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**VILLAGE OF LYNBROOK**

**BOARD OF TRUSTEES MEETING**

**1 COLUMBUS DRIVE**

**LYNBROOK, NEW YORK**

**April 19, 2021**

**7:00 P.M.**

**BEFORE: ALAN C. BEACH**

**MAYOR**

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**APPEARANCES :**

**MICHAEL N. HAWXHURST, DEPUTY MAYOR**

**ROBERT BOCCIO, TRUSTEE**

**ANN MARIE REARDON, TRUSTEE**

**LAURA RYDER, TRUSTEE**

**JOHN GIORDANO, VILLAGE ADMINISTRATOR**

**THOMAS ATKINSON, VILLAGE ATTORNEY**

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

3 I will ask Chief Brooks from the Fire  
4 Department to lead us in the Pledge of Allegiance.

5 CHIEF BROOKS: Hand over your heart.

6 (Whereupon, Chief Brooks led the Assembly  
7 in the Pledge of Allegiance. After, the following  
8 ensued.)

9 MAYOR BEACH: Thank you.

10 Tonight, we have an introduction because we  
11 just had Fire Department Elections, correct?

12 CHIEF BROOKS: Correct.

13 MAYOR BEACH: Chief Brooks is at the end of  
14 his term and I want to thank you for your  
15 dedicated four-year term to this Village.

16 I appreciate your donating your time to  
17 this Village and I commend you for it.

18 Thank you.

19 (Whereupon, applause and a standing ovation  
20 was observed from the Board and Audience. After,  
21 the following ensued.)

22 MAYOR BEACH: I guess this is something you  
23 wanted to come and now that it came, you really  
24 don't want it to come to an end.

25 CHIEF BROOKS: I miss being with the guys.

1 MAYOR BEACH: You will still be involved.

2 CHIEF BROOKS: Absolutely.

3 MAYOR BEACH: With that, would you like to  
4 do the introductions.

5 Talk a little closer to that mic. Pull it  
6 towards you, if you would.

7 CHIEF BROOKS: Starting out with the far  
8 left, our newly elected 3<sup>rd</sup> Assistant Chief, Scott  
9 Bien.

10 (Whereupon, applause from the audience was  
11 heard. After, the following ensued.)

12 MAYOR BEACH: You got that down well with  
13 the wave.

14 CHIEF BROOKS: 2<sup>nd</sup> Assistant Chief out of  
15 Vulcan Company, Daniel Ambrosio.

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

18 CHIEF BROOKS: And, our new 1<sup>st</sup> Assistant  
19 Chief out of Engine Company, Christopher Kelly.

20 (Whereupon, applause from the audience was  
21 heard. After, the following ensued.)

22 CHIEF BROOKS: And, the 101<sup>st</sup> Chief  
23 Engineer, Lynbrook Fire Department from Truck  
24 Company, John Donald.

25 (Whereupon, applause from the audience

1 was heard. After, the following ensued.)

2 MAYOR BEACH: You have to say something.

3 CHIEF DONALD: Well, I am excited to get  
4 started this year and look to a safe and  
5 successful year, that is it.

6 MAYOR BEACH: Thank you very much.

7 CHIEF DONALD: See you out on the street.

8 MAYOR BEACH: Hopefully not.

9 CHIEF BROOKS: I want to say it was a real  
10 honor and pleasure I got to work for the Village  
11 and to be able to do a position like this for  
12 really the best Department Long Island has to  
13 offer and volunteer in this Department.

14 The Village doesn't realize how they have  
15 it with our Fire Department. We are, by far,  
16 above and beyond the other departments.

17 I thank you for the past four years for  
18 working in this Village. Thank you.

19 MAYOR BEACH: Thank you very much, Michael,  
20 you made us all very proud. Thank you,  
21 congratulations.

22 (Whereupon, applause and standing ovation  
23 was observed by the Board Members and the  
24 Audience. After, the following ensued.)

25 MAYOR BEACH: Thank you very much.

1 I am sorry it is short. You guys get all  
2 dressed up and look very nice.

3 (Whereupon, "we wear this all the time,"  
4 was heard. After, the following ensued.)

5 TRUSTEE REARDON: Best dressed Department.

6 MAYOR BEACH: You are staying for the  
7 night. Thank you ladies for sharing your  
8 husbands. Thank you.

9 So, I guess we will get right into the  
10 agenda.

11 The Minutes of April 5<sup>th</sup>, has everyone read  
12 the Minutes?

13 (Whereupon, "yes" was heard by all Board  
14 Members. After, the following ensued.)

