

A regular meeting of the Board of Trustees was held on Monday, May 3, 2021 at 7:00 P.M. in the Village Hall:

Present: Mayor Alan C. Beach
Deputy Mayor Michael Hawxhurst
Trustee Ann Marie Reardon
Trustee Robert Boccio
Trustee Laura Ryder
Village Administrator John Giordano
Village Attorney Thomas Atkinson

It is noted for the record that tonight's Public Meeting complies with the Governor's Executive Order No. 202.1 and 202.15 enacted April 8, 2020 and extended in Order 202.87 as it relates to the COVID-19 Pandemic and suspension of the Open Meetings Law, as tonight's session is actually open to the public and is broadcast live on Lynbrook TV and the internet on YouTube. A transcript of all Board Meetings held since the Executive Order have been prepared.

MINUTES – 4/19//21
RES.# 91-2021

It was moved by Trustee Reardon, seconded by Trustee Boccio, to accept the Minutes of April 19, 2021 as submitted and place on file. Motion carried, all voting "Aye".

PRESENTATION –
GRANT AWARD – FIVE
CORNERS CLOCK

The Mayor thanked County Legislator C.W. Gaylor for obtaining a Nassau County CRP Grant to finance the recent installation of a sidewalk Clock/Plaza at Five Corners.

PROCLAMATION –
FAIR HOUSING MONTH

Mayor Beach proclaimed the month of April as Fair Housing Month in the Village of Lynbrook.

SET DATE – P.H. –
5/17/21 – 43-47
BROADWAY – MULTI-
FAMILY HOUSING
RES.# 92-2021

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to set the date of May 17, 2021 at 7:00 PM for a Public Hearing to consider an application of 43-47 Broadway Property LLC for a petition for inclusion of 43-47 Broadway, 90-96 Saperstein Plaza and 17 & 21 Langdon Place in the Arts and Cultural Overlay District pursuant to Section 252-46.2 and 252-46.3 of the Village Code for the demolition of all existing structures and construction of a multiple dwelling. Motion carried, all voting "Aye". It was moved by Trustee Reardon, seconded by Trustee Boccio, that the Board of Trustees declare itself 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".

P.H. – CANNABIS OPT-
OUT – LL #3 OF 2021
RES.# 93-2021

The Mayor announced that those who would like to participate at tonight's Public Hearing can do so by phoning 516-599-2828. The Mayor opened a Public Hearing at 7:08 PM to consider the enactment of proposed Local Law # 3 of 2021 to amend the Village Code by creating a new Chapter 251 entitled "Cannabis Opt-Out" which pursuant to Section 131 of the New York State Cannabis Law allows the village to opt out of licensing and establishing retail cannabis dispensaries and on-site cannabis consumption establishments within the Village of Lynbrook, to essentially prohibit the operation of such cannabis dispensaries and onsite consumption establishments in the Village. The Village Attorney read the proposed Local Law and advised that it is subject to a permissive referendum. The Mayor asked for comments and further advised that viewers can participate by phoning 516-599-2828. The Police Chief commented. After a lengthy discussion and no further comments, it was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to close the Hearing at 8:02 PM and enact Local Law # 3 of 2021 to opt-out and prohibit the operation of any cannabis facilities in the Village. Motion carried, all voting "Aye". It was moved by Trustee Reardon,

seconded by Trustee Boccio, to reconfirm the enactment of this Local Law and prohibit on site cannabis consumption establishments, such prohibition already included in the Local Law . Motion carried, all voting “Aye”.

TRANSFER OF FUNDS
RES.# 94-2021

It was moved by Trustee Boccio, seconded by Trustee Ryder, to authorize the transfer of funds to effectuate the close out of the Five Corners Clock Plaza project financed by Nassau County CRP grant funds by transferring additional funds:

To:	003.0003.0200	Capital Fund	\$37,413.03
From:	001.5112.0212	NYS CHIPS	\$17,151.00
	001.5110.0428	Road Materials	\$20,262.03

Motion carried, all voting “Aye”.

TRANSFER OF FUNDS
RES.# 95-2021

It was moved by Trustee Reardon, seconded by Trustee Boccio, to authorize the transfer of funds for the Parks Department as follows:

From:	001.7310.0475	Program Expenses	\$1,200.00
To:	001.7310.0432	Computer Expenses	\$1,200.00

Motion carried, all voting “Aye”.

2021 POOL STAFFING
RES.# 96-2021

It was moved by Mayor Beach, seconded by Trustee Reardon, to table approval of certain Seasonal Recreation title and wage changes. Motion carried, all voting “Aye”

AMENDMENT –
DEFERED COMP PLAN
RES.# 97-2021

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to amend the employees Deferred Compensation Plan with IIMC to include a “Managed Accounts” plan option. Motion carried, all voting “Aye”.

COURT PARKING FINE
SCHEDULE
RES.# 98-2021

It was moved by Trustee Boccio, seconded by Trustee Reardon, to table amendments to the Court Parking Fine Schedule. Motion carried, all voting “Aye”.

AUTHORIZATION –
DRAINAGE
IMPROVEMENTS-
CHIP'S
RES.# 99-2021

It was moved by Trustee Reardon, seconded by Trustee Ryder, to authorize Drainage Improvements at seven locations by Frank Robustello & Sons pursuant to their requirements contract at a cost of \$87,120, such costs to be financed by NYS CHIP funds. Motion carried, all voting “Aye”.

BILLS

It was moved by Trustee Ryder, seconded by Trustee Boccio, that the bills listed on the Abstract of Audit #13, General Fund - \$207,026.00, Capital Fund - \$54,585.13, Electronic Transfer - \$55,820.93 all be paid as soon as same have been duly audited by the majority. Motion carried, all voting “Aye”.

ADJOURNMENT

It was moved by Trustee Reardon, seconded by Deputy Mayor Hawxhurst, to adjourn the meeting at 8:11 PM. Motion carried, all voting “Aye”.