

November 7, 2016

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, November 7, 2016 at 7:00 P.M. in the Village Hall.

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

EXECUTIVE SESSION

It was moved by Trustee Beach, seconded by Trustee Reardon, to adjourn the regular meeting to open an Executive Session to discuss disciplinary proceedings against a Police Officer. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to open an Executive Session, to discuss disciplinary proceedings against a Police Officer. Motion carried, all voting "Aye." A lengthy discussion ensued regarding the status of disciplinary action against a Police Officer and Settlement terms. Village Attorney also reported on the regulations concerning the permissiveness of officials conducting Village business during meals paid for by others. It was moved by Trustee Beach, seconded by Trustee Reardon, to adjourn the Executive Session. Motion carried, all voting "Aye." It was moved by Trustee Beach, seconded by Trustee Reardon, to reopen the regular meeting. Motion carried, all voting "Aye".

RESIGNATION-P.O. CINO
RES.#[309-16](#)

It was moved by Trustee Becker, seconded by Trustee Reardon, to authorize a settlement of a Severance Agreement with the Lynbrook Police Benevolent Association in the matter of the resignation of Police Officer Brandon Cino, subject to review by Labor Attorney. Motion carried, all voting "Aye."

RESCHEDULE
BD.MEETINGS
RES.#[310-16](#)

It was moved by Trustee Beach, seconded by Trustee Reardon, to reschedule the December 2016 and January 2017 Board Meetings to December 12, 2016 and January 23, 2017. Motion carried, all voting "Aye."

DEDICATION-
COLUMBUS DR-"FIRST
RESPONDERS WAY"
RES.#[311-16](#)

It was moved by Trustee Beach, seconded by Trustee Becker, to designate Columbus Drive from Merrick Road to Langdon Place as "First Responders Way" in recognition to the efforts of the Lynbrook Police and Fire Departments. Motion carried, all voting "Aye."

2017 ROAD PROJECT
BOND
RES.#[312-16](#)

It was moved by Trustee Beach, seconded by Trustee Reardon, to request the Superintendent of Public Works to prepare a cost estimate and priority list of roads to be improved in the amount of not to exceed \$4 million, utilizing \$1.6 million in existing bond funds, \$400,000 in CHIPS/ Village Funds, and \$2 million in new Bond Funds to be issued in 2017. Motion carried, all voting "Aye."

LIRO ENGINEERS-
REGAL THEATRE
RES.#[313-16](#)

It was moved by Trustee Beach, seconded by Trustee Reardon, to approve a retainer agreement with LiRo Engineers, Inc. to perform additional construction inspections for 321 Merrick Road – Regal Theatre, such cost not to exceed \$10,000.00 and paid from Regals escrow fund. Motion carried, all voting "Aye."

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ESCROW-LYNBROOK
MOVIE THEATRE
RES.#314-16

It was moved by Trustee Beach, seconded by Trustee Reardon, to request Blumenfeld Development Group to deposit \$15,000.00 additional to their escrow fund to reimburse the Village for legal & engineering expenses associated with their construction of a new movie theatre at 321 Merrick Road. Motion carried, all voting "Aye."

AMEND BID AWARD-
ALLEN IND.-PF#8
RES.#315-16

It was moved by Trustee Beach, seconded by Trustee Becker, to amend the Road Improvement bid award of September 16, 2013 by approving Bid Alternate #2 with Allen Industries, the low bidder, to ratify their assistance to the Lynbrook DPW in repaving parking field #8. Motion carried, all voting "Aye."

PUBLIC HEARING –
SIDEWALK VIOLATIONS
RES.#316-16

It was moved by Trustee Beach, seconded by Trustee Reardon, 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. Mayor Hendrick asked if anyone wished to comment. After no further comments heard, it was moved by Trustee Beach, seconded by Trustee Reardon, 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." (See Exhibit A)

ETPA ADMINISTRATIVE
FEE
RES.#317-16

It was moved by Trustee Beach, seconded by Trustee Hawxhurst, to adopt a \$5.00 per rental unit Administrative Fee on each Emergency Tenant Protection Act (ETPA) rental unit to offset Village expenses in collecting a \$10.00 per unit fee from landlords for the State to enforce the ETPA. Motion carried, Trustee Becker recused himself, all others voting "Aye."

