

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

**VILLAGE OF LYNBROOK**

**BOARD OF TRUSTEE MEETING**

**ONE COLUMBUS DRIVE**

**LYNBROOK, NEW YORK**

**OCTOBER 19, 2020**

**7:00 P.M.**

**BEFORE: ALAN C. BEACH**

**MAYOR**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

**APPEARANCES :**

DEPUTY MAYOR MICHAEL HAWXHURST

Page | 2

TRUSTEE ANN MARIE REARDON

TRUSTEE ROBERT BOCCIO

TRUSTEE HILARY BECKER

VILLAGE ADMINISTRATOR JOHN GIORDANO

VILLAGE ATTORNEY THOMAS ATKINSON

**VILLAGE OF LYNBROOK BOARD OF TRUSTEES 10.19.2020**

1 MAYOR BEACH: Good Evening, everyone and  
2 welcome to the October 19<sup>th</sup> Board Meeting.

3 I will ask our Attorney, Mr. Atkinson to  
4 lead us in the Pledge of Allegiance. Page | 3

5 VILLAGE ATTORNEY ATKINSON: Hand over your  
6 heart.

7 (Whereupon, Village Attorney Atkinson, led  
8 the Assembly in the Pledge of Allegiance. After,  
9 the following ensued.)

10 MAYOR BEACH: Good Evening, everyone,  
11 Deputy Mayor, first, has a brief announcement he  
12 would like to make.

13 DEPUTY MAYOR HAWHURST: Yes, as we start  
14 our Meeting, today, I just want to mention two new  
15 Members of our Fire Department, we have Charles  
16 Tannous OF Vulcan Chemical & Hose Company No. 2  
17 and Timothy Marski of Hose Company No. 1.

18 I want to thank them for joining and good  
19 luck and well wishes to them in the Fire  
20 Department.

21 We also would like to take a moment of  
22 silence to remember three friends of the Village  
23 who passed away recently, Lloyd Peckerman, Gerald  
24 Murphy, who is the Father of Police Inspector  
25 Murphy and James Deliver a twenty-nine (29)

1 year Member of Tally-Ho Chemical Engine Company.

2 So, I ask we take a moment of silence.

3 (Whereupon, a moment of silence was  
4 observed by the Assembly. After, the following Page | 4  
5 ensued.)

6 DEPUTY MAYOR HAWXHURST: Thank you.

7 MAYOR BEACH: The other announcement, the  
8 nice announcement - - are we allowed to do it?

9 DEPUTY MAYOR HAWXHURST: You are allowed to  
10 do it.

11 MAYOR BEACH: We would also like to inform  
12 everyone that Deputy Mayor Hawxhurst got engaged,  
13 not married yet, got engaged.

14 So, congratulations.

15 (Whereupon, applause from the audience was  
16 heard. After, the following ensued.)

17 DEPUTY MAYOR HAWXHURST: Thank you.

18 MAYOR BEACH: We had some sad news, there  
19 is always nice to get some good news.

20 First on the agenda is the Minutes of  
21 September 14<sup>th</sup>.

22 Has everyone read the Minutes?

23 (Whereupon, "yes" was heard. After, the  
24 following ensued.)

25 MAYOR BEACH: Any changes?

1 (Whereupon, "no" was heard. After, the  
2 following ensued.)

3 MAYOR BEACH: I have one change on the  
4 second page, um, the second to last paragraph, it <sup>Page | 5</sup>  
5 says, "Police Department" and "Fire Department," I  
6 meant to tell you that before, John, it was the  
7 Mutual Aid, that is the only Fire Marshall.

8 The Fire Department and Police Department,  
9 I believe has already something written, already.

10 So, we can take that out.

11 There is nothing else. That being said, a  
12 Motion to approve?

13 TRUSTEE BECKER: So moved.

14 TRUSTEE REARDON: Second.

15 MAYOR BEACH: All in favor?

16 (Whereupon, a vote of "aye" was heard by  
17 all except by Deputy Mayor Hawxhurst who  
18 abstained. After, the following ensued.)

19 MAYOR BEACH: Next on the agenda is to set  
20 the date to reschedule a Board Meeting, the  
21 November 2<sup>nd</sup>, Meeting.

22 Our Board of Trustees has been scheduled to  
23 Monday, November 16<sup>th</sup>. A Motion?

24 DEPUTY MAYOR HAWXHURST: So moved.

25 TRUSTEE REARDON: Second.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

MAYOR BEACH: All in favor?

(Whereupon, a vote of "aye" was heard by all. After, the following ensued.)

MAYOR BEACH: Next on the agenda is a Public Hearing setting forth a special use permit at 161 Union Avenue, multi-family for November 16<sup>th</sup>.

DEPUTY MAYOR HAWXHURST: So moved.

TRUSTEE BECKER: Second.

MAYOR BEACH: All in favor?

(Whereupon, a vote of "aye" was heard by all. After, the following ensued.)

