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VILLAGE OF LYNBROOK

BOARD OF TRUSTEES MEETING

1 COLUMBUS DRIVE

LYNBROOK, NEW YORK

SEPTEMBER 14, 2020

7:00 P.M.

BEFORE: ALAN C. BEACH

MAYOR

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APPEARANCES :

MICHAEL N. HAWXHURST, DEPUTY MAYOR

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ROBERT BOCCIO, TRUSTEE

ANN MARIE REARDON, TRUSTEE

HILARY H. BECKER, TRUSTEE

JOHN GIORDANO, VILLAGE ADMINISTRATOR

THOMAS ATKINSON, VILLAGE ATTORNEY

1 MAYOR BEACH: Good Evening, everyone and
2 welcome to the Board Meeting of September 14th.

3 I will ask Deputy Mayor Hawxhurst to lead
4 us in the Pledge of Allegiance. Page | 3

5 DEPUTY MAYOR HAWXHURST: Hand over your
6 heart.

7 (Whereupon, Deputy Mayor Hawxhurst led the
8 Assembly in the Pledge of Allegiance.)

9 MAYOR BEACH: Welcome, everyone. I hope
10 everyone is weathering the pandemic. It looks
11 like things are moving along.

12 The first item on the agenda are the
13 Minutes. Has the Board reviewed the Minutes?

14 (Whereupon, "Yes" was heard from all Board
15 Members. After, the following ensued.)

16 MAYOR BEACH: Any changes, alterations?

17 (Whereupon, "No, Mayor" was heard. After,
18 the following ensued.)

19 MAYOR BEACH: A Motion to move the Minutes?

20 TRUSTEE BECKER: So moved.

21 TRUSTEE REARDON: Second.

22 (Whereupon, a vote of aye was heard by all
23 except for Deputy Mayor Hawxhurst who abstained.)

24 MAYOR BEACH: Next, Item 2, on the agenda is
25 the rescheduling of the Board Meeting to October

1 19th.

2 DEPUTY MAYOR HAWXHURST: So moved.

3 TRUSTEE REARDON: Second.

4 MAYOR BEACH: All in favor?

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5 (Whereupon, a vote of aye was heard by all.

6 After, the following ensued.)

7 MAYOR BEACH: Then we have an opportunity
8 to replace some lighting.

9 John, you want to speak about this?

10 VILLAGE ADMINISTRATOR GIORDANO: Yes, PSEG
11 are offering efficient lighting.

12 PSEG is offering incentives on replacing
13 indoor lighting with energy efficient lighting and
14 we ran some numbers on some sample lights and we
15 found, even though we upgraded the lights several
16 years ago with the new LED lights, they do save,
17 um, an amount of energy.

18 The payback period is less than two years,
19 so, because the replacement project has exceeded
20 the threshold, we recommend that we actually go
21 out for competitive bids to get prices for all
22 five building prices.

23 MAYOR BEACH: So, what you are saying is it
24 would pay for us to move forward with doing the
25 fixtures all over, again and we would save money.

1 VILLAGE ADMINISTRATOR GIORDANO: That is
2 correct.

3 MAYOR BEACH: So, a Motion to receive bids?

4 TRUSTEE REARDON: So moved.

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5 DEPUTY MAYOR HAWXHURST: Second.

6 MAYOR BEACH: All in favor?

7 (Whereupon, a vote of aye was heard by all
8 Board Members. After, the following ensued.)

9 MAYOR BEACH: Thank you, John.

10 Next on the agenda is 152, Davison Avenue
11 requesting to have chickens.

12 A neighbor on Davison that is looking to
13 have - - request a permit to have chickens in
14 their backyard.

15 They are looking to have four hens, this
16 year with a possible expansion of six next year.

17 The coop, we have been looking at is five
18 feet wide, seven feet long, measurements include
19 the house and a run and pen enclosure.