15 MAYOR BEACH: Any changes or alterations?

16 (Whereupon, "no" was heard. After, the  
17 following ensued.)

18 MAYOR BEACH: Then, I will ask for a Motion  
19 to accept the Minutes of April 5<sup>th</sup>.

20 TRUSTEE REARDON: So moved.

21 TRUSTEE BOCCIO: Second.

22 MAYOR BEACH: All in favor?

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

25 TRUSTEE RYDER: John, you made the edits

1 that I brought to your attention?

2 VILLAGE ADMINISTRATOR GIORDANO: Yes.

3 TRUSTEE RYDER: Okay, thank you.

4 MAYOR BEACH: Okay, we are good? All in  
5 favor?

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

8 MAYOR BEACH: Thank you very much.

9 Next on the agenda, Item Number 2 is Arbor  
10 Day.

11 Phil Healey is not, here but "Arbor Day is  
12 the designation of Arbor Day has served as an  
13 indication of our commitment to focus our  
14 attention on the gifts of nature and whereas,  
15 public concern and caring for planting of trees  
16 has become more evident and Arbor Day helps create  
17 a new awareness and appreciation of trees among  
18 all the residents of the community. Now,  
19 therefore be it resolved that the Board of  
20 Trustees in the Incorporated Village of Lynbrook  
21 proclaim, Friday, April 30, 2021 as Arbor Day in  
22 the Village."

23 And, I will ask is this the right one?

24 Yes, it is. I will ask Trustee, Deputy Mayor

25 Hawxhurst to hold that up.

1           Actually, the Board - - we will do them all  
2 at the end instead of everybody getting up and  
3 down as we have three proclamations for the  
4 Village.

5           Let's start with the other one first.

6           For Autism, World Autism Awareness, a  
7 proclamation for World Autism Awareness Day, aims  
8 to put the spotlight on the hurdles that people  
9 with autism and others living with autism face  
10 every day.

11           "Whereas, due to the increased exposure in  
12 the Press and common knowledge, autism is an issue  
13 that is only gaining more understanding and be it  
14 therefore known we celebrate the unique talents of  
15 those with autism while we focus on organizations  
16 from the internal community to the networks and  
17 help with research and treatment projects for  
18 those individuals, the Mayor and Board of Trustees  
19 of the Incorporated Village of Lynbrook, hereby  
20 designate the month of April as Autism Awareness  
21 month."

22           And, then, there is one more proclamation  
23 for "Philip Cardillo Day".

24           "Whereas, the mission of the New York City  
25 Police Department - - "



1           Actually, there is something I wanted to  
2 read to you about him, yes.

3           "Philip Cardillo died of wounds he received  
4 when he was shot after responding to a fake report  
5 that 'Officer needs assistance,' at a local  
6 mosque.

7           "When Officer Cardillo arrived at the  
8 location, he and other Officers entered to  
9 investigate, they found that the call was false and  
10 was called in by the Members of the Mosque.

11           "The Officers were, then attacked by, at  
12 least, fifteen people inside the mosque.

13           "When additional Officers arrived, a melee  
14 ensued in which Officer Cardillo was shot at point  
15 blank range and several Officers were seriously  
16 injured.

17           "Officer Cardillo was brought to Saint  
18 Luke's Hospital where he underwent several  
19 surgeries but he died from his wounds six days  
20 later.

21           "Only one person was ever charged in  
22 connection with Officer Cardillo's murder.

23           "The subject was acquitted after the jury  
24 was not able to reach a verdict.

25           "Officer Cardillo had served with

1 "the New York City Police Department for five  
2 years and was assigned to the 28<sup>th</sup> Precinct. He  
3 survived his wife and son."

4 In October, 2015, the street in front of  
5 the new NYPD Police Academy in Queens was renamed  
6 "Philip Cardillo Way."

7 That being said, "Whereas, the mission of  
8 the New York City Police Department is to ensure  
9 the quality of life in New York City by working in  
10 partnership with the community to enforce the law,  
11 preserve the peace, reduce fire and maintain  
12 order.

13 "The Department is committed to  
14 accomplishing its mission to protect the life and  
15 property of all citizens in New York City,  
16 protecting every citizen with compassion,  
17 courtesy, professionalism and respect, while  
18 efficiently rendering police services and  
19 enforcing the laws impartially by fighting both  
20 crime, both through deterrent and relentless  
21 pursuit of criminals.