MAYOR BEACH: And, then, I will ask the Village Attorney to handle this one.

This is a Local Law #2 of 2020 for utility.

VILLAGE ATTORNEY ATKINSON: Thank you, Mayor.

The only thing before the Board, tonight, with regards to Item 2, Local Law 2-2020 is the setting of the date for Public Hearing.

The only thing that is being voted on is the Public Hearing on this matter in November.

So, just to be clear, if you give me a moment, I would just like to tell you what is coming before the Board and, then, obviously, in

1 November, during the Public Hearing, we will have  
2 an expert in Community Choice aggregate, here to  
3 answer any specific questions that you might have.

4 Just as background, what the Village is Page | 7  
5 contemplating doing is enacting a Community Choice  
6 Aggregation Statute or Provision to its Local Law  
7 and that is what the Public Hearing would be in  
8 November.

9 What Community Choice Aggregation is, is a  
10 relatively new allowance in New York State, um,  
11 under the New York State Code to allow  
12 municipalities to take advantage of their economy  
13 of scale through the purchase of either electric  
14 or natural gas and there is no mandatory  
15 requirement of the Statute enacted to actually do  
16 so.

17 It has to be beneficial to the end users,  
18 to the residents to save money and/or be provided  
19 with more green sources of natural gas and  
20 electric.

21 It just wouldn't be - - the proposed  
22 statute, theoretically would give the Village  
23 flexibility in allowing them to buy natural gas.

24 The Village, itself, isn't buying the  
25 natural gas or the electric.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

It is through PSEG.

The first question you will have to dispel any rumors that could possibly come out of this is actually kind of interesting when you become Village Attorney, you don't think you are going to deal with the Public Service Commission that often because most people during the course of their life don't.

But, um, it has been fascinating over the last few years to deal with the Public Service Commission, how important that is in our day-to-day lives.

Um, what Community Choice Aggregate is, is a concept which has really taken hold in a number of States, particularly, Illinois, also, California and it allows communities to gather together, essentially, buy in bulk through the provider of PSEG and, then, reduce, ultimately, reducing rates in natural gas.

Effectively, you would still be billed, a homeowner wouldn't notice anything, that is my understanding.

And, again, we will have an expert here next month to discuss it at length.

On Page 3 or 4 of your PSEG bill,



1 it actually will tell you who actually provides  
2 the natural gas.

3 PSEG doesn't mine or frack and produce the  
4 natural gas, itself. Page | 9

5 It purchases it predominately from  
6 Louisiana and there are also places in  
7 Pennsylvania and other States that actually  
8 provide it.

9 So, it would be that small area of the PSEG  
10 bill that would potentially change, going through  
11 either good energy or one of the other aggregators  
12 in New York State and theoretically reduce your  
13 rates for natural gas.

14 Interestingly, PSEG is a delivery service.  
15 They own all of the plumbing.

16 They don't own the natural gas, itself,  
17 that is actually purchased someplace else.

18 PSEG is not allowed to upcharge their  
19 purchase of natural gas.

20 Whatever PSEG buys it for is the same  
21 amount that you pay and sells it for.

22 And, the Village is contemplating, thus,  
23 saving money, so, again, most respectfully, the  
24 only thing before the Board, tonight, is setting  
25 the date for the Public Hearing, which would

1 be in November and we would have a representative  
2 of Good Energy, a gentleman by the name of Ed  
3 Carey, who, the Mayor and myself had met with and  
4 John had met with, approximately, a week ago.

5 And, he will be, here to answer any  
6 questions for the Board.

7 MAYOR BEACH: Just if we do have questions  
8 and there is a Hearing, we will be working either  
9 through telephone calls or possibly figuring out a  
10 way to have people step up to the mic, waiting  
11 outside and coming in to ask their questions, just  
12 to let the public know, we will have some sort of  
13 communications going on back and forth.

14 VILLAGE ATTORNEY ATKINSON: One of the keys  
15 of the statute that is contemplated and I will  
16 speak on this further, there is a number of  
17 provisions in our Code, which a lawyer would call,  
18 "you shelve it," so, it is there if we need it and  
19 this would be something similar and if there was a  
20 proposal to the Village to, ultimately pursue  
21 this, you would have the authority to do so.

22 The contemplated statute would just allow  
23 the Village to do so.

24 There is no mandatory requirement that the  
25 Village will do it.

1 It just would be an allowance for the  
2 Village to do it.

3 It is something new.

4 It came into Westchester County  
5 predominately in 2014, I believe and it sort of  
6 gained a lot of momentum and it has a lot of  
7 momentum within the Town of Hempstead and some  
8 others, I think, Brookhaven and other  
9 municipalities on Long Island.

10 Lynbrook would be at the forefront of this,  
11 um, so, it is sort of as much as the Public  
12 Service Commission can be exciting.