20 Our backyard is fully fenced.

21 They would only be allowed to roam the
22 backyard when we are outside with them.

23 Um, I guess I will go to the Board Members,
24 then, have a little feedback.

25 Mr. Becker?

1 TRUSTEE BECKER: Mr. Mayor, these types of
2 issues are of concern because it could - -

3 MAYOR BEACH: With that being said, let's
4 go to, Counsel, let's get feedback from him. Page | 6

5 VILLAGE ATTORNEY ATKINSON: Thank you,
6 Mayor.

7 Mayor, if you recall, this matter was on a
8 number of months ago, um, an application was made
9 under Section 69 of the Lynbrook Village Code.

10 Section 69 of the Lynbrook Village Code
11 speaks to keeping of certain animals.

12 It restricts certain animals, but, then, it
13 also does provide the Village Board with an
14 opportunity to okay certain animals under the
15 guidance, if an application is made by a resident.

16 In this case, residents, the owners of 152
17 Davison Avenue has requested to keep chickens in
18 their backyard.

19 I do recall we had a similar application
20 about two years ago, I think it was my first year
21 as Village Attorney and, um, this application is
22 similar for the Board.

23 We did discuss this at length last time.

24 I don't believe we need to go into it in
25 length at this time but Section 69, um,

1 comprises eleven (11) different Sections.

2 The first, I would say, eight (8) are more
3 applicable to the matter at hand but one of the
4 Sections does provide some insight into the issues ^{Page | 7}
5 that the Board would consider with regards to
6 maintaining the chickens.

7 Section 69 (5) speaks to restrictions upon
8 issuing the permit and what the Board would weight
9 is the health, peace, quiet and order of the
10 Village in, um, making this decision.

11 I would note on a personal level that by
12 far in my five years as Trustee, four years as
13 Judge and, now, blessed in my third year as
14 Village Attorney, there has never been an issue
15 that garnered more comments from the public to me,
16 personally, than, um, the issue at hand.

17 So, um, if you guys have any questions, if
18 you just want to go to Trustee Becker, it is the
19 Mayor's prerogative.

20 MAYOR BEACH: I do see - - I don't know
21 when the date was on Hollywood Avenue, when that
22 was denied.

23 I don't know the date.

24 Was it three years ago? Four years ago?

25 It was denied.

1 TRUSTEE REARDON: Two.

2 VILLAGE ATTORNEY ATKINSON: I was in my
3 first year as Village Attorney. I know I did a
4 little bit of it.

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5 I have a recollection of that, that would
6 have been 2019, most likely or 2018, later 2018.

7 MAYOR BEACH: I will go back to Mr. Becker.

8 TRUSTEE BECKER: Thank you, Mr. Mayor.

9 So, Tom, just to be clear, it is up to the
10 Board to approve or disapprove this?

11 VILLAGE ATTORNEY ATKINSON: That is
12 correct, Mr. Becker, so, any chickens, ducks,
13 rabbits, pigeons, reptiles, rodents or similar
14 animals or fowl needs Board approval.

15 So, this is squarely within that provision.

16 TRUSTEE BECKER: Residents, homeowners do
17 not have the right to have, let's just say,
18 chickens, for that matter, without this Board's
19 approval or Zoning Board?

20 How does that work?

21 VILLAGE ATTORNEY ATKINSON: Village Board,
22 Section 69 (2), specifically says "Village Board,"
23 so - -

24 TRUSTEE BECKER: Okay.

25 And, the last applicant was denied?

1 VILLAGE ATTORNEY ATKINSON: Yes, it was.

2 TRUSTEE BECKER: Did we have a reason for
3 that denial?

4 VILLAGE ATTORNEY ATKINSON: To be honest, ^{Page | 9}
5 didn't go back and pull the Minutes for that.

6 TRUSTEE BECKER: Okay.

7 VILLAGE ATTORNEY ATKINSON: You know - -

8 TRUSTEE BECKER: Because in reviewing the
9 submission, um, it did look very professional. It
10 seems like this is something that they are
11 professional with and, um, you know, I would guess
12 that should there be any concerns or issues down
13 the road with residents, their neighbors, um, that
14 they would, obviously, professionally address
15 those issues of those neighbors.

16 I am mostly concerned about the noise and
17 potentially an odors but, mostly the noise since
18 those noises can carry quite far, um, but if we
19 denied it once before, I think - - did we
20 establish a precedence with that, at this point?

