

August 18, 2014

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, August 18, 2014 at 6:30 P.M. in the Village Hall.

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

Absent: Trustee Hilary Becker

SURPLUS – POLICE  
VEHICLE

RES.#[274-14](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to declare a 1997 Crown Victoria, VIN#2FALP71W5VX185908 as surplus and to sell for reasonable value. Motion carried, all voting “Aye”.

SURPLUS – LIBRARY  
EQUIPMENT

RES.#[275-14](#)

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to dispose of and declare the following Library equipment as surplus:

Computer Monitor (Dell) - NY-08R339-47603-37P-E9VC  
Risograph TR1510-Serial# 80506880  
Computer (Dell) – HCBHP21  
Computer (Dell) – FDBHP21  
Computer (Dell) – DDBHP21

Motion carried, all voting “Aye”.

FINANCIAL ADVISOR – U.S.  
SECURITIES AND  
EXCHANGE COMMISSION  
COMPLIANCE

RES.#[276-14](#)

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to approve the cost of \$2,750.00 to engage our financial advisors, Liberty Capital to prepare the necessary documents to seek voluntary compliance with new U.S. Securities and Exchange Commission – Municipality Continuing Disclosure Initiatives. Motion carried, all voting “Aye”.

WORKERS' COMPENSATION  
SAFETY EVALUATION

RES.#[277-14](#)

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to engage RFP Associates in the amount of \$3,000. as a Workers' Compensation Safety Consultant as required by the New York State Workers' Compensation Law due to our experience rating on Employees and Volunteer Fire Department policies increasing from 1.07 to 1.30. Motion carried, all voting “Aye”.

EXECUTIVE SESSION

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

August 18, 2014

DOGS – PENINSULA BLVD.-  
BETWEEN REMSEN &  
CHARLES

**RES.#278-14**

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to repeal the “No Dogs Allowed” rule on the Peninsula Blvd. greenway between Remsen Street and Charles Street and authorize the installation of two (2) dog waste bag dispensers at an estimated cost of \$100.00 each for a six (6) month period. Motion carried, all voting “Aye”.

BID AWARD – HAND HELD  
COMPUTERS

**RES.#279-14**

The Village Administrator reported that bids were received on July 17, 2014 for Police Parking Enforcement Hand Held Computers. Of the three potential bidders, the following was received:

Fundamental Business Services, Inc. - \$26,011.95

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to award the bid to Fundamental Business Services, Inc., as recommended by the Police Chief. Motion carried, all voting “Aye”.

BID AWARD –  
INSTALLATION OF  
HANDICAP ACCESSIBLE  
RESTROOM-FIRE  
HEADQUARTERS BLDG.

**RES.#280-14**

Superintendent of Public Works Phil Healey advised that after two (2) attempts to publicly bid without success for the alteration of a Handicap accessible restroom for the Fire Headquarters building, the original work was altered in that the Village would perform the demolition and finishing work, leaving the plumbing work for bidding. The plumbing bids were received are from:

Master Mechanical - \$18,480.

Par Plumbing - \$15,150.

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to award the bid to Par Plumbing in the amount of \$15,150. Motion carried, all voting “Aye”.

CAMERA’S –PARK-TABLED

**RES.#281-14**

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to table the bid award for Camera’s for the Park and Library to the September 15, 2014 meeting. Motion carried, all voting “Aye”.

RE-BID POLICE DEPT.  
UNIFORMS

**RES.#282-14**

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to reject all bids received on July 24, 2014, and set the date for re-bidding Police Department Uniforms to September 9, 2014 at 11AM. Motion carried, all voting “Aye”.

SET DATE – P.H.-9/15/14-  
AMEND CHAP.240-  
VEHICLES & TRAFFIC-L.L.  
#14

**RES.#283-14**

The Board reviewed a copy of proposed Local Law #14 of 2014. It was moved by Trustee Beach, seconded by Trustee Hawxhurst to set the date of September 15, 2014 at 7:00 PM for a Public Hearing to consider amending Chapter 240, Section 50 by deleting the words “left side of the”, to allow holders of parking permits to place permits anywhere on the rear bumper of their vehicle. Motion carried, all voting “Aye”. It was moved by Trustee Beach, seconded by Trustee Hawxhurst 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”.

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SET DATE -9/15/14-P.H.-  
CHAP.78-L.L.#15

**RES.#284-14**

The Board reviewed a copy of proposed Local Law #15 of 2014. It was moved by Trustee Beach, seconded by Trustee Hawxhurst to set the date of September 15, 2014 at 7PM for a Public Hearing to consider amending Chapter 78-4.2 of the Village Code entitled "Boardinghouse, Rooming House & Hotel" to comply with a request of the NYS Criminal Justice Services regarding fingerprinting requirements as imposed in Local Law #4 of 2014. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Hawxhurst 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".

SET DATE-9/15/14-P.H.-  
CHAP.25-L.L.#16

**RES.#285-14**

The Board reviewed a copy of proposed Local Law #16 of 2014. It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to set the date of September 15, 2014 at 7PM for a Public Hearing to consider amending Chapter 25 of the Village Code entitled "Defense & Indemnification of Employees" to comply with the NYS Criminal Justices Services' request for the code to be amended to reflect that fingerprinting will be accepted for hiring new employees but not for current employees seeking a promotion as imposed in Local Law #5 of 2014. Motion carried, all voting "Aye". It was moved by Trustee Hawxhurst, 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".