13 I find this to be exciting. So - -

14 MAYOR BEACH: Thank you, Mr. Atkinson.

15 DEPUTY MAYOR HAWXHURST: I just have one  
16 question, Tom.

17 VILLAGE ATTORNEY ATKINSON: Sure.

18 DEPUTY MAYOR HAWXHURST: And, you can tell  
19 me if this is best saved for the Public Hearing or  
20 not, is this something that the Village, like you  
21 said, the Village would be at the forefront of, is  
22 this something where we would or could offer it to  
23 other Villages like, you know, purchasing the gas  
24 and offering it to other Villages like Malverne  
25 residents?

1 VILLAGE ATTORNEY ATKINSON: Actually, no.  
2 So, the way this is contemplated that would be, we  
3 actually have the allowance to do a utility on the  
4 books in Lynbrook and I think most of the Board is <sup>Page | 12</sup>  
5 aware of that and we don't have a Lynbrook Natural  
6 Gas Utility Building and the infrastructure that  
7 you may think we do have.

8 There is still a fair amount of work that  
9 goes on with regards to that by the Village  
10 Administrator, etc.

11 This allows you to aggregate for the  
12 Village residents and the buying power thereof  
13 and, you know, effectively reduce the rates.

14 Notably, what is contemplated or what is  
15 before the municipalities on Long Island is for  
16 natural gas.

17 The Statute would be for both natural gas  
18 and electric.

19 There is some issue with the Public Service  
20 Commission and obtaining that electric and having  
21 that fit in, that is not being phased in on Long  
22 Island, yet.

23 It would be interesting to track that if we  
24 do decide to go forward but there is natural gas,  
25 providing natural gas in the CCA programs going

1 on, now.

2 DEPUTY MAYOR HAWXHURST: So, electric would  
3 be a case in the future.

4 VILLAGE ATTORNEY ATKINSON: That is  
5 correct.

Page | 13

6 I would write the statute and I will draft  
7 a statute with um, the flexibility to do both  
8 going forward.

9 DEPUTY MAYOR HAWXHURST: Would it make  
10 sense to add water to that?

11 VILLAGE ATTORNEY ATKINSON: The CCA, to my  
12 knowledge and I can absolutely look into that  
13 because it is an excellent question, particularly  
14 regarding the Village of Lynbrook, let me see if  
15 we can do that.

16 I don't think the underlying statute in New  
17 York State allows that.

18 DEPUTY MAYOR HAWXHURST: Okay.

19 VILLAGE ATTORNEY ATKINSON: Let me iron  
20 that out and I will have an answer for you on  
21 that.

22 DEPUTY MAYOR HAWXHURST: Okay, sure.

23 VILLAGE ATTORNEY ATKINSON: I was thinking  
24 about that earlier.

25 MAYOR BEACH: Not too many water companies

1 around.

2 VILLAGE ATTORNEY ATKINSON: It is  
3 interesting like with the - - my understanding is  
4 that American - - Long Island American Water, our <sup>Page | 14</sup>  
5 current provider actually wells the water.

6 So, they are the provider and the deliverer  
7 of water.

8 DEPUTY MAYOR HAWXHURST: Right, right.

9 VILLAGE ATTORNEY ATKINSON: This is  
10 different, PSEG is just literally the piping and  
11 plumbing under the street.

12 DEPUTY MAYOR HAWXHURST: Right, they are  
13 not drilling for gas anywhere.

14 VILLGAE ATTORNEY ATKINSON: If you live  
15 nine hundred yards from me, you know they have  
16 been outside my house for six months or it seems  
17 like it.

18 (Whereupon, laughter was heard. After, the  
19 following ensued.)

20 MAYOR BEACH: They are ripping up our  
21 streets that we paved, not going over very well.

22 VILLAGE ATTORNEY ATKINSON: Any other  
23 questions?

24 (Whereupon, no response was heard. After,  
25 the following ensued.)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

MAYOR BEACH: Thank you, Mr. Atkinson.

So, I need to set the date for November  
16<sup>th</sup>.

TRUSTEE REARDON: So moved.

TRUSTEE BOCCIO: Second.

MAYOR BEACH: All in favor?

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

MAYOR BEACH: Next on the agenda is Item 3  
is Breast Cancer Awareness Month.

Unfortunately, Geri Barish can't be here,  
especially with COVID.

Breast Cancer claims the lives of almost  
forty thousand U.S. women a year. Breast Cancer  
Awareness Month is a platform for educating women  
about the importance of early detection of breast  
cancer detection at the early stage, generally  
improves the chances of successful treatment and  
survival.

Breast Cancer death rates are declining and  
it is believed to be the results of early  
detection and treatment.

So, therefore, as Mayor of the Incorporated  
Village of Lynbrook, I do, hereby, designate the  
month of October, Breast Cancer Awareness

1 Month.

2 I ask everyone it is an issue for men to be  
3 concerned about breast cancer, so, for the month  
4 of October, we will have the Proclamation of Page | 16  
5 Breast Cancer and the Dome is pink.

