

May 16, 2010

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, May 16, 2011 at 7:00 P.M. in the Village Hall.

Present: Deputy Mayor Alan Beach  
Trustee Michael Hawxhurst  
Trustee Thomas Atkinson  
Village Administrator John Giordano  
Village Attorney Peter Ledwith

Absent: Mayor William Hendrick  
Trustee Hilary Becker

RFP – LANGDON  
PLACE

Special Council Jack Libert reported that of the three (3) parties that received the RFP documents for the “Redevelopment of Langdon Place”, one was submitted by Barton Properties. After a brief discussion, it was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to direct Mr. Libert to request certain additional information from Bartone. Motion carried, all voting “Aye”.

NYSDOT BIKE  
LOCKER  
AGREEMENT

RES.# \_\_\_\_

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to authorize the Mayor to sign an agreement with the New York State Department of Transportation for the placement of bicycle lockers in parking field #3. Motion carried, all voting “Aye”

TRAFFIC  
CONTROL –  
DAWES AVE.

RES.# \_\_\_\_

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to amend Chapter 240-21, Schedule XIV of the Village Vehicle and Traffic Code by enacting:

East side of Dawes Ave. “No Parking Tuesday, Thursday, Saturday”

West side of Dawes Ave. – “No Parking Monday, Wednesday, Friday, Sunday”

“No Stopping Here to Corner” on the east side of Dawes Ave. for a distance of 20 feet south of the southerly curb line of Hendrickson Ave.

Motion carried, all voting “Aye”.

TRAFFIC  
CONTROL-  
ENDVIEW AVE.-  
TABLED

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to table the discussion on installing a central meter on Endview Avenue, to the June 6, 2011 Board Meeting. Motion carried, all voting “Aye”.

VOLUNTEER  
WORK AD

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to reaffirm the Village practice of not purchasing Journal or newspaper advertisement space from non-municipal entities. Motion carried, all voting “Aye”.

PUBLIC  
HEARING –  
SIDEWALK  
VIOLATIONS

RES.# \_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to open a Public Hearing to consider the repair and construction of the attached list of sidewalk violations in the Village pursuant to Section 212.1 of the Village Code. The Deputy Mayor asked if anyone would like to comment, after no comments heard, it was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to close the Public Hearing and to authorize the Village to repair the sidewalks in violation, to assess the properties for such repair costs, and adopt the attached resolution as written. Motion carried, all voting “Aye”.

FOUR DAY  
WORK WEEK –  
VILLAGE HALL

RES.# \_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to adopt a four (4) day work week policy for the Village Clerk’s Office, Village Justice Court and Building Department, effective June 6, 2011 to September 2, 2011. Motion carried, all voting “Aye”.

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LYNBROOK  
POST PROM  
PARTY

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to grant permission to Lynbrook High School to hold their post prom party on Friday, June 24, 2011 beginning at 4 a.m. subject to the School District paying for the Lifeguard and submitting evidence of insurance to the Village. Motion carried, all voting "Aye".

PATRIOTS DAY  
- POOL OPEN

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to open the pool to Lynbrook residents on Patriots Day, May 29<sup>th</sup>, 2011 from 2:30 p.m. to 7:30 p.m. Motion carried, all voting "Aye".

POLICE  
OFFICER  
REQUIREMENTS

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to reaffirm with the Nassau County Civil Service Commission its eligibility requirements for "Police Officer", to have at least 32 college credits, and non-residency. Motion carried, all voting "Aye".

APPT.-POOL  
SUPV.-T.MORAN

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to appoint Tom Moran as a Recreation Attendant at the pool at a salary of \$13.00 per hour. Motion carried, all voting "Aye".

L.CURTIS-CODE  
ENF.  
INSPECTOR

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to not object to the conversion by the Nassau County Civil Service Commission of employee Francis Curtis' title of "Code Enforcement Trainee" and to the title "Code Enforcement Inspector." Motion carried, all voting "Aye".

