

A regular meeting of the Board of Trustees of the Incorporated Village of Lynbrook was held on Monday, October 1, 2012 at 7:00 P.M. in the Village Hall. The Mayor opened the meeting with the Pledge of Allegiance.

Present: Mayor William Hendrick
Trustee Alan Beach
Trustee Hilary Becker
Trustee Thomas Atkinson
Trustee Michael Hawxhurst
Village Administrator JohnGiordano
Village Attorney Peter Ledwith

FLEA MARKET-
SONS OF ITALY

RES.#[302-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to approve a request from the Sons of Italy to hold a Flea Market in municipal parking field #12 on November 24 & 25, 2012. Motion carried, all voting ðAyeö.

TRANSFER OF
FUNDS

RES.#[303-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to approve the attached transfer of funds for 2011/12 and 2012/2013. (see Exhibit A) Motion carried, all voting ðAyeö.

AMEND TAX
CERT.-74
MERRICK
ROAD

RES.#[304-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to amend a Tax Certiorari settlement approved on March 21, 2011 by making a third and final payment to 74 Merrick Road in the amount of \$16,000.00 as recommended by Tax Certiorari Counsel. Motion carried, all voting ðAyeö.

DEMOLITION
PERMIT-417
OCEAN AVE,3
& 9 MERTON
AVE

RES.#[305-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to designate the Village as Lead Agency, pursuant to the State Environmental Quality Review Act in the matter of an application for demotion permits for 417 Ocean Avenue; 3 Merton Ave. & 9 Merton Avenue, filed by Thomas Morash, and request the applicant to prepare and submit a scoped down Environmental Impact Statement, as the proposal is considered an unlisted action, due to the applicants segmentation of the project. Motion carried, all voting ðAyeö.

P.H.-CHAP.252-
BLDG. HEIGHT

RES.#[306-12](#)

The Mayor opened a continuation of a Public Hearing to consider the enactment of a Local Law to amend Chapter 252, Section 252-16 of the Village Code entitled ðZoningö to reduce the allowable height of homes to be constructed in Residence A and B Districts to 35 feet measured to the peak. It was moved by Trustee Becker, seconded by Trustee Beach to table the hearing to an undetermined date. Motion carried, all voting ðAyeö.

DPW
CONTRACT
RENEWAL-
SNOW
REMOVAL

RES.#[307-12](#)

It was moved by Trustee Beach, seconded by Trustee Atkinson to extend the Snow Removal-Sidewalks-On-Call Service bid with Castle Industries and CIPCO for the period June 1, 2012 to May 31, 2013, pursuant to their bid awards of August 15, 2011 and October 17, 2011. Motion carried, all voting ðAyeö.

DPW
CONTRACT
RENEWAL-
BACKHOE
LEASE

RES.#[308-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to renew the rental agreement for a Backhoe supplied by Shade Tree Contracting for the period June 1, 2012 to May 31, 2013. Motion carried, all voting ðAyeö.

October 1, 2012

SALE OF 1991
PUMPER

RES.#[309-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to approve Truck Committee of Vulcan Company's recommendation to accept the trade-in offer of \$15,000.00 as referred by Neville/Ferrara Fire Apparatus for the Villages 1991 Fire Pumper Truck Vin#4P1CT02D1MA000259 as per the bid award of August 13, 2012. Motion carried, all voting ðAye

SIGN
CONTRACT-
FERRARA FIRE
APPARATUS
RES.#[310-12](#)

It was moved by Trustee Becker, seconded by Trustee Beach to authorize the Mayor to sign a Contract with Neville/Ferrara Fire Apparatus for the purchase of a new Fire Pumper as per bid award of August 13, 2012. Motion carried, all voting ðAyeö.

EXECUTIVE
SESSION

It was moved by Trustee Beach, seconded by Trustee Becker to adjourn the meeting to open an executive session to discuss attorney client matters. Motion carried, all voting ðAyeö. It was moved by Trustee Beach, seconded by Trustee Becker to open an executive session to discuss attorney client matters. Motion carried, all voting ðAyeö. After a lengthy discussion, it was moved by Trustee Beach, seconded by Trustee Becker to adjourn the executive session. Motion carried, all voting ðAyeö. It was moved by Trustee Beach, seconded by Trustee Becker to reopen the regular meeting. Motion carried, all voting ðAyeö.