6 So, I ask everyone to remind their love  
7 ones, pay attention to it.

8 TRUSTEE REARDON: If you want to add,  
9 Mayor, with the concerns with COVID, you know, a  
10 lot of people are not thinking about this  
11 preventative care and these tests.

12 MAYOR BEACH: That is true.

13 TRUSTEE REARDON: And, taking care of  
14 yourself, that is the biggest risk factor, right,  
15 now, knowing that these places are protecting you  
16 just as much.

17 They are sterile.

18 They are clean.

19 It is very important to follow-up with all  
20 of your, um, mammograms, all the exams, a lot of  
21 people, you know are worried about going to the  
22 Doctor, so, it is some of their biggest fears that  
23 people are not addressing these, you know, health  
24 concerns.

25 So, remember, you know what, make



1 an appointment, make sure you are comfortable and  
2 get your mammograms.

3 MAYOR BEACH: And, if you need more  
4 information, Sue Kelly that runs our Health and  
5 Wellness Committee is there to help you and also  
6 Geri Barish can be reached by phone.

Page | 17

7 Thank you very much.

8 Next is the CDBG, Community Development  
9 Bock Grant, this is two hundred and twenty-five  
10 thousand dollars.

11 For forty-six years we have been involved  
12 with this, John and this is due to improve the  
13 Village.

14 We are going to be taking down a house over  
15 on Carpenter Avenue that is rundown.

16 We are able to get possession of it and  
17 making that a parking lot and also the  
18 streetlights.

19 So, I need a Motion to accept.

20 DEPUTY MAYOR HAWXHURST: So moved.

21 TRUSTEE BECKER: Second.

22 MAYOR BEACH: All in favor?

23 (Whereupon, a vote of "aye" was heard by  
24 all. After, the following ensued.)

25 MAYOR BEACH: Also, with that project

1 is the, um, actually, we need approval to make  
2 bids to knock down the house that is there, so, I  
3 would ask for approval for the Mayor, subject to  
4 the lowest bid to accept that lowest bid.

Page | 18

5 DEPUTY MAYOR HAWXHURST: So moved.

6 TRUSTEE BECKER: Second.

7 MAYOR BEACH: All in favor?

8 (Whereupon, a vote of "aye" was heard from  
9 all. After, the following ensued.)

10 MAYOR BEACH: Now, we have - - part of that  
11 money is going to be utilized for new lights on  
12 Peninsula Boulevard, North and South, so, I need a  
13 Motion to utilize the money for that, also.

14 TRUSTEE REARDON: So moved.

15 TRUSTEE BOCCIO: Second.

16 MAYOR BEACH: All those in favor?

17 (Whereupon, a vote of "aye" was heard by  
18 all. After, the following ensued.)

19 TRUSTEE BECKER: Just a quick question on  
20 that, these street light conversions are those  
21 lights already converted under the Johnson Control  
22 Contract?

23 VILLAGE ADMINISTRATOR GIORDANO: Old ones.

24 TRUSTEE BECKER: So, these are the old  
25 lights?

1 VILLAGE ADMINISTRATOR GIORDANO: Yes, South  
2 of Sunrise Highway - -

3 TRUSTEE BECKER: Peninsula Boulevard is  
4 that a County Road or Village? Page | 19

5 VILLAGE ADMINISTRATOR GIORDANO: County.

6 TRUSTEE BECKER: So, we are doing the  
7 lights.

8 VILLAGE ADMINISTRATOR GIORDANO: It is the  
9 Village's responsibility to do the lights.

10 We need a resolution for the construction  
11 of the parking lot pursuant to the requirements  
12 contract.

13 MAYOR BEACH: That is right, so, we need a  
14 resolution by Robustello to do the parking lot.

15 TRUSTEE BOCCIO: So moved.

16 TRUSTEE REARDON: Second.

17 MAYOR BEACH: All in favor?

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

20 MAYOR BEACH: 4-D is Greis Park, Pioneer  
21 Sports is an ongoing athletic outside sports  
22 program with refs, coaching service agreement  
23 responsibilities that they will have, they will  
24 provide all the sports and necessary equipment  
25 needed and all the people have been vetted.

1 And, all we have to do is send out  
2 registration forms and they will take care of  
3 everything from there, the flyer, the  
4 registrations and the activities have been posted  
5 on the internet and on Cable T.V. and an  
6 assortment of different things which I think is a  
7 great recreation center to get started.

8 DEPUTY MAYOR HAWXHURST: So moved.

9 TRUSTEE REARDON: Second.

10 TRUSTEE BOCCIO: Mr. Mayor, I have a couple  
11 of questions on some of the things that are being  
12 offered with respect to the soccer programs and  
13 cheerleading programs.

14 This is saying - - is this going to be on  
15 the turf?

16 It says on the "turf."

17 Are these actual dates up to the 24<sup>th</sup> that  
18 we are going to be on the turf?

19 MAYOR BEACH: We were hoping to be.

20 TRUSTEE BOCCIO: I have another question,  
21 too, with respect to these organizations, I don't  
22 know what something is on here, "super-sports"?