SUMMER  
LABORERS

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to appoint Kevin Becker, Brian Cribbin and Stephen Cribbin as seasonal laborers in the Department of Public Works at a rate of \$8.50 per hour. Motion carried, all voting "Aye".

PURCHASE NEW  
ROAD SANDER

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to authorize the Superintendent of Public Works to purchase a new road sander in the amount of \$8,000. Motion carried, all voting "Aye".

EXEC.SESSION

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to adjourn the meeting to open an executive session to discuss a Step 2 Grievance from a Police Sergeant. Motion carried, all voting "Aye". It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to open executive session to discuss a Step 2 Grievance from a Police Sergeant. Motion carried, all voting "Aye". After a brief discussion, it was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to adjourn the executive session. Motion carried, all voting "Aye". It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to reopen the regular meeting. Motion carried, all voting "Aye".

STEP 2  
GRIEVANCE-  
SGT. LENGEL

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst not to grant a hearing in response to a Step 2 Grievance requested by a Police Sergeant. Motion carried, all voting "Aye".

MCQUADES  
ANNUAL  
MAYOR'S RUN

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to approve the Annual Mayor's Run sponsored by McQuades Restaurant on July 16, 2011, and to authorize the close of Parking Field #13, Irwin Ct, Earle Avenue, Vincent Avenue, Denton Avenue, Lynbrook Avenue and Remsen Street. Motion carried, all voting "Aye".

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

MINUTES-4/4/11

RES.# \_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to accept the Minutes of April 4, 2011 as submitted and place on file. Motion carried, all voting "Aye".

MINUTES-  
4/11/11

RES.# \_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to accept the Minutes of April 11, 2011 as submitted and place on file. Motion carried, all voting "Aye".

MINUTES-  
4/15/11

RES.# \_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to accept the Minutes of April 15, 2011 as submitted and place on file. Motion carried, all voting "Aye".

MINUTES-  
4/23/11

RES.# \_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to accept the Minutes of April 23, 2011 as submitted and place on file. Motion carried, all voting "Aye".

SALUTE TO  
VETERANS

Deputy Mayor Beach presented Citations to the Western Long Island Marine Corps. League Detachment 561, the Veterans of Foreign Wars Robert F. Garrison Post 3350, the American Legion Post 335, the Veterans of Foreign Wars Howard Lathrop Post 2307, and the Disabled American Veterans Organization, in expression of our sincere appreciation and thanks for the sacrifices made on behalf of our county.

CITATION-  
CASEY'S  
CLOTHING 50  
YEARS

Deputy Mayor Beach presented a Citation to Casey's Clothing for the 50 years of business in the Village of Lynbrook.

PROC-POLICE  
WEEK

Deputy Mayor Beach presented a Proclamation to Police Chief Neve proclaiming the week of May 15<sup>th</sup> through May 21<sup>st</sup>, 2011 as Police Week.

PROC.-DPW  
WEEK

Deputy Mayor Beach presented a Proclamation to Department of Public Works Superintendent Phil Healey proclaiming the week of May 15<sup>th</sup> through May 21<sup>st</sup>, 2011 as National Public Works Week.

CITATION-  
T.LORIFICE-  
RETIREMENT

Deputy Mayor Beach presented a Citation to Teresa Lorifice on the occasion of her retirement as a School Crossing Guard after Thirty years of dedicated and loyal service with the Village.

CITATION -  
S.DILLON -  
RETIREMENT

Deputy Mayor Beach presented a Citation to Stella Dillon on the occasion of her retirement as a Clerk in the Village Justice Court after Thirty-five years of dedicated and loyal service with the Village.

CITATION-  
P.O.FRANK  
SCHARP

Deputy Mayor Beach presented a Citation to Police Officer Frank Scharp on the occasion of his retirement after Thirty years of dedicated and loyal service with the Village of Lynbrook's Police Department.

