

July 21, 2014

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, July 21, 2014 at 6:30 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

TRIATHLON-  
LYNBROOK  
MIDDLE SCHOOL

**RES.#240-14**

It was moved by Trustee Becker, seconded by Trustee Atkinson to approve the request from Lynbrook Fly With The Owls to conduct a triathlon event on August 1, 2014 at Greis Park, Pool, and the bicycle path, and closing Wright Avenue and Leaman Place to accommodate said event. Motion carried, all voting "Aye".

APPT.-  
P.STAPLETON-  
PRES.ROLLER  
HOCKEY LEAGUE

**RES.#241-14**

It was moved by Trustee Becker, seconded by Trustee Hawxhurst to appoint Patrick Stapleton as President of the Lynbrook Roller Hockey League, in accordance with the terms of the agreement with the Lynbrook Roller Hockey League. Motion carried, all voting "Aye".

DPW REPAIR  
BOARDS ROLLER  
HOCKEY RINK

**RES.#242-14**

It was moved by Trustee Beach, seconded by Trustee Atkinson to direct the Department of Public Works to repair the boards on the Roller Hockey Rink. Motion carried, all voting "Aye".

RENEWAL  
ROLLER HOCKEY  
LEASE

**RES.#243-14**

It was moved by Trustee Becker, seconded by Trustee Hawxhurst to authorize the Mayor to sign a renewal agreement with the Lynbrook Roller Hockey League, subject to changes by the Village Attorney. Motion carried, all voting "Aye".

BUCKINGHAM  
PL.-STOP SIGN

**RES.#244-14**

It was moved by Trustee Beach, seconded by Trustee Atkinson to amend Section 240-11 of the Village Vehicle and Traffic Code, by rescinding the "Yield" sign for eastbound traffic on Oak Street, at Buckingham Place, to a Stop Intersection. Motion carried, all voting "Aye".

PARKING-  
PENINSULA  
BLVD.

**RES.#245-14**

It was moved by Trustee Becker, seconded by Trustee Atkinson, to modify Resolution #245-13 by amending the "Midnight to 7AM" overnight parking restrictions in the Municipal Parking Fields #14-#19 on Peninsula Boulevard to "Midnight to 6AM". Motion carried, all voting "Aye".

EXECUTIVE  
SESSION

It was moved by Trustee Beach, seconded by Trustee Atkinson to adjourn the meeting to open an executive session to discuss the status of the ratification of the agreement with the Police Benevolent Association with Labor Counsel, Ken Gray. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Atkinson to open an executive session to discuss the status of the ratification of the agreement with the Police Benevolent Association. Motion carried, all voting "Aye". After a lengthy discussion, it was moved by Trustee Beach, seconded by Trustee Atkinson to adjourn the executive session. Motion carried, all voting "Aye". It was moved by Trustee Hawxhurst to open the regular meeting. Motion carried, all voting "Aye".

July 21, 2014

MAYOR TO SIGN  
PBA  
AGREEMENT-  
6/1/14 TO 5/31/20

**RES.#246-14**

It was moved by Trustee Beach, seconded by Trustee Becker to authorize the Mayor to sign a renewal collective bargaining agreement with the Lynbrook Police Benevolent Association for the period June 1, 2014 to May 31, 2020. Motion carried, all voting "Aye".

ROOF  
REPLACEMENT-  
PRE-SCHOOL  
BLDG.

**RES.#247-14**

Superintendent of Public Works, Philip Healey, reported that quotations were received for the replacement of the roof on the pre-school building as follows:

Lanzello Remodeling Inc. - \$23,650.  
Eveready Roofing Company - \$21,000.

It was moved by Trustee Beach, seconded by Trustee Becker to engage Eveready Roofing Company to replace the roof on the preschool building, and to transfer \$21,000.00 from A1990.444 "Contingency" to A7110.458 "Maintenance of Buildings and Property". Motion carried, all voting "Aye".