23 MAYOR BEACH: So, I think on the flyer it  
24 states it is dodgeball.

25 TRUSTEE BOCCIO: Right, my earlier concern

1 is soccer programs and cheerleading programs, just  
2 competing against other organization.

3 So, I have a question about that, I do have  
4 a reservation about that, that I have to put out <sup>Page | 21</sup>  
5 there, otherwise, you know, I want to say these  
6 are good programs, having these programs with  
7 coaches, I am fine with, but I do have some issues  
8 with the cheerleading and the soccer?

9 TRUSTEE REARDON: With the clinics or are  
10 they - -

11 TRUSTEE BOCCIO: Yeah, the clinics.

12 TRUSTEE REARDON: Clinics, it is during the  
13 time where somebody can boost their skills.

14 They are not leagues.

15 They are clinics.

16 They can utilize them to, you know, maybe  
17 learn the sport - -

18 TRUSTEE BOCCIO: I understand that.

19 TRUSTEE REARDON: - - To bring it into the  
20 league.

21 TRUSTEE BOCCIO: You know the question I  
22 was having whether or not these are going to  
23 compete at all or whether or not they have the  
24 ability to play on the turf during these time  
25 periods, I don't know if these dates would

1 conflict, if we were going to get availability to  
2 the soccer programs that are still ongoing through  
3 November.

4 MAYOR BEACH: The dates were given to the <sup>Page | 22</sup>  
5 Rec. Department.

6 MAYOR BEACH: A couple of questions we can  
7 verify with the other organizations I like to get  
8 this started.

9 TRUSTEE BOCCIO: In principal, I like the  
10 idea. I support the idea.

11 I just don't know what the soccer is going  
12 to entail and the cheerleading to entail and I  
13 didn't want to be - - I don't know if we actually  
14 had the field available for the dates that we were  
15 putting out, there.

16 MAYOR BEACH: We will get in touch with the  
17 soccer coaches and speak with them.

18 TRUSTEE BOCCIO: I appreciate that.

19 MAYOR BEACH: I want to put this forward.  
20 I will speak with them.

21 If there are problems, we will adjust them,  
22 is that okay?

23 TRUSTEE BOCCIO: I have no problems with  
24 this.

25 TRUSTEE BECKER: Is this the extent - -

1 Tom, is this the extent of the agreement that will  
2 be signed or will there be a more appropriate  
3 legal document signed with respect to  
4 indemnification and hold harmless?

Page | 23

5 VILLAGE ATTORNEY ATKINSON: There is a full  
6 indemnification agreement along with insurance  
7 with two forms, two million - -

8 TRUSTEE BECKER: Will we be privy to that  
9 contract?

10 VILLAGE ATTORNEY ATKINSON: I would be more  
11 than happy to show you.

12 TRUSTEE BECKER: I like to take a look at  
13 that before we vote on it, but, the other thing,  
14 Mr. Mayor, how does this come into play with the  
15 pandemic and you know them starting right away?

16 Because I think a lot of other programs, I  
17 know soccer has been pretty much, I think, been  
18 given a go ahead, other programs are running into  
19 trouble with the Governor's mandate and  
20 restrictions.

21 MAYOR BEACH: I believe it is contact  
22 sports we are having trouble with the Governor's  
23 restrictions.

24 TRUSTEE BECKER: No, I think there are  
25 restrictions on a lot of these sports.

1 I was wondering did anybody doublecheck and  
2 see with the pandemic if we do move forward with  
3 this that the agreement contact should cover the  
4 pandemic? Page | 24

5 I don't know if a program gets cancelled or  
6 somebody and the family wants a reimbursement of  
7 their program fees, we would be given that or how  
8 is that going to be determined in terms of, I mean  
9 with the spike that is going on right, now, I  
10 think a lot of people are putting all these  
11 different types of programs on hold until after  
12 the spike.

13 MAYOR BEACH: You have one of these?

14 TRUSTEE BECKER: Right.

15 MAYOR BEACH: If you read underneath,  
16 "registration for all sports and activities, the  
17 Village of Lynbrook is back. Your child's safety  
18 is our top priority. We abide by all CDC, New York  
19 State regulations to ensure the safe environment  
20 for your children.

21 "All coaches will wear masks within six  
22 feet distance while coaching and all equipment is  
23 cleaned before and after use.

24 "For more information of our policies,  
25 please, check our website."



1 TRUSTEE REARDON: When I look at these  
2 sports listed, currently, right, now, I don't  
3 believe any of them are on the list from the State  
4 that is not allowed, um, to play. Page | 25

5 There might be some limitations within the  
6 sports but they are all on youth leagues.

7 They are all going.

8 TRUSTEE BECKER: If we can just confirm  
9 that to make sure.

10 MAYOR BEACH: It has been confirmed.

11 TRUSTEE REARDON: It has been, I believe.

12 TRUSTEE BECKER: Sounds like there was a  
13 question there, questionable.

14 MAYOR BEACH: No more questions, a Motion.

15 DEPUTY MAYOR HAWXHURST: So moved.

16 MAYOR BEACH: Providing as Trustee Boccio  
17 said that everybody is happy with the program, we  
18 will make adjustments.

