

March 5, 2012

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, March 5, 2012 at 7:00 P.M. 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 Attorney Peter Ledwith

TALLY-HO –
100TH
ANNIVERSARY

RES.#70-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to grant permission to close Parking Field #24 on Saturday, March 24th and Sunday, March 25th for Tally-Ho Chemical Fire Engine Company to celebrate their 100th Anniversary, and to authorize the DPW to fabricate a temporary sign displaying the closure of this parking field. Motion carried, Trustee Becker absent, all others voting “Aye”.

WAIVE FEES-
VFW-FIRE
DAMAGE
RESTORATION

RES.#71-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to waive any Building Department fees for the VFW for work being done on the building at 235 Merrick Road for fire damage restoration. Motion carried, Trustee Becker absent, all others voting “Aye”.

GRACE
PLAYSCHOOL
PARKING

RES.#72-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to amend Section 240-22 of the Village Vehicle & Traffic Code, Schedule XV, to post three (3) hour parking on the north and south sides of St. James Place as requested by Grace Playschool. Motion carried, Trustee Atkinson abstained and Trustee Becker absent, all others voting “Aye”.

F.D. PARADE

RES.#73-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to grant permission for the Fire Department to participate in a parade in Brewster, New York on July 25, 2012 and to take Unit 422 & 4261. Motion carried, Trustee Becker absent, all others voting “Aye”.

F.D.
RECRUITMENT
DRIVE
4/22/12

RES.#74-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to grant permission to the Fire Department to conduct a New York State wide “Recruit – New York” recruitment campaign on Sunday, April 22, 2012, and to close the Atlantic Avenue Walk-thru from 12 noon until 4:00 PM to set up and maintain a display, also to have promotion signs installed at the entrances of the Village on Merrick Road and Sunrise Hwy. Motion carried, Trustee Becker absent, all others voting “Aye”.

2 HOUR PARKING
– DENTON
AVENUE

RES.#75-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to amend the Village Vehicle & Traffic Code, Section 240-22, Schedule XV to post two (2) hour parking except Sunday and Holidays on the east and west sides of Denton Avenue between Merrick Road and Sunrise Highway. Motion carried, all voting “Aye”.

TRANSFER OF
FUNDS

RES.#76-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to authorize the following budget transfers:

To: 001.1110.0201 Justice-Office Equipment	\$ 95.00
001.1110.0411 Justice-Printing-Stationary	539.00
Fr: 001.1110.0455 Justice-Maint&Repair Equip.	(634.00)

To: 001.1650.0401 Communications-Personal Svcs.	\$ 3,000.00
Fr: 001.1650.0453 Communications-Maint.Radio Equip.	(3,000.00)

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To: 001.3120.0450 Police Maint. of Vehicles \$ 11,858.00
Fr: 001.3120.0840 Police –Uniform Allowance (11,858.00)

TRANSFER OF FUNDS
To: 001.7180.0458 Pool-Maint. of Bldg. & Prop. \$ 2,500.00
Fr: 001.7180.0417 Pool – Heat (2,500.00)

CONTINUED
To: 001.7310.0413 Youth Programs-Office Supp. \$ 300.00
Fr: 001.7310.0276 Youth Programs-Playground Equip. (300.00)

To: 001.7620.0425 Adult Recreation-Gas Oil \$ 700.00
Fr: 001.7310.0425 Youth Programs-Gas-Oil (300.00)
001.7620.0450 Adult Rec-Maint & Repair Veh. (400.00)

Motion carried, all voting “Aye”.

SURPLUS POLICE VEHICLES

RES.#77-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to declare a Police vehicle as surplus, a 2007 Ford Crown Victoria – Vin# 2FAFP71W47X100816 and to sell for reasonable value. It was noted for the record that a 2007 Ford Crown Victoria – Vin# 2FAFP71W87X146326 had a recent accident and damages were deemed a total loss by the Villages insurance carrier. Motion carried, all voting “Aye”.