22 "And, whereas, this day will ever remind us  
23 of the sacrifices that our First Responders too  
24 often selflessly make as well to serve as a symbol  
25 that sacrifices are never forgotten.

1           "Therefore, be it resolved that I, Mayor  
2 Alan Beach, hereby proclaim April 14, 2021 as  
3 Patrolman Philip Cardillo Day in the Village of  
4 Lynbrook praising his efforts and honoring his  
5 heroic and selfless actions to protect and serve."

6           And, my heart still goes out to this  
7 family.

8           This Policeman was gunned down in such a  
9 harsh way.

10          With that, we will go down and take  
11 pictures.

12          (Whereupon, the Mayor and the Board of  
13 Trustees displayed the abovementioned  
14 proclamations and photos were taken. After, the  
15 following ensued.)

16          MAYOR BEACH: Agenda Item Number 3 is  
17 Emergency Vehicle Operation course, um, with the  
18 Volunteer Firefighters Insurance Services.

19          They want to conduct an Emergency Vehicle  
20 Operation Course on Saturday and Sunday, May 1<sup>st</sup>  
21 and May 2<sup>nd</sup>.

22          They would like to have the use of Earle  
23 Avenue Parking Lot.

24          I think there was a time, here, right?

25          Was there a time, here?

1 CHIEF BROOKS: 8:00 a.m. to 5:00 p.m.

2 MAYOR BEACH: 8:00 a.m. to 5:00 p.m.

3 Any questions from the Board?

4 (Whereupon, "no" was heard. After, the  
5 following was ensued.)

6 MAYOR BEACH: A Motion to approve?

7 TRUSTEE BOCCIO: So moved.

8 TRUSTEE REARDON: Second.

9 MAYOR BEACH: All in favor?

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

12 MAYOR BEACH: Enjoy, thanks guys.

13 Agenda 4 is the Clerk/Typist.

14 This Board is requested to appoint a  
15 Recreation Attendant, Ginger Fuentes as  
16 Clerk/Typist which is more consistent with her  
17 actual job duties.

18 Mrs. Fuentes was reachable on the list and  
19 actually she scored Number 1 on the list.

20 Are there any questions?

21 TRUSTEE REARDON: So moved.

22 TRUSTEE RYDER: Second.

23 MAYOR BEACH: All in favor?

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

1           MAYOR BEACH: Seasonal part-time workers;  
2 this is from Phil Healey.

3           He is asking for approval for seasonal  
4 employees; Nicholas Palladino, James Reardon,  
5 Timothy Steinard, Isabel Kern, Troy Carladino,  
6 Andrew Wong, William Rehn, Andrew Abrams and  
7 Patrick O'Brien.

8           Any questions?

9           TRUSTEE REARDON: There is actually a  
10 second page to that.

11          MAYOR BEACH: There is a second page?

12          TRUSTEE REARDON: Yes, it was added to it.

13          MAYOR BEACH: I am trying to get it; Kevin  
14 Cribbons, Daniel Burgess and Tyler Tricarò.

15          I need a Motion - - Tim Sitson. I am  
16 looking right at it.

17          I need a Motion.

18          TRUSTEE RYDER: So moved.

19          MAYOR BEACH: A second?

20          TRUSTEE BOCCIO: Second.

21          MAYOR BEACH: All in favor?

22          (Whereupon, a vote of aye was heard by all  
23 with Deputy Mayor Hawxhurst recusing from voting  
24 on Andrew Wong and Trustee Reardon recused  
25 from voting on James Reardon. After the

1 following ensued.)

2 MAYOR BEACH: Are we good, John?

3 VILLAGE ADMINISTRATOR GIORDANO: Yes.

4 MAYOR BEACH: Now, we have Item 4-C. It is  
5 an attached list of seasonal hires entered into  
6 the Civil Service with an activation date of May  
7 1<sup>st</sup>.

8 These names have already been voted on but  
9 they are just making you aware of some people that  
10 have been deleted from the list from their own  
11 accord.

12 The salaries are increased by .25 cents.

13 New hires will start at the same starting  
14 rate we used in 2020.

15 Lifeguards will be getting thirteen dollars  
16 and Rec. Attendants/Seasonal will be getting  
17 twelve dollars an hour.

