

June 6, 2011

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, June 6, 2011 at 7:00 P.M. in the Village Hall. The Mayor opened the meeting with the Pledge of Allegiance.

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

TITLE SEARCH-47
BROADWAY

RES.# 203-11

Special Attorney Jack Libert updated the Board on the RFP submitted by Bartone Properties. It was moved by Trustee Beach, seconded by Trustee Atkinson to authorize Special Attorney Jack Libert to obtain a Title Search for the property at 47 Broadway. Motion carried, all voting "Aye".

SET DATE-P.H.-
6/20/11-ETHICS

RES.# 204-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to set the date of June 20, 2011 for a new public hearing on two proposed local law to amend Chapter 14 Ethics, Section 14-7 and 14-14 as the public hearings held on May 16, 2011 was not valid due to lack of a Legal Notice. Motion carried, all voting "Aye".

SUMMER
SCHEDULE BD.
MEETINGS

RES.# 205-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to set the following dates for the summer schedule of Board Meetings: July 18th, August 15th and September 19, 2011 at 7:00 PM. Motion carried, all voting "Aye".

PUBLIC HEARING-
SIDEWALK
VIOLATIONS

RES.# 206-11

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 Mayor asked if anyone would like to comments, 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, and to have DPW perform certain maintenance pursuant to Section 236.1 with regards to 44 Washington Avenue. Motion carried, all voting "Aye".

TINY TYKES
CHILD CARE

Linda Rocchio, Director of Tiny Tykes Child Care advised the Board that she intends to file for a variance and Special Use Permit to occupy 85/93 Hempstead Avenue to relocate her Child Care Center from Christ Episcopal Church on 51 Blake Avenue.

P.O'BRIEN -
ALTERNATE-BZA

RES.# 207-11

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to appoint Pat O'Brien as an alternate to the Board of Zoning Appeals to a term expiring 2014. Motion carried, all voting "Aye". It is noted for the record that Mr. O'Brien declined his recent appointment to the Architectural Board of Review.

SUMMER
LABORERS

RES.# 208-11

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to approve the attached lists at Department of Public Works Summer Laborers and wages for 2011. Motion carried, all voting "Aye".

PROSECUTING
ATTORNEY-
R.BOCCIO

RES.# 209-11

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to authorize the Mayor to sign a Contract with Robert Boccio as a Deputy Prosecuting Attorney at a rate of \$125.00 per session, such sessions to be determined by the Prosecutor. Motion carried, all voting "Aye".

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PROSECUTING
ATTORNEY-
T.MCGRATH
RES.# 210-11

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to authorize the Mayor to sign a Contract with Timothy McGrath as a Deputy Prosecuting Attorney at a rate of \$125.00 per session such sessions to be determined by the Prosecutor. Motion carried, all voting "Aye".

SUPLUS POLICE
VEHICLES
RES.# 211-11

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to declare the following two (2) police vehicles as surplus and to dispose of as necessary: 2002 Ford Crown Victoria – VIN#2FAFP71W12X103293 and 1996 Ford Crown Victoria – VIN#2FALP71W5TX213075. Motion carried, all voting "Aye".

DECLARATION
OF INTENT-3
POLICE
VEHICLES
RES.# 212-11

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to issue a Declaration of Intent to issue Bonds in 2011 for the purchase of three (3) new Police vehicles and to authorize said purchase. Motion carried, all voting "Aye".

ANNUAL NYS
FORESTRY
CONFERENCE
RES.# 213-11

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to grant permission to DPW Supt. Phil Healey to attend the NYS Urban Forestry/Releaf Annual Conference to be held July 14 & 15, 2011 at SUNY Campus in New Paltz, at a cost of \$40 a night. Motion carried, all voting "Aye".

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

MINUTES-4/25/11
RES.# 214-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to accept the Minutes of April 25, 2011 as submitted and place on file. Motion carried, all voting "Aye".

MINUTES-5/16/11
RES.# 215-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to accept the Minutes of May 16, 2011 as submitted and place on file. Motion carried, all voting "Aye".

PROC.-GIRLS
SELF DEFENSE
TEAM

Mayor Hendrick presented a Proclamation to the Girls Self Defense Team.

PROC.-OLP
MARCHING
BAND

Mayor Hendrick presented a Proclamation to the Our Lady of Peace Marching Band.

PROC-
S.FUSSWINKLE

Mayor Hendrick presented a Proclamation to Steven Fusswinkle in recognition of his achievements as a US Naval Academy Graduate, and 3 deployments in 9 months to the middle east.

DEPT. REPORTS-
MARCH & APRIL
2011
RES.# 216-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to accept the following Department Reports for the months of March & April 2011: Building Dept., DPW, Village Justice Court, Fire Dept., Recreation Dept., and Library. Motion carried, all voting "Aye".

CHAMBER CAR
SHOW
RES.# 217-11

It was moved by Trustee Beach, seconded by Trustee Becker to grant permission to the Chamber of Commerce to host its Classic Car Show beginning Thursday, June 30, 2011 and continue each Thursday until September 1, 2011, and to close the north section of parking lot #20 behind the stores from 5:30 PM to 10PM. Motion carried, all voting "Aye".

PROM NIGHT
RES.# 218-11

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to grant permission to the Chamber of Commerce to host Prom Night for Lynbrook High School on Thursday, June 23, 2011 from 5:00 PM to 6:30 PM, and to close Atlantic Avenue between Stauderman Ave. and Merrick Road from 4:30 until after the event. Motion carried, all voting "Aye".