21 VILLAGE ATTORNEY ATKINSON: I would view
22 them as different applications, I think part of
23 what you are saying is correct in that this
24 application, I believe, the husband/owner is a
25 Veterinarian and his wife is a Vet. Tech.

1 TRUSTEE BECKER: Right.

2 VILLAGE ATTORNEY ATKINSON: Or Veterinary
3 Assistant, so, this is a little bit of a different
4 application. Page | 10

5 The threshold for the application before
6 you is it okay to keep chickens in the backyard or
7 not, you know within the coop that they outlined
8 in their application?

9 And, then the second question you would
10 have would be any restrictions that you would want
11 to place if the answer is yes to that and you go
12 further and what restrictions would you want to
13 place upon it pursuant to 69 (50).

14 TRUSTEE BECKER: That is all, Mr. Mayor.

15 MAYOR BEACH: That's it, good.

16 Comments?

17 TRUSTEE BOCCIO: I think the major concerns
18 are going to be odor, sound, um, and my concern is
19 that while these might be professional
20 Veterinarians that are familiar with animals, the
21 question is where do you draw the line with
22 respect to judging one's ability to take care of
23 animals based upon their profession or not.

24 It could be farmers, it could not be and if
25 we deny it, if we approve it, what do we do with

1 the next one where somebody may not be a
2 Veterinarian but they grew up on a farm and they
3 are just as capable.

4 The point is I am leery of going forward ^{Page | 11}
5 with having that kind of potential nuisance in the
6 area.

7 I know I wouldn't want it in my
8 neighborhood.

9 I know of other situations on South
10 Sunrise, a situation where the smell has been
11 pretty bad.

12 People have complained and I know of other
13 areas.

14 So, um, those are my concerns.

15 TRUSTEE BECKER: Mr. Mayor, could I ask a
16 question.

17 Tom did anybody look into the COVID-19
18 component of this?

19 Are chickens more susceptible to COVID-19?

20 Does the pandemic have any relevance, here?

21 VILLAGE ATTORNEY ATKINSON: I did not look
22 into the transmit-ability of COVID-19 via chickens
23 to humans, that is fair.

24 TRUSTEE BECKER: That has been quite a
25 concern with a lot of people with the

1 Pandemic is the ability for the virus to jump from
2 animals to humans, that maybe how it started. I
3 am not sure.

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4 MAYOR BEACH: Deputy Mayor?

5 DEPUTY MAYOR HAWXHURST: I have not
6 questions.

7 TRUSTEE REARDON: You know what, I am just
8 going to take a second to agree with Trustee
9 Boccio.

10 My concern is, um, is just four chickens,
11 possibly six in a backyard that is not a large
12 backyard and abutting up to the neighbors and you
13 know there is a concern for the smell and the
14 noise and just the clear lack of space.

15 MAYOR BEACH: At this point, then, I would
16 ask for a Motion, to make a Motion for a vote
17 whether to allow it or not.

18 TRUSTEE BECKER: Mr. Mayor, if I could, I
19 hate to put this off, again, would it be possible
20 to take this for the time-being and find out a
21 little bit more if there is any recommendation
22 from the New York State Health Department or the
23 Nassau County Health Department with respect to
24 livestock in people's backyards during the
25 pandemic?

1 VILLAGE ATTORNEY ATKINSON: I would say,
2 while I haven't reviewed the Governor's directives
3 in connection, specifically, with this, it would
4 be safe to say that I don't believe Governor
5 Cuomo's directive spoke, particularly to chickens
6 in a backyard and the commutability of COVID-19.

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7 TRUSTEE BECKER: Yeah, I mean I think
8 further analysis by the Nassau County Health
9 Department or just a quick phone call to the
10 Nassau County Health Department or the New York
11 State Health Department would be prudent, you
12 know, just to make sure that we have crossed our
13 "T's" and dotted our "I's".

14 TRUSTEE REARDON: Does the Health
15 Department have any input to say about these types
16 of animals in resident homes not just COVID?