18 TRUSTEE BOCCIO: So moved.

19 TRUSTEE REARDON: Second.

20 MAYOR BEACH: All in favor?

21 TRUSTEE REARDON: Of course I abstain from  
22 Keith Reardon.

23 (Whereupon, a vote of aye was heard by all  
24 except Trustee Reardon abstain from Keith Reardon.  
25 After, the following ensued.)

1           MAYOR BEACH: Next on the Agenda is from  
2 Keith Bonomo, Parks Supervisor for an employee  
3 title change.

4           "We would like to request the following  
5 Park Attendants, part-time employees be converted  
6 to part-time attendant, Seasonal and Cleaner to  
7 Cleaner Seasonal starting on May 1, 2021.

8           "There will be no change in their hourly  
9 rate wage; Alex Bonomo, Joseph Martin, Anthony  
10 Neil, Zachary Neidenburger, Zachary Schroeder and  
11 Justin Zwing and Brendon Varity."

12           I need a Motion.

13           TRUSTEE BOCCIO: So moved.

14           TRUSTEE REARDON: Second.

15           MAYOR BEACH: All in favor?

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

18           MAYOR BEACH: The next page is seasonal  
19 employees, new hires by the Park Supervisor;  
20 Recreational Attendant, Seasonal and Lifeguard  
21 Grade 1 Seasonal employee to be hired for 2021,  
22 Connor Dorney, Recreational Attendant Seasonal,  
23 Jake Curran, Recreational Attendant Seasonal, Sean  
24 D. McHale, Recreational Attendant Seasonal,  
25 Allison LaBarbera, Lifeguard Grade 1 Seasonal.

1 TRUSTEE REARDON: So moved.

2 MAYOR BEACH: Second?

3 TRUSTEE RYDER: Second.

4 MAYOR BEACH: All in favor?

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

6 After, the following ensued.)

7 DEPUTY MAYOR HAWXHURST: There is a fourth

8 page.

9 TRUSTEE REARDON: Yes.

10 MAYOR BEACH: Ann Marie, I don't have Page

11 4.

12 TRUSTEE REARDON: Here, Mayor. (Handing.)

13 MAYOR BEACH: The salary increase is a

14 minimum wage \$14.00 an hour for the following

15 part-time Recreation Attendants:

16 Kiera Derrig, Marissa Keller, Naya Kercic,

17 Rosie Molinari.

18 TRUSTEE REARDON: I think we tabled them to

19 find out more information.

20 TRUSTEE RYDER: So moved.

21 TRUSTEE BOCCIO: Second.

22 MAYOR BEACH: All in favor?

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

24 After, the following ensued.)

25 MAYOR BEACH: That's it, we are done?



1 TRUSTEE REARDON: Yes.

2 MAYOR BEACH: Now, we have a Public  
3 Hearing.

4 This is a Public Hearing to consider the  
5 amendment to the Village Code 212-4 to prohibit  
6 bicycles on certain streets and sidewalks in the  
7 downtown area of the Village under SEQRA  
8 regulations to determine whether the proposed Code  
9 changes will cause significant impact on the  
10 environment.

11 Counsel?

12 VILLAGE ATTORNEY ATKINSON: Thank you,  
13 Mayor.

14 Mayor, we have discussed this - -

15 TRUSTEE REARDON: Hold on one second.  
16 Thank you. (handing document to Mayor.)

17 MAYOR BEACH: If you have any comments, you  
18 like to make any comments, we can be reached,  
19 right, now, at 599-2828.

20 Thank you.

21 VILLAGE ATTORNEY ATKINSON: Mayor, what is  
22 before the Board, tonight, for the Public Hearing  
23 is an amendment to Lynbrook Village Code Section  
24 212-4.

25 What Section 212-4 currently states is that

1 in-line skating, skateboarding and roller skating  
2 is prohibited in Parking Field 20 and certain  
3 streets in the immediate downtown area, Atlantic  
4 Avenue and the adjoining streets.

5 And, you will see the list is set forth,  
6 here, in the statute.

7 What tonight's amendment proposes is to add  
8 bicycling to Section 212-4 to join skateboarding,  
9 inline skating and roller skating.

10 For background, the Board should be aware  
11 that this statute was initially initiated in 2011  
12 in response to complaints from the Village about  
13 skateboarding downtown and it was expanded from  
14 skateboarding to inline skating, jumping off curbs  
15 and various stunts that you see skateboarders do  
16 in that sport.