19 TRUSTEE REARDON: Second.

20 MAYOR BEACH: All in favor?

21 (Whereupon, a vote of "aye" was heard by  
22 all. After, the following ensued.)

23 MAYOR BEACH: Agenda Number 5 is the  
24 approval for the World War 2 Veterans Rally on  
25 November 7<sup>th</sup>.

1 A Motion to approve?

2 TRUSTEE BOCCIO: So moved.

3 TRUSTEE REARDON: Second.

4 MAYOR BEACH: All in favor?

Page | 26

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

7 MAYOR BEACH: Thank you.

8 And, next a request to hire seasonal. This  
9 is a fulltime seasonal employment, ends October  
10 1<sup>st</sup>.

11 It is requested to allow for individuals to  
12 work at DPW for nine and a half hours per week;  
13 those individuals are Tim Steinart, Mike Bass,  
14 Justine Sprague, Kevin Cribbin.

15 TRUSTEE BOCCIO: So moved.

16 TRUSTEE REARDON: Second.

17 MAYOR BEACH: All in favor?

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

20 MAYOR BEACH: Parks Department is a title  
21 change. I would like to request the following  
22 recreational seasonal employees to be converted to  
23 Parks Attendant, part-time starting October 1<sup>st</sup>.

24 There is no hourly change; Ryan Marrione,  
25 Zachary Schroeder and Justine Swing.

1 TRUSTEE REARDON: So moved.

2 TRUSTEE BOCCIO: Second.

3 MAYOR BEACH: All in favor?

4 (Whereupon, a vote of "aye" was heard by Page | 27  
5 all. After, the following ensued.)

6 MAYOR BEACH: Next will be the ballfield  
7 Use Policy that will be with the new turf.

8 We need to have new policy put in place  
9 there.

10 I will leave it open for conversation.

11 TRUSTEE BOCCIO: Mr. Mayor, I looked into  
12 the numbers on this and what is being proposed and  
13 I understand used as a backdrop for Nassau County  
14 fields using that as a template, my concern is  
15 pricing on this, if you look at what this would  
16 cost, the amount that we are proposing for these  
17 kind of home groups is going to be - - it is going  
18 to be of a deleterious effect on their budgets.

19 And, I just like to revisit the price we  
20 are going to propose here.

21 MAYOR BEACH: Any other comments?

22 DEPUTY MAYOR HAWXHURST: I just have a  
23 question; when it talks about Youth Leagues with  
24 all volunteer staff with no paid personnel,  
25 administrator and independent contractors would

1 that include the Refs, the Umpires and Referees  
2 are paid.

3 It is under Section 1 definitions where it  
4 defines a Youth League and a Senior League. Page | 28

5 I just want to make sure I know the Umpires  
6 and the Referees are paid.

7 They ae probably independent contractors,  
8 um, I don't think they are employees of the  
9 League.

10 So, you know, I don't want them to be, you  
11 know, pushed out because of a clerical thing.

12 I just don't know if that would include the  
13 Umpires and Referees for the different sports,  
14 that would be my concern.

15 VILLAGE ATTORNEY ATKINSON: I would think  
16 so.

17 DEPUTY MAYOR HAWXHURST: The Coaches aren't  
18 paid.

19 The people who run the Leagues aren't paid  
20 but would that include just the Umpires and Refs  
21 that are paid, you know not a huge amount but are  
22 paid?

23 MAYOR BEACH: It is something that we  
24 cannot answer right, now.

25 TRUSTEE REARDON: No.

1 MAYOR BEACH: Mr. Atkinson?

2 VILLAGE ATTORNEY ATKINSON: No.

3 MAYOR BEACH: So, in that regard, we will  
4 have to table that. Page | 29

5 TRUSTEE REARDON: So moved.

6 TRUSTEE BOCCIO: Second to table.

7 TRUSTEE REARDON: If we can look at the fee  
8 structure a little more.

9 MAYOR BEACH: All in favor?

10 (Whereupon, a vote of "aye" was heard.  
11 After, the following ensued.)

12 MAYOR BEACH: Next on the agenda is a leave  
13 of absence.

14 We tabled this last Meeting.

15 TRUSTEE REARDON: Yes, we did.

16 MAYOR BEACH: Any other comments?

17 DEPUTY MAYOR HAWXHURST: No, I guess I am  
18 still concerned with, um, you know, granting the  
19 leave of absence.

20 I mean, you know, the person was a  
21 tremendous employee, here.

22 Nothing against her at all.

23 Is it going to affect our ability to hire a  
24 new staff person?

25 MAYOR BEACH: Well - -

1 VILLAGE ADMINISTRATOR GIORDANO: No, right,  
2 now, we went through a list at this point, we have  
3 approval from Civil Service to appoint somebody,  
4 but the list was limited. Page | 30

5 We canvased the list. No one was interest  
6 in the position, so, by granting the leave of  
7 absence, you're vetting this person and when she  
8 wants to come back in June, we can take her.