17 VILLAGE ATTORNEY ATKINSON: I don't know
18 the answer to that.

19 TRUSTEE BECKER: I can answer that, they
20 definitely do when there are issues in homes.

21 TRUSTEE REARDON, Yes, a board approval, I
22 am saying.

23 It is Board approval to make the decision
24 if we are going to allow the permit, does the
25 Board of Health have any insight to our Board

1 approval?

2 That is my question. Not after, then it is
3 a problem.

4 VILLGE ATTORNEY ATKINSON: The initial
5 threshold question for the Board is yes or no on
6 chickens.

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7 If the answer is yes, we can go forward
8 with whatever restrictions you would like to place
9 on that having to do with the Department of Health
10 or noise sound barriers, sanitation, etc.

11 If the answer is no, initially, then, um,
12 the answer would be no.

13 MAYOR BEACH: I think we should have a
14 vote, here and be over with it.

15 This has been going on for some time, now.

16 There was a vote made last time. We don't
17 happen to know what that vote was, do we, the last
18 time it was a majority of no, nay, I would
19 believe.

20 TRUSTEE BECKER: It was tabled last time.

21 TRUSTEE REARDON: On Hollywood.

22 DEPUTY MAYOR HAWXHURST: If I remember, the
23 answer was no, unanimously.

24 TRUSTEE REARDON: Yes, by this Board
25 sitting, here.

1 TRUSTEE BOCCIO: I make a Motion to deny
2 the chickens.

3 TRUSTEE REARDON: I second it.

4 MAYOR BEACH: All in favor?

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5 (Whereupon, a vote of aye was heard by all
6 Board Members. After, the following ensued.)

7 MAYOR BEACH: Done. Thank you to the
8 Board.

9 VILLAGE ATTORNEY ATKINSON: Mayor, if it is
10 okay, I will stay up, here for "3-C" and "D", as
11 well. "3-C," actually, it is an application
12 before the Board.

13 MAYOR BEACH: You're staying up there for
14 "C" and "D."

15 VILLAGE ATTORNEY ATKINSON: "D", most
16 respectfully, Mayor.

17 MAYOR BEACH: You know what, "D" is the
18 Kiwanis Club.

19 TRUSTEE REARDON: Yes.

20 MAYOR BEACH: And, they rescinded their
21 request.

22 VILLAGE ATTORNEY ATKINSON: Right and "C"
23 was the application for Field 20.

24 MAYOR BEACH: That is gathering. They have
25 to support a family member, a police officer.

1 VILLAGE ATTORNEY ATKINSON: That is
2 correct, Mayor, without including, if the Board
3 did deem that they would like to approve this, I
4 would ask that you give myself the latitude to go ^{Page | 16}
5 back and forth with the gentleman who made the
6 application to ensure that they have met the
7 guidelines set forth by the Department of Health;
8 social distancing, masking, etc.

9 Also, we are in Phase 4, there is a fifty-
10 person limit for social gatherings, that the
11 Governor has set forth.

12 MAYOR BEACH: That gathering being less
13 than fifty.

14 VILLAGE ATTORNEY ATKINSON: That is
15 correct.

16 MAYOR BEACH: And, keeping their social
17 distancing and they want to utilize parking Field
18 20 behind F & L and utilizing half the parking
19 lot.

20 They will not be using the whole parking
21 lot, I believe that is what was presented to us
22 and it was from 3:00 p.m. to 6:00 p.m., the
23 reduced time, so, I would request, Counsel, be
24 allowed to keep the communication going and as
25 long as he certifies everything is going to our

1 request that we permit it.

2 DEPUTY MAYOR HAWXHURST: So moved.

3 TRUSTEE REARDON: Second.

4 MAYOR BEACH: All in favor?

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5 (Whereupon, a vote of aye was heard by all
6 Board Members. After, the following ensued.)

7 VILLAGE ATTORNEY ATKINSON: Thank you,
8 Mayor.

9 MAYOR BEACH: We going back to 3-B which is
10 the request for illumination of John Street near
11 the Valley Stream - - it is funny to say that, but
12 the Valley Stream Bike Shop in Lynbrook on the
13 corner, there, that side street is extremely dark
14 and I am recommending that we put a streetlight
15 there at that location.