NEW POLICE  
OFFICERS  
SWORN IN

RES.# \_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to ratify the appointment of Jason Sigler of Massapequa, Bandon Sino of South Hempstead and Sean Haffey of Rockville Centre, as Police Officers pursuant to the terms of the Labor Agreement with the Police Benevolent Association, effective this date. Motion carried, all voting "Aye".

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BID AWARD-  
DISPOSAL OF  
RECYCLABLES

RES.# \_\_\_\_\_

The Superintendent of Public Works reported that the following bids were received on April 14, 2011 for the Disposal of Recyclable: Greenleaf Paper, Metropolitan Recycling, Omni Paper and Winter Bros. It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to award the bid for Disposal of Recyclables to Metropolitan Paper Recycling of Brooklyn, as the high bidder in the amount of \$21,845 to be paid to the Village. Motion carried, all voting "Aye".

E WASTE  
PRESENTATION

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to authorize the Department of Public Works to dispose electrical waste items at no cost to the Village in a container provided by AHRC. Motion carried, all voting "Aye".

PUBLIC  
HEARING –  
CHAPTER 252-  
ILLEGAL  
OCCUPANCY  
FINES

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to open a Public Hearing to consider the amendment of Village Code Chapter 252, Section 252-200, et. Seq. (Illegal Over Occupancies) at (a) 252-200.1 (Real Estate Brokers, Contractors, Architects and Engineers) to increase the fine for violations of Code from \$3,500.00 for first violation to \$4,500.00 for first violation; and (b) 252-202 (Re: Owners or Person in Charge) to increase the fine for violations of Code from \$3,500.00 for first violation to \$4,500.00 and from \$5,000.00 to \$7,000.00 for subsequent violations. The Village Attorney read the proposed local law. After a brief discussion, the Deputy Mayor asked if anyone would like to comment. After no further comments, it was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to close the Public Hearing and to adopt Local Law #5 of 2011. Motion carried, all voting "Aye". It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to 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 New York State Environmental Quality Review Act. Motion carried, all voting "Aye".

PUBLIC  
HEARING-  
CHAPTER 14-  
ETHICS

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to open a Public Hearing to consider the amendment of the Village Code, Chapter 14, Section 14-7 – Avoiding conflicts of interest and appearances of conflict; and Section 14-14 – Pursuant to Home Rule Law 10(1)(ii)(e)(3), Lynbrook Village requires that no person may serve on the Board of Ethics while holding other Village office or while being employed by or while receiving financial compensation from the Village. The Village Attorney read the proposed Local Law. After a brief discussion, the Deputy Mayor asked if anyone would like to comment. After no further comments, it was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to close the Public Hearing and to adopt Local Law #6 & 7 of 2011. Motion carried, all voting "Aye". Motion carried, all voting "Aye". It is noted for the record that the Legal Notice of hearing was not published, necessitating the re-hearing and re-adoption of these Local Laws to be on June 20<sup>th</sup>, 2011.

WARRANT TO  
TAX  
COLLECTOR

RES.# \_\_\_\_\_

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to issue a Warrant to the Village Clerk/Tax Collector for the collection of 2011/2012 Real Property Taxes (See Exhibit A) pursuant to the Real Property Tax Law. Motion carried, all voting "Aye".

RENEW  
CONTRACT-ALL  
SERVICE  
CONTROLS  
RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to authorize the Mayor to sign the renewal contract with All Service Controls for maintenance of the Fire Department siren/pre-emptor systems. Motion carried, all voting "Aye".

BILLS

RES.# \_\_\_\_\_

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst that Bills listed on Abstract of Audited Voucher #18, General Fund - \$227,937.63, Trust & Agency - \$6,722.88, Capital Fund - \$112,816.94, Electronic Transfer - \$17,390.32, Community Development - \$74,529.14, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting "Aye".

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GOOD &  
WELFARE

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

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to adjourn the meeting at 9:40 P.M. Motion carried, all voting "Aye".