9 DEPUTY MAYOR HAWXHURST: That was my  
10 concern, would it limit us in our ability.

11 VILLAGE ADMINISTRATOR GIORDANO: I did ask  
12 for her employment contract with her other  
13 employment.

14 She has a non-competitive clause in there.  
15 She can't compete.

16 DEPUTY MAYOR HAWXHURST: Right.

17 VILLAGE ADMINISTRATOR GIORDANO: I should  
18 be getting that shortly.

19 MAYOR BEACH: It was within a certain  
20 amount of millage, correct?

21 VILLAGE ADMINISTRATOR GIORDANO: Yes.

22 DEPUTY MAYOR HAWXHURST: All right, if it  
23 is not going to impact our ability to hire  
24 someone, you know, I know it is always a challenge  
25 to hire a person off the list and Civil Service

1 has given us the approval to appoint someone  
2 without a list, then, I am fine with the leave of  
3 absence.

Page | 31

4 MAYOR BEACH: May I have a Motion?

5 TRUSTEE REARDON: So moved.

6 TRUSTEE BECKER: Second.

7 MAYOR BEACH: All in favor?

8 (Whereupon, a vote of "aye" was heard by  
9 all. After, the following ensued.)

10 MAYOR BEACH: Vulcan Chemical & Hose  
11 Company respectfully request permission to close  
12 Denton Avenue between Merrick Road and Peninsula  
13 Boulevard starting 9:00 a.m. to continue until  
14 2:00 p.m. on October 25<sup>th</sup>.

15 They are planning an outdoor memorial  
16 service to remember our Honorable Chief.

17 TRUSTEE BECKER: So moved.

18 DEPUTY MAYOR HAWXHURST: Do we know if  
19 they, you know, have a rain date in case. I don't  
20 know what the weather is looking like.

21 Are they planning to do it rain or shine?

22 MAYOR BEACH: There is no mention of a rain  
23 date.

24 DEPUTY MAYOR HAWXHURST: Yeah, I am fine.

25 TRUSTEE BECKER: So moved.

1 TRUSTEE REARDON: Second.

2 MAYOR BEACH: All in favor?

3 (Whereupon, a vote of "aye" was heard by  
4 all. After, the following ensued.) Page | 32

5 MAYOR BEACH: And, an Honorary Street Name  
6 application on Robertson Road for Andrew Stern who  
7 was a young man that was killed in the Trade  
8 Center and they filled out the application.

9 They got enough signatures to have it done,  
10 so, I would make the recommendation to allow them  
11 to move forward with it.

12 TRUSTEE REARDON: So moved.

13 TRUSTEE BOCCIO: Second.

14 MAYOR BEACH: All in favor?

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

17 MAYOR BEACH: Moms & Dads Club Recreation  
18 Center, they are asking to utilize the Rec. Center  
19 to take pictures of Lynbrook Seniors Athletics and  
20 they will be following the CDC guidelines and they  
21 will be limiting people while taking the photos.

22 I don't have a problem with this.

23 DEPUTY MAYOR HAWXHURST: Will the  
24 photographer be providing us with the insurance  
25 for the Moms and Dads Club?



1 VILLAGE ADMINISTRATOR GIORDANO: Yes.

2 DEPUTY MAYOR HAWXHURST: Subject to that, I  
3 make the Motion.

4 TRUSTEE REARDON: Second.

Page | 33

5 MAYOR BEACH: All in favor?

6 (Whereupon, a vote of "aye" was heard.

7 After, the following ensued.)

8 MAYOR BEACH: The next one is for the  
9 Courts. This is a thirty-thousand-dollar Grant, I  
10 believe to utilize - - the Court is crowded and  
11 we need to extend it as far as the building and it  
12 is similar to the project that we did two, three  
13 years ago, John?

14 VILLAGE ADMINISTRATOR GIORDANO: Yes, five  
15 years ago.

16 MAYOR BEACH: Wow, five years ago. I need  
17 a motion to accept this Grant to do the work on  
18 the Courts.

19 TRUSTEE BOCCIO: So moved.

20 TRUSTEE REARDON: Second.

21 And, the Court needs the expansion.

22 MAYOR BEACH: All in favor?

23 (Whereupon, a vote of "aye" was heard by  
24 all. After, the following ensued.)

25 MAYOR BEACH: And, we received bids, this

1 was for, um, the actual construction, the actual  
2 construction to do the Courts, um, a Motion to  
3 accept the bids.