F.D. COMPUTER  
MAINTENANCE  
CONTRACT

**RES.#248-14**

It was moved by Trustee Beach, seconded by Trustee Becker to authorize the Mayor to sign a renewal Contract with Island Tech for the Fire Department Computer System Maintenance subject to a pending submittal of a quote from DVSA Technologies. Motion carried, all voting "Aye".

RFP-COMPUTER  
MAINTENANCE

**RES.#249-14**

The Village Administrator reported that RFP's were received on July 15, 2014 for Computer Maintenance Services for the Village Hall, Department of Public Works, Police and Parks Departments. Of the eight potential bidders, the following was received:

1. Total Technology Solutions \$27,375.00
2. Computer Integrated Services \$89,520.00

It was moved by Trustee Beach, seconded by Trustee Atkinson to award the RFP for the Computer Maintenance contract for the Village Hall, Police Department, Recreation and Public Works to Total Technology Solutions for the rates as offered and direct the Village Attorney to prepare a contract. Motion carried, all voting "Aye".

SET BID DATE-  
8/28/14-VIDEO  
EQUIPMENT

**RES.#250-14**

It was moved by Trustee Becker, seconded by Trustee Hawxhurst to set the date of Thursday, August 28, 2014 at 11:00 AM to receive bids for the purchase of "Video Equipment, Associated Peripherals & Training - Newtek Tricaster 860 or Equal" for the Lynbrook TV Station. Motion carried, all voting "Aye".

DISPOSE - PD  
RECORDS

**RES.#251-14**

It was moved by Trustee Beach, seconded by Trustee Atkinson to approve the disposition of Police Department records (see Exhibit "A") in accordance with the NYS Archive and Records Administration retention schedule. Motion carried, all voting "Aye".

DEPOSITORIES-  
F.D. LOSAP  
ACCOUNT

**RES.#252-14**

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to deny a request from Hometown Insurance to transfer monies currently deposited in New York Commercial Bank for the Fire Department LOSAP operating account, to a new account at Empire National Bank, unless later determined by the Mayor. Motion carried, all voting "Aye".

BICYCLE LOCKER  
AGREEMENT

**RES.#253-14**

It was moved by Trustee Becker, seconded by Trustee Atkinson to amend the Bicycle Locker agreement with the New York State Department of Transportation, to utilize 2 Bicycle Lockers in lieu of the 6 as provided by the New York State Department of Transportation, to allow the 4 unused lockers to be transferred to other communities. Motion carried, Trustee Hawxhurst voting "Nay", all others voting "Aye".

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PUBLIC HEARING  
– SIDEWALK  
VIOLATIONS

RES.#[254-14](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to open a Public Hearing to consider the repair and construction of the attached list (see Exhibit “B”) of sidewalk violations in the Village pursuant to Section 212.1 of the Village Code. Mayor Hendrick asked if anyone wished to comment and after no further comments heard, it was moved by Trustee Beach, seconded by Trustee Atkinson 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”.

W.C. FIRE DEPT.  
TO COVER CHIEFS

RES.#[255-14](#)

It was moved by Trustee Beach, seconded by Trustee Becker to authorize the Village Administrator to advise the New York State Insurance Fund, carrier of Workers’ Compensation for the Fire Department, to ratify the extension of Part 2 Employers Liability Coverage to the Department Chiefs and Commissioners in accordance with Section 30 of the New York Volunteer Firefighters Benefit Law. Motion carried, all voting “Aye”.

EXECUTIVE  
SESSION

It was moved by Trustee Beach, seconded by Trustee Atkinson to adjourn the meeting to open an executive session to discuss attorney client matters with Special Counsel, Jack Libert. Motion carried, all voting “Aye”. It was moved by Trustee Beach, seconded by Trustee Atkinson to open an executive session to discuss attorney client matters with Special Counsel, Jack Libert. Motion carried, all voting “Aye”. After a lengthy discussion, it was moved by Trustee Beach, seconded by Trustee Atkinson to adjourn the executive session. Motion carried, all voting “Aye”. It was moved by Trustee Hawxhurst to open the regular meeting. Motion carried, all voting “Aye”.