17 This would add bicycling.

18 This was in response to, um, some of the  
19 groups or packs of bicyclists that are doing  
20 wheelies downtown.

21 We have spoken, at length, about this and  
22 the couple of things that I would want the Board  
23 to consider is the prohibition and the legislative  
24 history was actually greater to the number of  
25 streets.

1           And, if you look carefully at the streets  
2 that were actually wound up settled upon, I  
3 thought it was a good decision.

4           It is the Board's discretion if you want to  
5 add or subtract any of the streets that are there.

6           A second thing to consider, too, was the  
7 fine was set, the fine was only set at one hundred  
8 dollars.

9           I can give some insight into the Court and  
10 a Judge's prospective on that, the rest of the  
11 Village Code, the standard fine goes up to two  
12 hundred and fifty dollars.

13           The Judge always has the discretion to fine  
14 a lesser amount but when you set the fine at a low  
15 rate of one hundred dollars in egregious  
16 circumstance, he can't go more than that.

17           I would ask the Board to consider  
18 increasing that fine to two hundred and fifty  
19 dollars and that would give the Judge - - either  
20 Judge Hughes or Judge McClaughlin more discretion  
21 and latitude in rendering a fine if the need  
22 should arise.

23           Lastly, Mayor, we spoke about this law in  
24 depth, also spoke about this law in depth, also  
25 spoken to Chief Palladino, who was sitting

1 over there and is, now, sitting over, here and it  
2 was interesting speaking to him regarding these  
3 packs of bicyclists.

4 And, one of the really interesting and I  
5 will use the word, "cool" things about being the  
6 Village Attorney is you get to deal with issues  
7 that you study for hundreds of hours in law school  
8 and never see again as a practicing lawyer until a  
9 time like this when you actually draft litigation.

10 And, one of the things is conflicts of law  
11 issue and there are whole classes in law school  
12 when Federal and State Law conflicts, what  
13 happens, you know, these types of things and you  
14 potentially have this here with regard to bicycles  
15 and bicycles on public streets and public roadways  
16 were actually - - were actually originally  
17 designed for bicycles and horses and carriages,  
18 okay, cars came in later.

19 A lot of the laws are older with regard to  
20 the public use of the public streets.

21 So, it is illegal to outlaw bicycles on  
22 public streets.

23 So, what I would ask the Board, also, in  
24 approving this is to limit, um, the prohibition of  
25 bicyclists to only the sidewalk and Parking

1 Field 20, that is set forth, here because you  
2 can't outlaw them because of the Vehicle and  
3 Traffic Law.

4 You cannot outlaw bicyclists on a public  
5 street.

6 And, the last thing I would like to include  
7 in the Statute would be a prohibition under this  
8 212.

9 If a street is closed, say for outdoor  
10 dining is a perfect example on Atlantic Avenue,  
11 then, not only are cars outlawed but bicycles, as  
12 well.

13 And, we will lay that out here in the  
14 statute for your review.

15 And, I, if the Board has any comments, I  
16 know that I touched on a number of items that are  
17 addressed here, the additions that we would be  
18 talking about based on our discussions would be  
19 when the street is closed and the fine, as well,  
20 if you guys wanted to change that from one hundred  
21 to two hundred fifty or whatever amount the Board  
22 would choose.

23 MAYOR BEACH: Okay, I will address the  
24 Board, let's start with Number 1, would you want  
25 the fine to be more than one hundred dollars?

1 My other question is - - my other statement  
2 would be the in the past year we had outdoor  
3 dining, one of the problems we received many, many  
4 phone calls on was the fact that people were  
5 harassed by these bicyclists during outdoor  
6 dining.

7 Comments were made to them. They road  
8 closed to them. They did the wheelies. They  
9 drove fast through the walkthrough and they were  
10 asked and this is unfortunate that we have to go  
11 to this extent but they were asked multiple times,  
12 "Please, don't do this."

13 You know, "kind of stay off the street when  
14 people are eating and dining."

15 Our requests were not received well by  
16 them.

17 Unfortunately, we have to go to the next  
18 level and to make it safe for the people that are  
19 walking on the sidewalks and dining in the streets  
20 when we close them down.

21 And, it has been such an asset to our  
22 dining restaurants that we have to do this, so, I  
23 am in favor of this law.

24 Now, as far as the fine, I will ask Trustee  
25 Reardon what she thinks about the fine and go

1 right down the row and have everybody's input to  
2 the fine.