16 TRUSTEE BECKER: So moved.

17 TRUSTEE BOCCIO: Second.

18 MAYOR BEACH: All in favor?

19 (Whereupon, a vote of aye was heard.
20 After, the following ensued.)

21 MAYOR BEACH: Thank you.

22 And, then we have Item Number 4 is an
23 appointment of a Town Clerk.

24 DEPUTY MAYOR HAWXHURST: We skipped on - -

25 MAYOR BEACH: Yes, that was a request

1 to utilize a Fire Department van, I think they
2 wanted to go to Pennsylvania. John, is it - -
3 does anybody have an issue with that?

4 TRUSTEE REARDON: No.

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5 MAYOR BEACH: Having a company golf outing
6 and they want to use one of our vehicles to take
7 them there, which I think it actually safer.

8 TRUSTEE REARDON: So moved.

9 DEPUTY MAYOR HAWXHURST: So moved.

10 TRUSTEE BOCCIO: Second.

11 MAYOR BEACH: All in favor?

12 (Whereupon, a vote of aye was heard.

13 After, the following ensued.)

14 MAYOR BEACH: Back to the appointment of a
15 Town Clerk, we have two candidates, both have
16 been approved by the Office of Personnel that
17 interviewed them.

18 I would just like to personally interview
19 them myself and have the authorization to hear
20 which best fits the assignment.

21 DEPUTY MAYOR HAWXHURST: So moved.

22 TRUSTEE BOCCIO: Second.

23 MAYOR BEACH: All in favor?

24 (Whereupon, a vote of aye was heard by all
25 Board Members. After, the following ensued.)

1 MAYOR BEACH: Thank you.

2 The Kiwanis, they rescinded.

3 TRUSTEE REARDON: Rescinded.

4 MAYOR BEACH: 5-A is the garage doors, this ^{Page | 19}
5 is the repair of garage doors down at DPW.

6 It was estimated to cost us three hundred
7 and fifty thousand dollars.

8 There are two bids that came in, John, just
9 the one bid?

10 VILLAGE ADMINISTRATOR GIORDANO: Two bids.

11 MAYOR BEACH: Two bids finally came in and
12 the bid that won is was two hundred and eighty-
13 eight thousand nine hundred and sixty.

14 A Motion to approve?

15 TRUSTEE BECKER: So moved.

16 TRUSTEE BOCCIO: Second.

17 MAYOR BEACH: All in favor?

18 (Whereupon, a vote of aye was heard. After,
19 the following ensued.)

20 MAYOR BEACH: Computer Maintenance Agreement
21 with Total, I believe it was a bid, also, John,
22 they won the bid, also.

23 VILLAGE ADMINISTRATOR GIORDANO: Yes.

24 MAYOR BEACH: We are very happy with Total,
25 their performance in the past, so, I would

1 recommend to continue with Total.

2 TRUSTEE REARDON: So moved.

3 DEPUTY MAYOR HAWXHURST: Second.

4 MAYOR BEACH: All in favor?

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5 (Whereupon, a vote of aye was heard.

6 After, the following ensued.)

7 MAYOR BEACH: Then, we have a sale of the
8 surplus vehicles.

9 There were four vehicles, I believe, yes,
10 two of them sold and the other two, no bids on
11 them.

12 So, they will go to junk and I just need a
13 Motion to move this forward.

14 DEPUTY MAYOR HAWXHURST: So moved.

15 TRUSTEE REARDON: Second.

16 MAYOR BEACH: All in favor?

17 (Whereupon, a vote of aye was heard.

18 After, the following ensued.)

19 MAYOR BEACH: A couple of weeks ago, I met
20 with the Nassau County Fire Service in Lynbrook in
21 our Headquarters.

22 They had everyone from the 4th Battalion and
23 they were talking with Mutual Aid for Long Island
24 and, um, they are looking for our Village to
25 participate and the purpose of the Mutual

1 Aid plan is to provide assistance and protection
2 for all communities within Nassau County and the
3 cause of a fire or other emergencies in which the
4 services of equipment and firefighters would be ^{Page | 21}
5 used and to cooperate and act in accordance with
6 the State and Local Codes, additionally, the
7 County Mutual Aid Plan formulates a plan to
8 respond to New York City and Suffolk County Mutual
9 Aid Plan also requires - - is required by New York
10 State Law.

