

February 19, 2013

A regular meeting of the Board of Trustees also acting as the Board of Assessment Review of the Incorporated Village of Lynbrook was held on Tuesday, February 19, 2013 at 5:00 PM in the Village Hall.

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

GRIEVANCE
FILINGS

Lisa Kenny, Village Assessor presented to the Board 958 Grievance filings against the 2013 Tentative Assessment Roll. Robert Bianco presented an application for Grievance for 14 Winter Street, Section 57, Block 3, Lot 15 requesting a reduction in assessed valuation.

MINUTES-2/4/13 &
AMENDMENT-
1/14/13

It was moved by Trustee Beach, seconded by Trustee Atkinson to accept the Minutes of February 4, 2013 and to amend the Minutes of January 14, 2013 as submitted. Motion carried, all voting "Aye".

RES.#53-13

SET DATE –
PH.COMMUNITY
DEVELOPMENTS
FUNDS -3-18-13

It was moved by Trustee Beach, seconded by Trustee Atkinson to set the date of March 18, 2013 for a Public Hearing to consider projects to be funded by the Nassau County Office of Housing and Intergovernmental Affairs Community Development Block Grant Program for the fiscal year beginning September 1, 2013. Motion carried, all voting "Aye".

RES.#54-13

PARKING METER
SERVICER

It was moved by Trustee Becker, seconded by Trustee Beach to replace retired full-time Parking Meter Servicer Jack Cuchel with two (2) part-time employees at twelve (12) hours per each week at \$18.00 per hour, and to appoint temporary servicer Charles Lanza to said position, and recruit for the other. Motion carried, all voting "Aye".

RES.#55-13

EXECUTIVE
SESSION

It was moved by Trustee Becker, seconded by Trustee Atkinson to adjourn the meeting to open an executive session to discuss the qualifications of a candidate for a Laborer in the Department of Public Works. Motion carried, all voting "Aye". It was moved by Trustee Becker, seconded by Trustee Atkinson to open an executive session to discuss the qualifications of a candidate for a Laborer in the Department of Public Works. Motion carried, all voting "Aye". After a lengthy discussion, it was moved by Trustee Becker, seconded by Trustee Atkinson to adjourn the executive session. Motion carried, all voting "Aye". It was moved by Trustee Becker, seconded by Trustee Atkinson to reopen the regular meeting. Motion carried, all voting "Aye".

STAFFING – DPW

It was moved by Trustee Beach, seconded by Trustee Atkinson to hire Mr. Nick Maniaci, a seasonal employee at the Department of Public Works, to replace Mr. Harry Verity who is retiring, as a full-time Laborer in accordance with the terms of the CSEA Agreement. Motion carried, all voting "Aye".

RES.#56-13

ANNUAL
FINANCIAL
REPORT – STALE
CHECK POLICY

It was moved by Trustee Beach, seconded by Trustee Atkinson to adopt a Stale Check Policy as recommended in our Annual Financial Audit. (See Exhibit "A") Motion carried, all voting "Aye".

RES.#57-13

February 19, 2013

JOHNSON
CONTROLS
PAYMENT
REQUEST #4

RES.#58-13

It was moved by Trustee Becker, seconded by Trustee Beach to authorize payment of requisition #4 to Johnson Controls in the amount of \$292,388.70 by Capital One Leasing, for completion of work performed under their Energy Performance Contract as recommended by the Superintendent of Public Works. Motion carried, all voting "Aye".

BEST CLIMATE-
PAYMENT
REQUEST
MODIFICATION

RES.#59-13

It was moved by Trustee Becker, seconded by Trustee Beach to reduce monthly payments due to HVAC Maintainer Best Climate by 40% for their Village Hall portion of their bill effective May 2012 to account to the new Village Hall HVAC system which was installed, and warranted by Johnson Controls. Motion carried, all voting "Aye".

MERRICK ROAD
STREETSCAPE
PROGRAM

RES.#60-13

It was moved by Trustee Beach, seconded by Trustee Becker to engage Cameron Engineering at a cost of not to exceed \$2,000 for design related to the 2012/2013 Community Development Grant Program grants for Merrick Road Streetscape Improvements. Motion carried, all voting "Aye".

PEDESTRIAN
IMPROVEMENTS
GRANT

RES.#61-13

It was moved by Trustee Becker, seconded by Trustee Beach to table a proposal from Carman-Dunne to provide engineering services related to the NYS Local Safe Streets and Traffic Calming Program Grant. Motion carried, all voting "Aye".

PUBLIC HEARING
SIDEWALK
VIOLATIONS

RES.#62-13

It was moved by Trustee Atkinson, seconded by Trustee Becker 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 comments heard, it was moved by Trustee Atkinson, seconded by Trustee Becker 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".