3 TRUSTEE REARDON: So, I can clarify, so, we  
4 raise the fine to two hundred and fifty like you  
5 suggested, um, it give the Judge the latitude to  
6 decrease it but if we keep it at a hundred it  
7 stays a hundred.

8 VILLAGE ATTORNEY ATKINSON: That is right,  
9 when you are sitting on the Bench - -

10 TRUSTEE REARDON: Okay.

11 VILLAGE ATTORNEY ATKINSON: I know this  
12 firsthand - -

13 TRUSTEE REARDON: Yes.

14 VILLAGE ATTORNEY ATKINSON: The Judge could  
15 never fine one hundred and one dollars if the fine  
16 sits at one hundred.

17 TRUSTEE REARDON: Okay.

18 VILLAGE ATTORNEY ATKINSON: You would write  
19 that up to two hundred fifty, so, then, the Judge  
20 could literally fine five dollars or two hundred  
21 and fifty and it gives the Court, um, a greater  
22 discretion with regard - - you are always  
23 concerned about the really egregious incident and  
24 one hundred dollars isn't what it was in 2011 and  
25 two hundred and fifty would be consistent

1 with the rest of the Code, that is why I am  
2 focusing on that.

3 TRUSTEE REARDON: Okay, no, that actually,  
4 I understand, so, that would make sense to keep it  
5 leveled with the rest of the Code.

6 Um, so, if the Judge has the ability to  
7 make the fine what he sees, correct, you know,  
8 what he sees fit, I am fine with increasing it and  
9 it doesn't always mean it is going to be that.

10 MAYOR BEACH: Deputy Mayor?

11 DEPUTY MAYOR HAWXHURST: Yes, I have a  
12 question for Chief Palladino, so, I know we are  
13 looking with regard to calling them "wheelie  
14 kids," who, you know, kind of not only had issues  
15 here in Lynbrook, if you talk to other people, you  
16 know kind of it is a phenomenon sweeping the area,  
17 whether it is - - I saw someone on Grand Central  
18 Parkway.

19 It happens in this area. I know the police  
20 have been dealing with this for the past year and  
21 everything.

22 Um, what has been, you know, the police  
23 interaction, you know with these kids?

24 I mean in the sense of have we been giving  
25 them tickets or have we been, you know, addressing



1 kind of riding on the wrong side of the road, any  
2 of these issues?

3 What has been our current interaction with  
4 them?

5 CHIEF PALLADINO: It varies a lot of time.  
6 We are called late to the scene, not so much in  
7 the downtown but we will be called, they will be  
8 on a wheelie rampage.

9 By the time we get through to them, they  
10 are either out of Town or they are in a parking  
11 lot other than what is downtown.

12 DEPUTY MAYOR HAWXHURST Right.

13 CHIEF PALLADINO: First and foremost, I ask  
14 the guys to intercede beforehand.

15 We have a bicycle shop in Town that draws a  
16 lot of these people which, you know, it is a  
17 thriving business.

18 We want the businesses to thrive.

19 However, they are mounting up there. It is  
20 a meeting place.

21 I have asked the guys to disperse them, to  
22 intercede beforehand.

23 It has worked.

24 It has actually calmed some of the riding  
25 down because it was pretty much a daily

1 occurrence and, now, we are starting to get to  
2 know them and build a repour, where, maybe, they  
3 can actually feel like they will respect us a  
4 little bit.

5 It happened somewhat.

6 You know, it is a ground level beginning,  
7 level beginning, level deal.

8 Um, the next things I asked the guys to do,  
9 you know, the old saying, "when you go fishing you  
10 can't catch all the fish."

11 What you do, you stop the ones that you  
12 can.

13 And, we ask the parents to come down and  
14 address the issue, so, it inconveniences the  
15 parents.

16 If we can't notify the parents on the  
17 street right away, the child is taken into the  
18 Stationhouse.

19 We ask for a grownup, you know, a  
20 responsible adult in their life to pick them up.

21 Um, the bigger problem lies there is  
22 actually - - it is almost like a black market that  
23 is going on with these bikes.

24 Many of these bikes are twelve, fifteen  
25 hundred dollars.

1           Some of them, we have had instances where  
2 we have had a few stolen.

3           We have problems with that.

4           They have stolen, been broken up for parts.  
5 So, we have made juvenile arrests in accordance  
6 with that.

7           One thing that is also, you know, as far as  
8 arrest-wise that is sort of curtailed us is the  
9 raised age that they have done for responsibility.