11 So, this is a plan that has been updated,
12 some of it was simply utilized back in 9/11 and
13 then, also, Superstorm Sandy.

14 So, it was time to be updated.

15 I would recommend that our Village joins
16 this and participates in it and this would be
17 completely up to this Board to participate in the
18 time of the actual occurrence if there is a
19 situation where we were involved where we need
20 help and we needed to extend it to someone else
21 for help.

22 It would be up to us to make that decision,
23 as far as we are not obligated, let me just say it
24 that way, to help out if we are busy ourselves.

25 I need a Motion to accept.

1 DEPUTY MAYOR HAWXHURST: So moved.

2 TRUSTEE REARDON: Second.

3 (Whereupon, a vote of aye was heard except
4 from Trustee Becker. After, the following
5 ensued.)

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6 TRUSTEE BECKER: One quick question, this
7 has a lot to do with our Fire Department and our
8 own Office of Emergency Management, um, would it
9 be in our interest to discuss this with the Fire
10 Department and make sure they are onboard?

11 MAYOR BEACH: As I said, I was involved
12 with a Meeting with Nassau County Fire Services.

13 It is a Mutual Aid Plan with the 4th
14 Battalion.

15 The 4th Battalion incurs all the areas
16 surrounding us, among the Fire Departments;
17 Rockville Centre, um, Hempstead, the local Fire
18 Departments around us, they are all involved with
19 it.

20 This is a Statewide thing.

21 TRUSTEE REARDON: So our Fire Department is
22 in support and well aware of what is going on.

23 MAYOR BEACH: Oh, absolutely.

24 TRUSTEE REARDON: Okay, thank you.

25 MAYOR BEACH: Was the vote confirmed?

1 TRUSTEE BECKER: I didn't vote.

2 VILLAGE ADMINISTRATOR GIORDANO: Yes, it
3 was.

4 MAYOR BEACH: Okay, next is the replacement ^{Page | 23}
5 of Village Hall doors.

6 We have had two businesses come in. There
7 were not three.

8 The front doors on this building have been
9 a nuisance, always breaking.

10 TRUSTEE REARDON: Yes.

11 MAYOR BEACH: I am requesting to finally
12 replace them with new doors.

13 We have a bid of eleven thousand dollars
14 and six hundred and nine dollars to replace them.

15 They will be doors similar to what is being
16 utilized at the Lynbrook Library. Any questions?

17 TRUSTEE BECKER: Mr. Mayor, one of the
18 issues that we have talked about a lot on the
19 Board is the security of the building, here, um,
20 with the new doors, um, has anybody looked into or
21 was it part of the process of getting bids to
22 determine if the doors could provide additional
23 security measures?

24 MAYOR BEACH: As far as the existing doors
25 there, now, are broken.

1 What additional security measures would you
2 like those doors to do?

3 TRUSTEE BECKER: It would seem to me that
4 right, now, there is no security at the doors and, ^{Page | 24}
5 um, - -

6 MAYOR BEACH: At what point is there no
7 security?

8 TRUSTEE BECKER: At the entries of the
9 doors and, obviously, the vestibule doors, I am
10 just throwing it out there.

11 It would probably be a good idea to see if
12 we can invest money to see if there is any way
13 that we could provide additional security to the
14 occupants in the building for our employees.

15 MAYOR BEACH: Suggest something.

16 TRUSTEE BECKER: I mean, obviously, some
17 basic one would be a buzzer of some sort to
18 provide a buzzer so people can get buzzed in.

19 I don't know if that is practical or not,
20 I mean during COVID-19, I am sure it would be, you
21 know, the amount of visitors to Village Hall has
22 been cutdown dramatically but, certainly putting
23 an intercom system there with buzzers there where
24 people could be buzzed in and they could be viewed
25 on the camera.

1 That could be a conversation back and
2 forth, what the visitor is visiting for.

3 Obviously, certain nights with Court night
4 when you have a multitude of people, it wouldn't ^{Page | 25}
5 be practical on certain days of the week, certain
6 hours, it would be good to have a camera, and
7 intercom system and a buzzer system so that
8 visitors would be, you know, um, buzzed in and you
9 know there would be a little bit more control of
10 who the visitors are coming into the building.