PUBLIC HEARING
- BAMBOO

RES.#63-13

The Mayor opened a continuation of a Public Hearing from the January 14, 2013 meeting to consider the enactment of a proposed Local Law to amend the Village Code, Chapter 185, entitled "Property Maintenance" to add a subsection 185-7.1 to prohibit the planting of Bamboo. Mayor Hendrick read the local law and asked if anyone wished to speak. After no further comments, it was moved by Trustee Becker, seconded by Trustee Beach to not enact the Local Law, as suggested by Counsel. Motion carried, all voting "Aye".

35 WILBUR
STREET

RES.#64-13

It was moved by Trustee Becker, seconded by Trustee Beach to direct the Village Administrator to prepare bond payment schedules costs for the acquisition of 35 Wilbur Street. Motion carried, all voting "Aye".

LANGDON PLACE
REDEVELOPMENT

RES.#65-13

It was moved by Trustee Becker, seconded by Trustee Beach to request Lee Browning to submit renderings of his conceptual hotel requested to be constructed on the north side of Langdon Place at the March 4, 2013 meeting. Motion carried, all voting "Aye".

EXECUTIVE
SESSION

It was moved by Trustee Becker, seconded by Trustee Beach to adjourn the meeting to open an executive session to discuss negotiation strategy Ken Gray, Labor Counsel related to the expired Police Benevolent Association Agreement. Motion carried, all voting "Aye". It was moved by Trustee Becker, seconded by Trustee Beach to open an executive session to discuss negotiating strategy with Ken Gray, Labor Counsel related to the expired Police Benevolent Association Agreement. Motion carried, all voting "Aye".

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EXECUTIVE
SESSION
CONTINUED

After a lengthy discussion, it was moved by Trustee Becker, seconded by Trustee Beach to adjourn the executive session. Motion carried, all voting "Aye". It was moved by Trustee Becker, seconded by Trustee Beach to reopen the regular meeting. Motion carried, all voting "Aye".

SET BID DATE-
4/25/13 -HOSE
PUMPER TRUCK

RES.#66-13

It was moved by Trustee Beach, seconded by Trustee Becker to set a date for a bid opening for the replacement of a 1992 Pumper Truck for April 25, 2013 as previously authorized on December 17, 2012, to be financed by the 2014 \$3,577. Million bond issue. Motion carried, all voting "Aye".

BILLS

RES.#67-13

It was moved by Trustee Atkinson, seconded by Trustee Becker that Bills listed on Abstract of Audited Voucher #13, General Fund - \$285,729.92, Trust & Agency - \$17,473.61, Capital Fund - \$184.96, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting "Aye".

SECURITY
GUARD - BD.
MTGS. & COURT
NIGHTS

RES.#68-13

It was moved by Trustee Becker, seconded by Trustee Atkinson to table a proposal suggested by the Police Chief for private security guard/metal detector service for Court and Board Meetings. Motion carried, all voting "Aye".

TAX
GRIEVANCES

RES.#69-13

It was moved by Trustee Beach, seconded by Trustee Becker to refer all Grievance applications challenging assessed values on the 2013 Tentative Assessment Roll to Village Tax Certiorari Counsel Spellman, Rice, Schure, Gibson, McDonough, Polizzi & Truncale for recommendation on settlement. Motion carried, all voting "Aye".

EXECUTIVE
SESSION

It was moved by Trustee Becker, seconded by Trustee Atkinson to adjourn the meeting to open an executive session to discuss a DPW employee's noncompliance with a grievance arbitration settlement stipulation approved in 2011. Motion carried, all voting "Aye". It was moved by Trustee Atkinson, seconded by Trustee Becker to open an executive session to discuss a DPW employee's noncompliance with a grievance arbitration settlement stipulation approved in 2011. Motion carried, all voting "Aye". After a lengthy discussion, it was moved by Trustee Atkinson, seconded by Trustee Becker to adjourn the executive session. Motion carried, all voting "Aye". It was moved by Trustee Atkinson, seconded by Trustee Becker to reopen the regular meeting. Motion carried, all voting "Aye".

SALARY
INCREASE FOR
NON-UNIONIZED
EMPLOYEES &
OFFICERS

RES.#70-13

It was moved by Trustee Becker, seconded by Trustee Beach to authorize a 2% cost of living increase for all non-unionized employees and officers for 2012/2013 and 2 ½% for the 2013/2014 Tentative Budget. Motion carried, all voting "Aye".

ADJOURNMENT

It was moved by Trustee Becker, seconded by Trustee Atkinson to close the Grievance Hearing and adjourn the meeting at 9:00 PM. Motion carried, all voting "Aye".