SET BID DATE-(3) POLICE VEHICLES

RES.#78-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to set the date to receive bids for three (3) Chevrolet Caprice Police Vehicles on Thursday, April 12, 2012 at 11:00 A.M. Motion carried, all voting “Aye”.

DPW SURPLUS EQUIPMENT

RES.#79-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to declare the following inoperable Department of Public Works equipment as surplus and dispose of as scrap: 1994 Highway 20-20 Sander; 2000 Swenson sander; 1993 ball field conditioner; 2004 riding lawnmower. Motion carried, all voting “Aye”.

PAYMENT – JOHNSON CONTROLS

RES.#80-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to authorize the payment of \$506,849. to Johnson Controls, Inc., as first payment for partial work performed pursuant to their Energy Performance Contract. Motion carried, all voting “Aye”.

2012 BUILDING DEPT. FEE INCREASES

RES.#81-12

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to approve the attached 2012 Building Department Fees (Exhibit A). Motion carried, Trustee Beach voting “Nay”, all others voting “Aye”.

EXECUTIVE SESSION

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to adjourn the meeting to open an executive session to discuss candidates for employment in the DPW. Motion carried, all voting “Aye”. It was moved by Trustee Beach, seconded by Trustee Hawxhurst to open an executive session to discuss candidates for employment in the DPW. Motion carried, all voting “Aye”. After a lengthy discussion, it was moved by Trustee Beach, seconded by Trustee Hawxhurst to adjourn the executive session. Motion carried, all voting “Aye”. It was moved by Trustee Beach, seconded by Trustee Hawxhurst to reopen the regular meeting. Motion carried, all voting “Aye”.

D.BECKER-LABORER

RES.#82-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to appoint Damien Becker as a Laborer for the Department of Public Works at a salary of \$38,401.53 pursuant to the CSEA Agreement effective as soon as approved by the Civil Service Commission. Motion carried, all voting “Aye”.

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V. SPARACINO-
LABORER

RES.#83-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to appoint Vincent Sparacino as a Laborer for the Department of Public Works at a salary \$38,401.53 pursuant to the CSEA Agreement effective as soon as approved by the Civil Service Commission. Motion carried, all voting "Aye".

P.HEALEY-
CARRYOVER
VACATION TIME

RES.#84-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to approve Phil Healey, Superintendent of Public Works to carry over 66 hours of unused vacation time earned in 2011 to be used in 2012. Motion carried, all voting "Aye".

REGAL PARKING
LEASE-TABLED-
3/19/12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to table a discussion on the renewal of the Regal Theatre Parking Lease to the March 19, 2012 Board Meeting. Motion carried, all voting "Aye".

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

MINUTES-2/21/12

RES.#85-12

It was moved by Trustee Beach, seconded by Trustee Atkinson to accept the Minutes of February 21, 2012 as submitted and place on file. Motion carried, all voting "Aye".

CHAMBER OF
COMMERCE

President of the Lynbrook Chamber of Commerce William Gaylor gave a report on Chamber of Commerce activities.

RELAY FOR LIFE
- 5/19/12

RES.#86-12

Judy Winter and Pat Alonge of the American Cancer Society reported that on May 19, 2012, their Relay for Life Walk will be held at South Jr. High School.

PROC-CAPTAIN
JOSEPH
SCARANO-NY/NJ
PORT
AUTHORITY

Mayor Hendrick presented a Proclamation to Captain Joseph Scarano of the NY/NJ Port Authority Police, for his contributions he made towards the Villages acquisition of a steel beam from the World Trade Center on display in the villages 9/11 Memorial Park at Village Hall.

VILLAGE HALL
OPEN -
SATURDAY -
3/24/12 -9AM-
12PM

RES.#87-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to set the date of Saturday, March 24, 2012 from 9AM to 12PM to open the Village Hall for the sole purpose of issuing parking permits. Motion carried, all voting "Aye".

SET DATE - P.H.-
490 WHITEHALL
ST.