MOU PROPOSED  
NEW HOTEL-PF#3

RES.#[256-14](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to request Special Attorney, Jack Libert to request Lee Browning to comply with all terms of his Memorandum of Understanding in relation to his proposed construction of a new hotel in municipal parking field #3, as per March 18, 2013 resolution. Motion carried, all voting “Aye”.

REGAL GROUP –  
REDEVELOPMENT

RES.#[257-14](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to request Special Attorney, Jack Libert, to continue discussions with Regal Group on their conceptual site plan for the redevelopment of their theatre at 325 Merrick Road and deny any request by Regal for a perpetual easement on any municipal parking fields that would be used to satisfy on-site parking requirements. Motion carried, Trustee Alan Beach abstained, all others voting “Aye”.

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

MINUTES—6/23/14

RES.#[258-14](#)

It was moved by Trustee Beach, seconded by Trustee Becker to accept the Minutes of June 23, 2014 as submitted and place on file. Motion carried, all voting “Aye”.

CHAMBER OF  
COMMERCE  
REPORT

Linda Stephenson, Vice-President of the Chamber of Commerce, reported on Chamber activities.

John McCadden of the Knights of Columbus advised that the Knights will be hosting an international softball tournament.

APPT.ANDREW  
COSTELLO-BZA

RES.#[259-14](#)

Mayor Hendrick appointed Andrew Sam Costello as an Alternate to the Board of Zoning Appeals, to fill a vacancy resulting from the resignation of Chris Quenterno, to a term expiring April 2018. It was moved by Trustee Beach, seconded by Trustee Atkinson, to ratify the Mayor’s appointment. Motion carried, all voting “Aye”.

July 21, 2014

PROCLAMATIONS  
SGT. PALLADINO,  
P.O. SINO & P.O.  
MCCARTHY

Mayor Hendrick presented Proclamations to Sgt. Brian Palladino and Police Officers Brandon Sino and Christopher McCarthy for their skillful and quick response on Tuesday, April 9, 2013 which averted s loss of life.

CITATION-P.O.  
CHRISTOPHER  
MCCARTHY-  
RETIREMENT

Mayor Hendrick presented a Citation to Police Officer Christopher McCarthy on the occasion of his retirement after Twenty-three years of dedicated and loyal service with the Village of Lynbrook's Police Department.

FD. EXPO  
CONVENTION

**RES.#260-14**

It was moved by Trustee Beach, seconded by Trustee Atkinson to ratify permission for Assistant Chiefs James McDermott, John Chavatte and Chief Anderson to attend the Firehouse Expo in Baltimore, Maryland from July 15<sup>th</sup> through July 20, 2014, and to use the Chief's vehicles. Motion carried, all voting "Aye".

F.D. PICNIC

**RES.#261-14**

It was moved by Trustee Beach, seconded by Trustee Becker to grant permission to hold a Fire Department picnic at the Greis Park facilities on August 31, 2014 from 10AM to 6PM. Motion carried, all voting "Aye".

DECISION-48  
ENDVIEW AVE.

**RES.#262-14**

As members of the Planning Board, it was moved by Trustee Atkinson, seconded by Trustee Beach to approve the application from Framework Development Corporation pursuant to Chapter 7 of the Village Code for Subdivision of a lot at 48 Endview Avenue into 3 lots, as heard at a Public Hearing held on June 23, 2014 on condition that the applicant secure necessary variances from the Board of Zoning Appeals, and directed the Village Attorney to prepare a formal decision. Motion carried, Trustee Becker recused himself, all others voting "Aye".

BILLS

**RES.#263-14**

It was moved by Trustee Atkinson, seconded by Trustee Becker that Bills listed on Abstract of Audited Voucher #2, General Fund - \$2,613,060.07, Trust & Agency - \$884.63, Electronic Transfer - \$305,422.08, Community Development - \$31,587.57, 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.

MOMENT OF  
SILENCE-STELLA  
DILLON

The Mayor asked for a moment of silence for Stella Dillon, a former Clerk in the Justice Court.