CARE OF
ABSENCE
LEAVE-
G.FITZER
RES.#[311-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to approve a six (6) month unpaid care of absence for Recreation employee Ginger Fitzer effective September 24, 2012. Motion carried, all voting ðAyeö.

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

MINUTES -
9/10/12

RES.#[312-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to accept the Minutes of September 10, 2012 as submitted and place on file. Motion carried, all voting ðAyeö.

CHAMBER
REPORT

Vice President of the Chamber of Commerce Denise Rogers gave a report on Chamber of Commerce activities.

PROC-ITALIAN-
HERITAGE &
CULTURE
MONTH

Mayor Hendrick proclaimed October as Italian-Heritage & Culture Month.

PROC.-
NATIONAL
FRIENDS
OF LIBRARIES
WEEK

Mayor Hendrick proclaimed the week of October 21 ó October 27, 2012 as National Friends of Libraries Week and introduced Carol Donaldson, President of Friends of the Lynbrook Library who thanked Mr. & Mrs. Maselli for their dedicated service to the Friends. The Mayor held a moment of silence for deceased member Richard Koch who served from 1963 to 2008.

DR.
BARBARINO
WAY

Mayor Hendrick presented a street sign also naming Roosevelt Street öDr. Barbarino Wayö in honor of the recently deceased School Superintendent Santo Barbarino.

October 1, 2012

DECISION-140
MERRICK
ROAD

RES.#[313-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to approve an application for a Special Use Permit from Leonard Mancuso heard at a Public Hearing held on September 10, 2012 to utilize the second floor of 140 Merrick Road for two (2) residential units and authorize the Village Attorney to prepare a formal decision. Motion carried, all voting *o*Aye*o*. It was moved by Trustee Beach, seconded by Trustee Becker 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 *o*Aye*o*.

SONS OF ITALY
ANNUAL
CHILDREN'S
CHRISTMAS
PARTY

RES.#[314-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to approve the Per Sempre Lodge and Per Sempre Ladies Lodge to hold their Annual Children's Christmas Party on December 16, 2012 at the Recreation Center and to waive any necessary permit fees. Motion carried, all voting *o*Aye*o*.

SURPLUS F.D.
EQUIPMENT

RES.#[315-12](#)

It was moved by Trustee Beach, seconded by Trustee Becker to declare the following Fire Department equipment as surplus: five air paks, number 424-2, 424-3, 424-8 and 423-10 and one RIT pack, and to dispose of as necessary. Motion carried, all voting *o*Aye*o*.

TEMPORARY
PARKING-
TEMPLE AM
ECHAD

RES.#[316-12](#)

It was moved by Trustee Atkinson, seconded by Trustee Hawxhurst to waive parking requirements on Lyon Place and Ross Plaza between 8AM and 1PM until November 30, 2012 due to construction work being done at Temple Am Echad on Saperstein Plaza. Motion carried, all voting *o*Aye*o*.

2012/2013
JUSTICE
COURT GRANT

RES.#[317-12](#)

It was moved by Trustee Becker, seconded by Trustee Atkinson to authorize the Mayor to sign an application for grant funds for 2012/2013 NYS Justice Court Assistance Grant in the amount of \$22,927.00. Motion carried, all voting *o*Aye*o*.

BILLS

RES.#[318-12](#)

It was moved by Trustee Atkinson, seconded by Trustee Becker that Bills listed on Abstract of Audited Voucher #5, General Fund 0 4419,790.73; Trust & Agency - \$8,750.00; Capital Fund - \$230,295.19; Electronic Transfer - \$267,041.50; Community Development - \$19,550.00, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting *o*Aye*o*.

GOOD &
WELFARE

Mayor Hendrick asked if anyone wished to speak under Good & Welfare

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ADJOURNMENT

It was moved by Trustee Beach, seconded by Trustee Becker to adjourn the meeting at 9:25PM. Motion carried, all voting "Aye".