RES.#88-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to set the date of April 2, 2012 at 7:00 P.M. for a Public Hearing to consider an application from Mr. & Mrs. Michael Caace, for a sub-division of 490 Whitehall Street pursuant to Section 7-8 of the Village Code. Motion carried, all voting "Aye".

SET DATE-P.H.-
417 OCEAN AVE-
RE-ZONING

RES.#89-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to set the date of April 2, 2012 at 7:00 P.M. for a Public Hearing to consider an application from Sunrise 1 LLC, to amend the Official Zoning Map by re-zoning of 417 Ocean Avenue, 3 & 9 Merton Avenue, also known as Section 17, Block 2, Lot 1 and Section 17, Block 2, Lot 3, pursuant to Section 252-109 of the Village Code from Residential A to Commercial, subject to the applicant canvassing of the neighboring properties and providing the Board with the results. Motion carried, all voting "Aye".

SET DATE-P.H.-
417 OCEAN AVE-
SPECIAL USE
PERMIT

RES.#90-12

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to set the date of April 2, 2012 to consider an application from Sunrise 1 LLC for a Special Use Permit to use for "parking", 417 Ocean Avenue, 3 & 9 Merton Avenue, pursuant to Section 252-56 of the Village Code. Motion carried, all voting "Aye".

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MAYOR SIGN-
TOH – ANIMAL
SHELTER

It was moved by Trustee Beach, seconded by Trustee Atkinson to authorize the Mayor to sign the Town of Hempstead Animal Shelter Agreement Renewal to a term expiring December 31, 2013. Motion carried, Trustee Hawxhurst voting “Nay”, all others voting “Aye”.

PUBLIC HEARING
CHAPTER 224-
TAXICAB AND
OTHER
VEHICLES FOR
HIRE

RES.#91-12

The Mayor opened a Public Hearing to consider the enactment of a proposed Local Law to amend the Village Code, Chapter 224 entitled “Taxicabs and Other Vehicles for Hire”, to require (a) a licensed taxi driver to obtain a for-hire driver’s license from the Nassau County Taxi and Limousine Commission, pursuant to the Rules and Regulations of the Nassau County Office of Consumer Affairs, Taxi and Limousine Commission; and (c) to require a taxicab owner applying for a license which includes authority to use a taxicab stand at the Long Island Railroad Station to have an office and toilet facility available within 500 feet of said taxicab stand. The Village Attorney read the proposed Local Law. Mayor Hendrick asked if anyone would like to comment, after no further comments, it was moved by Trustee Becker, seconded by Trustee Hawxhurst to close the Public Hearing. Motion carried, all voting “Aye”. It was moved by Trustee Becker, seconded by Trustee Hawxhurst to adopt Local Law #1 & 2 of 2012. Motion carried, all voting “Aye”.

PUBLIC HEARING
– COMMUNITY
DEVELOPMENT-
38TH YEAR

RES.#92-12

It was moved by Trustee Beach, seconded by Trustee Atkinson to open a Public Hearing to consider projects to be funded by the Nassau County Office of Housing and Intergovernmental Affairs Community Development Block Grant for the fiscal year beginning September 1, 2012. The Village will be seeking funds for the continuation of its Village wide Streetscape Program on Merrick Road from Horton Avenue to Peninsula Blvd., north and south sides for a total of \$250,000. The Mayor asked if anyone wished to comment, after no further comments, it was moved by Trustee Beach, seconded by Trustee Atkinson to close the Public Hearing and to approve the application for Streetscapes to be submitted in the amount of \$250,000. Motion carried, all voting “Aye”. It was moved by Trustee Beach, seconded by Trustee Atkinson 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”.

BILLS

RES.#93-12

It was moved by Trustee Becker, seconded by Trustee Atkinson that Bills listed on Abstract of Audited Voucher #15, General Fund - \$103,581.32, Trust & Agency - \$1,847.72, Electronic Transfer - \$264,653.93, 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 Atkinson to adjourn the meeting at 9:45 PM. Motion carried, all voting “Aye”.