10          The responsibility for juveniles, now, is  
11 eighteen years or older, is, now, when you are  
12 considered an adult.

13          It used to be sixteen years old.

14          It was a lot easier to hold things over  
15 people's head, so to say.

16          However, I asked the guys to enforce the  
17 Penal Law when they can make a juvenile arrest.

18          We actually made - - we sent two of our  
19 Officers, one of our Detectives and our Youth  
20 Officer to Juvenile School, so, we could actually  
21 process arrests inhouse.

22          It is going to streamline a little better  
23 than to have the County involved.

24          Um, but, you know, as far as using the VTL,  
25 the problem that runs into that and getting back

1 to the law is you can still write Vehicle and  
2 Traffic summonses to a sixteen and seventeen year  
3 old.

4 It is not really a sixteen or seventeen  
5 year's old problem.

6 It tends to be more of a thirteen to  
7 fifteen year's old problem, with on occasion, we  
8 have a sixteen or seventeen year old.

9 You know, it is off to the races, we will  
10 write tickets.

11 This law would give us some teeth to, um,  
12 dealing with twelve, thirteen, fourteen and  
13 fifteen year olds.

14 And, it would give our guys a little more  
15 confidence because what we are really hanging our  
16 hat on, right, now, we have disorderly conduct.

17 We bring them in and you know up until last  
18 week we can really process inhouse.

19 The Cuntty won't come out for disorderly  
20 conduct.

21 So, therefore, um, we are left with the  
22 fact that, you know, we are sort of putting  
23 ourselves out there for a little liability for the  
24 fact we are taking someone in and sometimes it is  
25 not taken seriously.

1 It is more like this is just bicycles.

2 This is what we have - - they are doing.

3 I do want to nip this.

4 There has been an epidemic of this.

5 Thankfully we have seen to push it a little  
6 far South.

7 The 4<sup>th</sup> Precinct has been dealing with it a  
8 little more than we have or there have been more  
9 instances in the 4<sup>th</sup> Precinct that are not being  
10 dealt with and they are steering clear of here.

11 But, I approve of the law, just for the  
12 fact, it would give us teeth.

13 It is a tool in the toolbox. It is  
14 discretionary.

15 It doesn't have to be used ever minute, in  
16 that way, um, but, it helps.

17 Also, we have had a couple of  
18 confrontations that haven't been good.

19 Um, I wouldn't say the yare violent  
20 confrontations but it becomes agitated and, now,  
21 with this law on our side, especially with the  
22 outdoor dining, whatever, at least, we have  
23 something to hang our hat on, something.

24 It is a little bit easier when we have the  
25 streets closed, they are not really violating

1 the Vehicle and Traffic Law and at that point, we  
2 have to push disorderly conduct.

3 This would help us with the matter on that,  
4 but it hasn't been easy, I will tell you that.

5 It is a difficult situation to deal with.

6 DEPUTY MAYOR HAWXHURST: The last thing we  
7 want is a hassle and annoyance of people.

8 You don't want to see one of these kids get  
9 hurt.

10 CHIEF PALLADINO: That is first and  
11 foremost.

12 I mean it is unbelievable to me the changes  
13 that they take.

14 I was thirteen once, myself. I mean, I can  
15 remember things that I did that were silly at that  
16 time but, now, being a Father of children and  
17 seeing how it works, of course, you have different  
18 eyes on it.

19 And, we have to think for them sometimes,  
20 especially, if they are going to be out on their  
21 own and you know they will be making their own  
22 decisions, we have to help them out.

23 Getting back to the original law, we had  
24 people literally jumping, skateboarding into  
25 Merrick Road and it was easier because they

1 | didn't fall under the VTL.

2 |           So, this Code would be an easy fix.

3 |           MAYOR BEACH: Well, that being said, Chief,  
4 | I am sorry, sometimes we are just isolating this  
5 | to the outside dining area when bicycles come down  
6 | and cause issues but you're talking, also, on  
7 | Merrick Road and groups and they do, they  
8 | challenge vehicles?

9 |           CHIEF PALLADINO: Yeah, again, we have to  
10 | enforce.

11 |           We have disorderly conduct and VTL and  
12 | disorderly conduct is actually a Penal charge, so,  
13 | therefore, we could actually take a child in for  
14 | that.

15 |           It will be charged as a juvenile, of  
16 | course.