HIRE  
ADDITIONAL  
CORSSING  
GUARD

**RES.#264-14**

It was moved by Trustee Atkinson, seconded by Trustee Beach to approve a request from the Police Chief, to recruit and hire an additional School Crossing Guard available to also work on Sundays at a rate of \$14. per hour. Motion carried, all voting "Aye".

PEDESTRIAN  
COUNT-SCHOOL  
CROSSINGS-  
TABLED  
**RES.#265-14**

It was moved by Trustee Atkinson, seconded by Trustee Beach to table a request for the Police Chief to perform a pedestrian count at each School Crossing Guard Post. Motion carried, all voting "Aye".

TERMINAL PAY-  
S.SMITH

**RES.#266-14**

It was moved by Trustee Beach, seconded by Trustee Becker to authorize all terminal pay to retired Department of Public Works employee, Stephen Smith. Motion carried, all voting "Aye".

WELCOME TO  
LYNBROOK SIGN-  
PEN. BLVD. &  
OCEAN AVE.  
**RES.#267-14**

It was moved by Trustee Beach, seconded by Trustee Becker to authorize the Department of Public Works to replace the "Welcome to Lynbrook" sign at the south side of Peninsula Boulevard, West of Ocean Avenue. Motion carried, all voting "Aye".

July 21, 2014

SALARY  
INCREASES-REC.  
EMPLOYEES

It was moved by Trustee Beach, seconded by Trustee Becker to approve the following hourly wages for certain Recreation Employees as follows:

**RES.#268-14**

Matthew Ellentuck	\$9.00/hr.
Jacob Podgorsky	\$9.00/hr.
Mary Obanhein	\$9.10/hr.
Tara Page	\$9.10/hr.
Kristin Rochford	\$9.10/hr.
Erin Steinert	\$9.10/hr.
Jillian Delacruz	\$8.60/hr.
Brian Pavone	\$8.60/hr.
Brian Brethel	\$9.85/hr.
Michael McDermott	\$9.60/hr.
Melissa McHenry	\$8.60/hr.

Motion carried, all voting "Aye".

EXTEND  
BENEFITS-UPSE U  
UNION

It was moved by Trustee Beach, seconded by Trustee Becker to extend the benefits in the United Public Service Employees Union collective bargaining agreement to all non-contractual employees and officers for the period of 6/1/2014-5/31/2018, not otherwise provided for in the Non-Contractual Personnel Policy Practice Statement. Motion carried, all voting "Aye".

**RES.#269-14**

L. CURTIS – 40 HR.  
WORK WEEK

It was moved by Trustee Beach, seconded by Trustee Becker to authorize Code Enforcement Officer, Lynn Curtis, to work 40 hours per week and an associated prorated payroll adjustment. Motion carried, all voting "Aye".

**RES.#270-14**

E. DONLON-  
TRANSFERRED  
TO LIBRARY

It was moved by Trustee Atkinson, seconded by Trustee Becker to authorize the transfer of Building Department Account Clerk, Ellen Donlon, to the Library effective August 18, 2014. Trustee Alan Beach abstained. Motion carried, all others voting "Aye".

**RES.#271-14**

EARLY  
RETIREMENT  
INCENTIVE

It was moved by Trustee Atkinson, seconded by Trustee Beach to direct Labor Counsel, Ken Gray, to negotiate for, and implement an Early Retirement Incentive for non-Police employees having at least 20 years of service and over the age of 65, with the appropriate employee unions. Motion carried, all voting "Aye".

**RES.#272-14**

HIRE  
LIFEGUARDS

It was moved by Trustee Atkinson, seconded by Trustee Beach to hire the following as Lifeguards:

**RES.#273-14**

Jillian Dresher	\$8.60/hr.
Caroline Duffy	\$8.60/hr.
Danielle Gaudet	\$8.60/hr.

Motion carried, all voting "Aye".

ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Becker to close the meeting at 10:25 pm. Motion carried, all voting "Aye".