11 MAYOR BEACH: Right, now, we are having
12 glass installed inside the desk at Village Hall
13 and there is a glass partition at the Courts and
14 there are cameras already installed at the
15 Village.

16 TRUSTEE BECKER: Is there a way we could
17 get an intercom there?

18 VILLAGE ADMINISTRATOR GIORDANO: Most
19 facilities, these days, are installing intercom
20 systems and buzzer systems taking extra
21 precautionary measures in light of the recent - -

22 MAYOR BEACH: We can get an estimate on
23 that, John.

24 Right, now, I would like to get doors put
25 in so that we have doors that actually work.

1 TRUSTEE REARDON: So moved.

2 TRUSTEE BOCCIO: Second.

3 MAYOR BEACH: All in favor?

4 (Whereupon, a vote of aye was heard by all. ^{Page | 26}

5 After, the following ensued.)

6 MAYOR BEACH: And last on the agenda - -
7 oh, I am sorry, leave of absences, I am sorry,
8 Amanda down at the Rec. Center, "This letter is a
9 formal request for a Leave of Absence from my
10 current position as Recreational Specialist
11 beginning September 18th and continuing to June of
12 2021."

13 Um, according to Civil Service Law, she is
14 allowed to, um, take a Leave of Absence of up to a
15 year, correct, John?

16 VILLAGE ADMINISTRATOR GIORDANO: Yes.

17 TRUSTEE BECKER: So moved.

18 TRUSTEE BOCCIO: Second.

19 DEPUTY MAYOR HAWXHURST: John, just a
20 question, do we need a reason for the Leave of
21 Absence?

22 VILLAGE ADMINISTRATOR GIORDANO: I am
23 sorry?

24 DEPUTY MAYOR HAWXHURST: Do we need a
25 reason for the Leave of Absence?

1 VILLAGE ADMINISTRATOR GIORDANO: No.

2 DEPUTY MAYOR HAWXHURST: My only concern is
3 that if someone is taking a Leave of Absence
4 because they are taking another job.

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5 Um, what is the - - what happens if
6 they don't like the other job and want to come
7 back, now?

8 VILLAGE ADMINISTRATOR GIORDANO: They are
9 entitled to come back, the position is open.

10 DEPUTY MAYOR HAWXHURST: We can fill the
11 position there?

12 VILLAGE ADMINISTRATOR GIORDANO: If they
13 don't return to work by the end of their Leave of
14 Absence, you fill the position.

15 They can't get their position back.

16 DEPUTY MAYOR HAWXHURST: Otherwise we have
17 to keep it open until then?

18 VILLAGE ADMINISTRATOR GIORDANO: Yes.

19 DEPUTY MAYOR HAWXHURST: I am going to say
20 no, then.

21 MAYOR BEACH: Is this subject of a vote or
22 a matter of right?

23 VILLAGE ADMINISTRATOR GIORDANO: It is
24 subject to Board approval.

25 DEPUTY MAYOR HAWXHURST: It is our

1 Residents, we have a lot of programs running,
2 you know, down there, to leave a position opened
3 for the next, you know, six, almost nine months,
4 so she can try out a position somewhere else, you ^{Page | 28}
5 know, I don't think is fair to the residents of
6 Lynbrook.

7 MAYOR BEACH: Good point.

8 DEPUTY MAYOR HAWXHURST: You know, I would
9 argue this one, but I am going to say no.

10 TRUSTEE REARDON: I am actually going to
11 agree with Mike and say no, also, that is a
12 concern if we do find someone to fill in for the
13 job and continue to grow the program, then, we
14 need to move forward.

15 TRUSTEE BOCCIO: That is my question, does
16 it prohibit us from hiring someone from the day
17 she has left until now to fill that spot?

18 VILLAGE ADMINISTRATOR GIORDANO: We
19 actually have open positions there and we have
20 been advertising because we haven't been able but
21 the situation is such where we are short staffed.