SET DATE-9/15/14-P.H.-  
CHAP.195-L.L.#17

**RES.#286-14**

The Board reviewed a copy of proposed Local Law #17 of 2014. It was moved by Trustee Hawxhurst, seconded by Trustee Hawxhurst to set the date of September 15, 2014 at 7PM for a Public Hearing to adopt a new Chapter 195 of the Village Code, "Dealers in Second Hand Merchandise" which was inadvertently repealed when the Board enacted Local Law # 12 of 2014, Chapter 100 "Collateral Loan Brokers". Motion carried, all voting "Aye". It was moved by Trustee Hawxhurst, 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".

CREDIT & ASSETS POLICY

**RES.#287-14**

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to adopt a Credit Card Policy and Procedures. Motion carried, all voting "Aye".

CAPITAL ASSET POLICY

**RES.#288-14**

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to adopt a Capital Asset Policy. Motion carried, all voting "Aye".

SET BID DATE-STREET  
SWEEPER

**RES.#289-14**

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to set the date of September 18, 2014 @ 11AM to receive bids for a used Street Sweeper. Motion carried, all voting "Aye".

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EXECUTIVE SESSION

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to adjourn the meeting to open an executive session to review the status of the probationary period performance of a newly hired Account Clerk in the Justice Court. Motion carried, all voting "Aye". It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to open an executive session to review the status of the probationary period performance of a newly hired Account Clerk in the Justice Court. 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 Atkinson to open the regular meeting. Motion carried, all voting "Aye".

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

MINUTES-7/21/14

**RES.#290-14**

It was moved by Trustee Beach, seconded by Trustee Atkinson to accept the Minutes of July 21, 2014 as submitted and place on file. Motion carried, all voting "Aye".

CHAMBER OF COMMERCE  
REPORT

Denise Rogers, President of the Chamber of Commerce reported on Chamber of Commerce activities. Vice President Jeff Greenfield reported on the results of the Mayors Golf Outting.

DEPARTMENT REPORTS-  
6/14 & 7/14/14

**RES.#291-14**

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to accept the following Department Reports for the months of June & July 2014 as submitted: Police Department, DPW, Library, Fire Department, Recreation, Village Justice Court and Building Department. Motion carried, all voting "Aye".

APPT.-A. JAEGERS

**RES.#292-14**

It was moved by Trustee Atkinson, seconded by Trustee Beach to authorize the Mayor to sign an Agreement to retain Al Jaegers as an Assistant Prosecuting Attorney. Motion carried, all voting "Aye".

WOUNDED WARRIOR  
EVENTS

LFD, Steven Grogan, reported that the Lynbrook Fire Department will benefit the Nassau County Firefighters Operation Wounded Warrior Program on Saturday, September 13 & 20, 2014 softball game at Greis Park at 6PM, Annual Community Concert for the Troops in front of the Earle Avenue firehouse from 5PM to 11PM., and thanked the Lynbrook Baptist Church and Chamber of Commerce for their cooperative efforts.

DONATION – PER SEMPRE  
LODGE

**RES.#293-14**

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to accept the donation of \$500.00 from the Per Sempre Lodge from the proceeds of their Annual Street Fair. Motion carried, all voting "Aye".

REQUEST – CHRIST  
CHURCH 10/5/14

**RES.#294-14**

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to grant permission to Christ Church to use parking field #14, Peninsula Blvd. between Irwin Court and Hempstead Avenue on Sunday, October 5, from 8AM to 1PM, for St. Francis Day Celebration, and to waive any necessary permit fees. Motion carried, all voting "Aye".

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BILLS

RES.#[295-14](#)

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson that Bills listed on Abstract #3, General Fund - \$1,315,655.34; \$25,500.90, Capital Fund - \$465,530.77, Electronic Transfer - \$605,934.62, Community Development - \$10,415.80, 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.

EXEC. SESSION

It was moved by Trustee Beach, seconded by Trustee Atkinson to adjourn the meeting to open an executive session to discuss an application for employment of a Laborer for the Department of Public Works. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Atkinson to open an executive session to discuss an application for employment of a Laborer for the Department of Public Works. 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 Beach, seconded by Trustee Atkinson to open the regular meeting. Motion carried, all voting "Aye".

K.PANDALIANO-  
LYNBROOK TV

RES.#[296-14](#)

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to authorize the Mayor to sign an agreement to engage Kate Pandaliano as a Lynbrook-TV Technichian. Motion carried, all voting "Aye".

ACCOUNT CLERK-M.  
MIRANDA-DENIED  
PERMANENT  
EMPLOYMENT  
RES.#[297-14](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to deny Account Clerk Madeline Miranda as a permanent employee and authorize entitled leave payout plus five days. Motion carried, all voting "Aye".

VILLAGE CLERK OFFICE  
STAFFING

RES.#[298-14](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to extend Mary Ann Hughes Seasonal appointment as a Clerk-Typist "Temporary", continuing her rate at \$20.00 per hour, approximately 25 hours weekly to substitute for Clerk Typist Krislyn Roberts while on maternity leave. Motion carried, all voting "Aye". It was moved by Trustee Beach, seconded by Trustee Atkinson to authorize the engagement of a part-time (19 ½ hours) temporary "Substitute" Clerk salary range of \$20 - \$30 per hour and or a consultant having prior experience to assume Nancy Desai's and Krislyn Roberts duties while on maternity leave and as needed, effective October 1, 2014. Motion carried, all voting "Aye".

ILLEGAL HOUSING  
INSPECTORS REPORT

RES.#[299-14](#)

It was moved by Trustee Hawxhurst, seconded by Trustee Atkinson to accept a report from Illegal Housing Inspectors for the period of January 1, 2014 to July 31, 2014. Motion carried, all voting "Aye".

ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Hawxhurst to adjourn the meeting at 10:20 PM. Motion carried, all voting "Aye".