax Certiorari Counsel. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to open an Executive Session to seek advice of Tax Certiorari Counsel. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye." After a brief discussion, it was moved by Trustee Beach, seconded by Trustee Reardon, to adjourn the Executive Session. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to reopen the Regular Meeting. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

TAX CERT.
SETTLEMENTS
RES.#87-16

It was moved by Trustee Beach, seconded by Trustee Becker, to approve the attached list of 2015/2016 Tax Certiorari Settlements as recommended by Tax Certiorari Counsel Ben Truncale. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

EMO BUDGET

Emergency Management Officer Robert Cribbin discussed his 2016/2017 budget requests.

DPW BUDGET

Superintendent of Public Works Phil Healey discussed his 2016/2017 budget requests.

BID AWARD-
GREIS PARK
PLAYGROUND
RES.#88-16

It was moved by Trustee Beach, seconded by Trustee Reardon, to award the bid for the installation of Greis Park Playground Safety Surfacing to Sof Surfaces at an estimated cost of \$160,000.00 to be financed by bond proceeds for Playground Improvements, such procurement as per piggybacking provision of GML 103(16). Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

March 21, 2016

BID AWARD-1996
FORD BUS
RES.#89-16

It was moved by Trustee Reardon, seconded by Trustee Beach, to re-bid the sale of the surplus 1996 Ford Bus and sell to the highest bidder. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

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

P.H.-SPEC.USE
PERMIT-817
SUNRISE HWY.
RES.#90-16

Mayor Hendrick announced that a Public Hearing to be held to consider the application filed by ISS Action, Inc., for a Special Use Permit pursuant to Village Code Chapter 252 Zoning, Section 252-29 Permitted Uses and 252-116 Special Use Permit to allow the construction of a shooting range, retail sales and spa located at 817 Sunrise Highway was withdrawn by the applicant, as the applicant advised on March 18, 2016 that he would conduct a community information meeting this evening at Sportime – 175 Merrick Road at 8:00 PM.

MINUTES-3/7/16
RES.#91-16

It was moved by Trustee Beach, seconded by Trustee Reardon, to accept the Minutes of March 7, 2016 as submitted and place on file. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

CHAMBER OF
COMMERCE
REPORT

Jennifer Derrig, Vice President of the Chamber of Commerce reported on Chamber of Commerce activities.

CHAMBER OF
COMMERCE-
CRAFT AVE.
FAIR-6-5-16
RES.#92-16

It was moved by Trustee Beach, seconded by Trustee Reardon, to grant permission to the Chamber of Commerce to hold their Annual Craft Fair on Atlantic Avenue on Sunday, June 5, 2016, and to waive any necessary permit fees, and authorize the Department of Public Works to install the Chamber banner across Atlantic Avenue. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

DEPT. REPORTS
2/16

It was moved by Trustee Beach, seconded by Trustee Reardon, to accept the following Department Reports for the month of February 2016: Fire Dept., Police Dept., Building Dept., DPW, Recreation, Library and Village Justice Court. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

BILLS
RES.#93-16

It was moved by Trustee Reardon, seconded by Trustee Beach, that Bills listed on Abstract of Audited Voucher #15, General Fund -\$171,458.52; Trust & Agency-\$6,510.68, Capital Fund-\$9,334.78; Electronic Transfer-\$325,985.52; all be paid as soon as same have been duly audited by the majority. Motion carried, Trustee Hawxhurst and Trustee Becker absent, all others voting "Aye."

GOOD &
WELFARE

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

At this point, Trustee Becker attended the meeting.

DISC.-SHOOTING
RANGE APP.
WITHDRAWN

An extensive discussion ensued with numerous attendees concerning the withdrawn application for a Public Hearing to consider a Special Use Permit filed for a shooting range at 817 Sunrise Highway. The Mayor reported that the applicants representatives advised on Friday, March 18, 2016 that they cancelled tonight's Hearing to afford them time to meet with residents at a community information meeting this evening to be held at Sportime – 175 Merrick Road at 8PM.

It was moved by Trustee Beach, seconded by Trustee Becker, to continue the meeting in the conference room. Motion carried, Trustee Hawxhurst absent, all others voting "Aye."

March 21, 2016

P.H.-CHAP.240
RES.#[94-16](#)

It was moved by Trustee Beach, seconded by Trustee Becker, to open a Public Hearing to consider the amendment of the Village Code Chapter 240, Vehicles & Traffic, Sections 240-18, 20, 22, 24, 25 & 26 with respect to Traffic Regulations. Motion carried, Trustee Hawxhurst absent, all others voting "Aye." Mayor Hendrick 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 Becker, to close the Public Hearing. Motion carried, Trustee Hawxhurst absent, all others voting "Aye." It was moved by Trustee Beach, seconded by Trustee Becker, to enact Local Law #4 of 2016. Motion carried, Trustee Hawxhurst absent, all others voting "Aye."

SET DATE--P.H4-
18-16-.CHAP.41-
REC.COMM.
RES.#[95-16](#)

The Board reviewed a copy of proposed Local Law #5 of 2016 to amend the Village Code, Chapter 41, entitled "Recreation Commission". It was moved by Trustee Becker, seconded by Trustee Reardon, to set the date of April 18, 2016 for a Public Hearing to consider the enactment of proposed Local Law #5 of 2016. Motion carried, Trustee Hawxhurst absent, all others voting "Aye." It was moved by Trustee Becker, seconded by Trustee Reardon, that the Board of Trustees declare themselves as Lead Agency and that a Negative Declaration be issued for this action as it has no significant adverse impact on the environment pursuant to the NYS Environmental Quality Review Act. Motion carried, Trustee Hawxhurst absent, all others voting "Aye."

SET DATE-P.H.-
4/18/16-
DEMOLITION
PERMIT
RES.#[96-16](#)

The Board reviewed a copy of proposed Local Law #6 of 2016 to amend the Village Code, Chapter 81, Building Construction and Fire Prevention, Section 1(C) Application for demolition permit. It was moved by Trustee Beach, seconded by Trustee Becker, to set the date of April 18, 2016 for a Public Hearing to consider the enactment of Local Law #6 of 2016. Motion carried, Trustee Hawxhurst absent, all others voting "Aye." It was moved by Trustee Beach, seconded by Trustee Becker, that the Board of Trustees declare themselves as Lead Agency and that a Negative Declaration be issued for this action as it has no significant adverse impact on the environment pursuant to the NYS Environmental Quality Review Act. Motion carried, Trustee Hawxhurst absent, all others voting "Aye."

ADJOURNMENT

It was moved by Trustee Becker, seconded by Trustee Reardon, to adjourn the meeting at 9:50 P.M. Motion carried, Trustee Hawxhurst absent, all others voting "Aye."