22 You wouldn't normally grant a Leave of
23 Absence.

24 TRUSTEE BOCCIO: So, John, if we grant a
25 Leave of Absence is that like a guarantee that a

1 person will have a job when they come back?

2 VILLAGE ADMINISTRATOR GIORDANO: Yes.

3 MAYOR BEACH: And if we hire someone
4 temporarily, say we go out and hire someone
5 tomorrow to fill her spot, it would only be
6 temporarily and they would have to relinquish that
7 when she came back?

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8 VILLAGE ADMINISTRATOR GIORDANO: Yes.

9 MAYOR BEACH: Do you want to check with the
10 Union, first?

11 DEPUTY MAYOR HAWXHURST: I kind of want
12 more information on that. I want to know whether
13 or not if it doesn't prohibit us, I would like a
14 little more information.

15 I am concerned if we hire someone
16 temporarily and they are good - -

17 MAYOR BEACH: You are right one hundred
18 percent.

19 Mike, you are right.

20 DEPUTY MAYOR HAWXHURST: Nothing against
21 the person who is asking for the Leave of Absence
22 but, you know, I don't believe we are set up so
23 that they can try another job and come back.

24 You know, would like to get the Union's
25 view on this.

1 TRUSTEE REARDON: Yeah.

2 DEPUTY MAYOR HAWXHURST: I would really
3 hate to hire someone and especially, if they are
4 good and then, basically, come June and this other ^{Page | 30}
5 person wants to come back because they didn't like
6 working in a neighboring place and, then, we have
7 to kick that person out.

8 It just doesn't seem a fair reason to grant
9 a Leave of Absence.

10 MAYOR BEACH: So, how about if we table it
11 and verify everything for the next Board Meeting.

12 VILLAGE ADMINISTRATOR GIORDANO: Yes.

13 TRUSTEE BOCCIO: I make a Motion to table
14 it.

15 TRUSTEE REARDON: That I will second.

16 (Whereupon, a vote of aye was heard.
17 After, the following ensued.)

18 TRUSTEE BECKER: Mayor, if I could ask a
19 question on that, so does this fall under the
20 Family Leave Act, John or something outside of the
21 Family Leave Act?

22 VILLAGE ADMINISTRATOR GIORDANO: She didn't
23 give a reason.

24 TRUSTEE BECKER: And, you mentioned
25 something about Civil Service at the beginning.

1 VILLAGE ADMINISTRATOR GIORDANO: Well
2 actually she is a Member of the UPSU Union and
3 in the Union agreement, she is entitled to ask
4 for a Leave of Absence but it is up to the Board's ^{Page | 31}
5 discretion.

6 MAYOR BEACH: She is entitled to ask not
7 necessarily - - okay, I was under the impression
8 she was able to have it, okay, all right.

9 Next is the bills, please.

10 TRUSTEE BOCCIO: Yes, Mr. Mayor, I move
11 that the bills listed on the abstract and audited
12 vouchers be paid as soon as they have been duly
13 audited by the Majority.

14 TRUSTEE REARDON: Second.

15 MAYOR BEACH: All in favor?

16 (Whereupon, a vote of aye was heard.

17 After, the following ensued.)

18 MAYOR BEACH: Thank you, that is all on our
19 agenda, now.

20 I want to thank you for tuning in.

21 Just a quick note, I want to thank the
22 Board Members, they have supported me on the
23 budget.

24 We received notification that we maintained
25 our double "A" plus bond rating, which I have to

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tell you is great for the Village, another great thing moving forward.

Thank you very much and enjoy the rest of the week.

TRUSTEE REARDON: Move we adjourn.

TRUSTEE BOCCIO: Second.

(Whereupon, a vote of aye was heard.)

(Whereupon, the meeting of the Board of Trustees of the Village of Lynbrook was concluded. Time noted: 7:43 p.m.)

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CERTIFICATE BY COURT REPORTER

I, do hereby certify that the foregoing testimony in the matter of the Village of Lynbrook Board of Trustees Board Meeting held on September 14, 2020, consisting of pages 1 through 33 inclusive is an accurate transcription of my cryptic notes.

IN WITNESS WHEREOF, I SET MY HAND THIS DAY.



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