4 Did we receive the bids, yet?

Page | 34

5 VILLAGE ADMINISTRATOR GIORDANO: Yes.

6 TRUSTEE REARDON: So moved.

7 MAYOR BEACH: Once, again, I will ask you to  
8 give the Mayor the authority to obtain bids and  
9 take the lowest one that we receive.

10 TRUSTEE REARDON: So moved.

11 TRUSTEE BOCCIO: Second.

12 MAYOR BEACH: All in favor?

13 (Whereupon, a vote of "aye" was heard by  
14 all. After, the following ensued.)

15 MAYOR BEACH: Then the NYS CHIP's it is a  
16 drainage program.

17 We had a lot of issues with some of our  
18 streets and over the years we made adjustments and  
19 there has been - - not everyone sees it, but I  
20 definitely notice the difference on the water on  
21 the North side that empties out on the South side  
22 of the Village.

23 And, there have been drains put in at many  
24 locations on the North side to help the water be  
25 diverted from going over to the South side.

1 So, this listing of many new drainage  
2 issues that we would like to address.

3 Has everyone had the opportunity to read  
4 them? Page | 35

5 TRUSTEE REARDON: A-hun.

6 MAYOR BEACH: Does everyone agree"

7 (Whereupon, "yes" was heard. After, the  
8 following ensued.)

9 MAYOR BEACH: So, I need a Motion to  
10 accept.

11 DEPUTY MAYOR HAWXHURST: So moved.

12 TRUSTEE BOCCIO: Second.

13 MAYOR BEACH: All in favor?

14 (Whereupon, a vote of "aye" was heard.  
15 After, the following ensued.)

16 MAYOR BEACH: And, there is a transfer of  
17 funds, have you had the opportunity to read it?

18 (Whereupon, "yes" was heard by all. After,  
19 the following ensued.)

20 MAYOR BEACH: Any questions?

21 (Whereupon, "no" was heard. After the  
22 following ensued.)

23 MAYOR BEACH: I ask for a motion to accept.

24 TRUSTEE BOCCIO: So moved.

25 TRUSTEE REARDON: Second.

1 MAYOR BEACH: All in favor?

2 (Whereupon, a vote of "aye" was heard.

3 After, the following ensued.)

4 MAYOR BEACH: DPW radios, we don't have Page | 36

5 anything on this. This was something - - the

6 contract just came in, State Bid Contract. It is

7 to update all the DPW vehicles, their radios are

8 very, very old and half of them do not work, so,

9 it is time to do an investment into our DPW, an

10 opportunity to communicate between each other.

11 I believe it was forty-four thousand

12 dollars for all the new radios where I reviewed it

13 with Robbie Gibbons and we did go back and forth

14 with the company and we were able to get a nice

15 deal for the Village.

16 This is off the State Bid.

17 A Motion to approve.

18 TRUSTEE REARDON: So moved.

19 TRUSTEE BOCCIO: Second.

20 MAYOR BEACH: All those in favor?

21 (Whereupon, a vote of "aye" was heard by

22 all. After, the following ensued.)

23 MAYOR BEACH: Lastly on the agenda is the

24 bills, Trustee Boccio?

25 TRUSTEE BOCCIO: Yes, Mr. Mayor, I

1 move that the bills listed in the abstract and  
2 audited vouchers be paid as soon as they have been  
3 duly audited by the majority.

Page | 37

4 DEPUTY MAYOR HAWXHURST: Second.

5 MAYOR BEACH: All in favor?

6 (Whereupon, a vote of "aye" was heard by  
7 all. After, the following ensued.)

8 MAYOR BEACH: Thank you very much. I think  
9 that covers the agenda.

10 TRUSTEE BOCCIO: Mr. Mayor, one thing, if I  
11 could just, there is one thing, um, Louis Miccio,  
12 Father of former Trustee Thomas Miccio in the  
13 Village passed away.

14 MAYOR BEACH: I was at the home when they  
15 had the emergency call and Lou passed away a few  
16 days after that.

17 If we could have a moment of silence for  
18 Lou.

19 (Whereupon, a moment of silence was  
20 observed by the Assembly.)

21 MAYOR BEACH: Thank you, remember the  
22 Miccio family in your prayers along with all the  
23 others. Thank you. Good night.

24 TRUSTEE BOCCIO: Move we adjourn.

25 TRUSTEE REARDON: Second.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

MAYOR BEACH: All in favor?

(Whereupon, a vote of "aye" was heard by  
all to adjourn. Time noted: 7:46 p.m.)

CERTIFICATE BY COURT REPORTER

I, do hereby certify that the foregoing  
testimony in the matter of the Village of  
Lynbrook, Board of Trustees Meeting held on  
October 19, 2020, consisting of pages 1 through 38  
inclusive is an accurate transcription of my  
cryptic notes.

IN WITNESS WHEREOF, I SET MY HAND THIS DAY.



*CFM*

CERTIFIED COURT REPORTER

NORTH SHORE COURT REPORTERS

NOTARY PUBLIC - STATE OF NEW YORK