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NASSAU POPS
CONCERT 7/8/11

RES.# 219-11

It was moved by Trustee Beach, seconded by Trustee Becker to grant permission to the Nassau Pops Symphony Orchestra to hold "A Concert for Nicholas", a fund raiser for Nicholas Lakharam who has been diagnosed with bone cancer, on July 8, 2011 at Greis Park. Motion carried, all voting "Aye".

TOWN OF
HEMPSTEAD
MOBILE TOWN
HALL-6/11/11

RES.# 220-11

It was moved by Trustee Beach, seconded by Trustee Becker to grant permission for the Town of Hempstead Mobile Town Hall Unit to be in the Village Hall Parking Field on Saturday, June 11, 2011 from 10AM to 12PM. Motion carried, all voting "Aye".

JR. F.D. CAR
WASH - PF #8

RES.# 221-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to grant permission to the Jr. Fire Dept. to hold a car wash fund raising event in Parking Field #8, on Sunday, July 31, 2011 between 9AM and 1PM. Motion carried, all voting "Aye".

SIGN PERMIT FEE
WAIVED-ST.
ANTHONY'S
FEAST

RES.# 222-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to waive the permit fee for three (3) temporary signs to be posted at Peninsula & Ocean, Sunrise & Ocean, and Sunrise & Horton for the St. Anthony's Feast on June 26, 2011 at Greis Park. Motion carried, all voting "Aye".

SUNRISE HWY.
STREETSCAPE
GRANT

RES.# 223-11

It was moved by Trustee Becker, seconded by Trustee Beach to authorize the Mayor to sign the grant application for Sunrise Highway Streetscapes in the amount of \$580,000 with the Federal Highway Administration TCSP Program for improvements to the north side of Sunrise Highway west of Peninsula Blvd., and use of matching funds of \$145,000. to be leveraged from 2012 NYS CHIPS funds. Motion carried, all voting "Aye". It was moved by Trustee Becker, seconded by Trustee Beach 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 New York State Environmental Quality Review Act. Motion carried, all voting "Aye".

NCCD 3 YR.
PARTICIPATION
CONTRACT

RES.# 224-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to not object to the renewal of the Nassau County Community Development 3 Yr. Participation Contract to a term expiring 2013. Motion carried, all voting "Aye".

BILLS

RES.# 225-11

It was moved by Trustee Atkinson, seconded by Trustee Becker that Bills listed on Abstract of Audited Voucher #1, General Fund - \$399,866.34, Trust & Agency - \$9,886.71, Electronic Transfer - \$251,318.92, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting "Aye".

GOOD &
WELFARE

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

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

COMPUTER
REPLACEMENT
PROPOSAL

RES.# 226-11

The Board reviewed proposals from three (3) computer installation firms experienced with municipal computer network, software and hardware installation. After a brief discussion, it was moved by Trustee Beach, seconded by Trustee Atkinson to authorize the Mayor to sign a contract for the replacement of all computer network software, 50 work stations and other hardware at a lump sum cost of \$208,724. with Total Computer, such project cost under NYS Contract. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Atkinson to issue a Declaration of Intent to fund the cost of the computer replacement project with a 2011 Bond. Motion carried, all voting "Aye".

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TRANSFER OF
FUNDS

RES.# 227-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to approve the attached transfer of funds (See Exhibit B). Motion carried, all voting "Aye".

2011 BOND
PROJECTS

RES.# 228-11

It was moved by Trustee Beach, seconded by Trustee Atkinson to authorize the Village Administrator to obtain a Bond Resolution from Bond Counsel for the following projects to be adopted at the July 18, 2011 Board Meeting: (3) Police cars - \$90,000.; (2) Parking Enf. Cars - \$18,000.; (1) DPW Car - \$25,000.; (1) DPW Pick up Truck; (1) DPW Rubbish Collection Trucks - \$119,000.; (1) DPW Recycling Collection Tuck - \$170,000.; (1) Ambulance - \$200,000.; F.D. Equipment - \$78,000.; Computer Hardware - \$210,000.; Road Improvements - \$200,000.; Tax Refunds - \$3,358,172.; Library Carpet Repl. - \$50,000. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Hawxhurst to issue a Declaration of Intent to fund all unpaid Tax Certiorari's; Small Claim Residential Refunds, and all other items to be financed by such Bond, and authorize such expenditure, from the General Fund as a temporary advance, to be repaid to the General Fund when such Bond proceeds are available, and to authorize the opening of a new Capital Fund bank account for such Bond Projects. Motion carried, all voting "Aye".

VILLAGE ADMIN.
SALARY
INCREASE

RES.# 229-11

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to amend the Village Administrators salary to read \$146,634.00 effective June 1, 2011. Motion carried, all voting "Aye".

L.I. AMERICAN
WATER

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to authorize the Village Administrator to obtain a retainer from Daniel Duffe, Esq. to represent the 12 Villages under the jurisdiction of the LIAW Co., to oppose their wate rate increase request t o the NYS Public Service Commission. Motion carried, all voting "Aye".

DISC-TAXI
LOCAL LAW

RES.# 230-11

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to direct the Chief of Police to survey adjacent municipalities to determine if the Village needs to amend its Taxi License Local Law. Motion carried, all voting "Aye".

SALARIES-SCG &
NEIGHBORHOOD
AIDES

RES.# 231-11

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to direct the Chief of Police to obtain sample salaries of part-time School Crossing Guards and Neighborhood Aides from several other Villages. Motion carried, all voting "Aye".

ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to adjourn the meeting at 11:35 P.M. Motion carried, all voting "Aye".