CANVASS POLICE CIVIL
SERVICE LIST
RES.#318-16

It was moved by Trustee Beach, seconded by Trustee Reardon, to canvass the Nassau County Civil Service list for a Police Officer to fill a vacancy. Motion carried, all voting "Aye."

DISPOSITION OF
RECORDS
RES.#319-16

It was moved by Trustee Hawxhurst, seconded by Trustee Becker, to dispose of the attached list of records pursuant to the NYS Archives Record Administration. Motion carried, all voting "Aye." (Exhibit B)

Mayor Hendrick invited all those present for a continuation of the meeting in the Court Room.

MINUTES-10-17-16
RES.#320-16

It was moved by Trustee Beach, seconded by Trustee Reardon, to accept the Minutes of October 17, 2016 as submitted and place on file. Motion carried, all voting "Aye."

CHAMBER OF
COMMERCE REPORT

Linda Stephenson, President of the Chamber of Commerce gave an update of Chamber activities.

VETERANS DAY
RECOGNITION

The Mayor introduced members of the American Legion and Gold Star Mothers in recognition of Veterans Day.

DEPARTMENT REPORTS

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

F.D. REQUEST – HOSE
CO.-BUS-CHINA TOWN
11/4/16
RES.#321-16

It was moved by Trustee Beach, seconded by Trustee Becker, to grant permission for members of Hose Company #1 to use the Fire Department bus number 420-B for their annual trip to China Town, on November 4, 2016. Motion carried, all voting "Aye."

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F.D. REQUEST – WALTER
REED MEDICAL CENTER
12/9 – 12/10/16
RES.#322-16

It was moved by Trustee Beach, seconded by Trustee Becker, to grant permission to the Fire Department to go to Walter Reed Medical Center in Washington, DC, December 9 – 10, 2016 to deliver personal items to the wounded patients, utilizing Fire Department vehicles #4212, 429-2 and 426-1. Motion carried, all voting “Aye.”

F.D. CHRISTMAS RIDES
12/17/16
RES.#323-16

It was moved by Trustee Becker, seconded by Trustee Reardon, to grant permission to the Fire Department to offer rides for children in the Village on fire apparatus on Saturday, December 17, 2016 from 12 noon to 3PM. Motion carried, all voting “Aye.”

F.D. REQUEST – ENGINE
CO.-GOLF OUTTING
6/15 -6/17/17
RES.#324-16

It was moved by Trustee Beach, seconded by Trustee Hawxhurst, to grant permission for member of Engine Co. #1 to use the Fire Police Vehicle (4261) to transport their members to Mount Airy, Pennsylvania, June 15 – 17, 2017. Motion carried, all voting “Aye.”

BID AWARD – 2016
ANNUAL STREET TREE
PLANTING BID-ADM
LANDSCAPE
RES.#325-16

Village Administrator John Giordano advised the Board that out of the twelve (12) potential bidders, two bids were received for the 2016 Annual Street Tree Planting as follows:

ADM Landscape - \$33,919.25
Louis Barbato Landscaping - \$48,285.00

It was moved by Trustee Beach, seconded by Trustee Becker, to award the bid to ADM Landscape as the low bidder in the amount of \$33,919.25 for 145 trees. Motion carried, all voting “Aye.”

BID AWARD-SNOW
REMOVAL-SIDEWALKS-
ON CALL SERVICE-
CIPCO
RES.#326-+16

Village Administrator John Giordano advised that out of the five (5) potential bidders, one bid was received for the Snow Removal-Sidewalks – On Call Service from CIPCO. It was moved by Trustee Beach, seconded by Trustee Reardon, to award the bid to CIPCO. Motion carried, all voting “Aye.”

BILLS
RES.#327-16

It was moved by Trustee Reardon, seconded by Trustee Becker, that Bills listed on Abstract of Audited Voucher #8, General Fund – General Fund - \$438,223.58; Trust & Agency - \$20,922.08; Electronic Transfer - \$359,603.25, 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

ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Becker, to adjourn the meeting at 9:24 PM. Motion carried, all voting “Aye.”