17 |           We also had a host of community projects  
18 | that we have done with some of the kids, part of  
19 | that, too, is we get to know them, once - - for  
20 | the most part, once they put a name and face to  
21 | those officers - - I said we had an interaction  
22 | the other night where our Inspector actually  
23 | stopped a few kids that were - - had a problem at  
24 | Wendy's and they had the child taken home and all  
25 | of that and a group of other kids who

1 weren't, they were on bicycles and the kids came  
2 over and were there to help out Inspector Murphy.

3 So, you know, we build this repour with a  
4 lot of them and that is what I am hoping we can  
5 avoid any kind of conflicts but, you know, we have  
6 people come in and out of Town that we never met  
7 before and that was the case the other night.

8 So, you know, five outside kids, one in-  
9 Town kid and, um, you know, we had to correct the  
10 bad behavior.

11 MAYOR BEACH: I am sure there are other  
12 important things that we would rather be doing.

13 Let me go to Trustee Boccio.

14 TRUSTEE BOCCIO: I actually have a few  
15 things to say about this.

16 First of all with respect to the fines,  
17 quite frankly, I don't think two hundred and fifty  
18 is enough.

19 And, there are two reasons for that, not  
20 only, I think we would be looking at five hundred  
21 but not just five hundred.

22 I think the way it is written, now and in  
23 some instances I remember working in the Courts,  
24 there should be discretion with community service  
25 because the Judge should have that latitude as



1 was pointed out earlier if it is not egregious, if  
2 it is a first time, there is a lot a Judge has to  
3 take into account.

4 So, that should run the gamut of community  
5 service.

6 Community service we had done in the past  
7 up to five hundred.

8 And, my feeling for that is stronger for  
9 twofold; one, it is what we have already  
10 discussed.

11 You don't want somebody to get hurt. You  
12 will have a young child that will get hurt.

13 It will happen.

14 I was in Garden City on Stewart Avenue this  
15 past weekend and I saw about seventy-five to one  
16 hundred kids rolled out in the middle of the road  
17 of oncoming traffic doing wheelies and it backed  
18 up all of Stewart Avenue back to the Mall.

19 It as insane and how somebody is not going  
20 to get hurt is beyond me.

21 That is one side of the coin.

22 And, I can tell you just from my legal  
23 background to be on the end of a driver who has  
24 seriously injured a child or another individual  
25 that is going to follow them for life.

1           And, there are repercussions physically and  
2           emotionally for not only the children's family but  
3           the driver's family.

4           There is a lot at stake. So, I think we  
5           really need to consider the possibility of raising  
6           it to a higher fee.

7           I am suggesting five hundred but also on  
8           the other end of it also include community service  
9           because what the Chief is pointing out too, a lot  
10          of this stuff has to do with our interaction and  
11          if we continue to build a repour, we can try to  
12          make strides into reasoning and when there is no  
13          reasoning and we repeatedly, consistently warn  
14          certain individuals over and over again, we need  
15          something to give them the tools, so, that they  
16          can properly do what they need to do and for the  
17          Court to properly adjudicate it.

18          So, that is my position on it.

19          CHIEF PALLADINO: I appreciate that because  
20          when we have done community service, it is more or  
21          less saying us dangling a carrot.

22          We don't really have a carrot to dangle,  
23          We more or less call the parents up, "your child  
24          was doing this or not."

25          "It was a severe inconvenience of the

1 "Police Department. I think a lesson needs to be  
2 taught, here."

3 So, we really have to get their compliance.

4 I think the Court remanding it, maybe  
5 holding it over the parents' head, "either you are  
6 going to pay this fine or your child is going to  
7 community service," I think a lot of them would  
8 opt for the community service.

9 So, I appreciate that as an offer.

10 TRUSTEE RYDER: I have a few thoughts, um,  
11 Mr. Atkinson, could you just identify which  
12 Parking Field is 20 so our folks at home know  
13 which filed that is?

14 VILLAGE ATTORNEY ATKINSON: Parking Field  
15 20 is the Lot behind Millers.

16 TRUSTEE RYDER: Okay, thank you.

17 Now, as far as if a ticket is issued to a  
18 juvenile, the parents - -

19 CHIEF PALLADINO: It wouldn't be, it would  
20 be issued to the parents.

21 We can't issue to a juvenile.

22 TRUSTEE RYDER: That was my question, okay,  
23 it is issued to the parents and the parents'  
24 responsibility?

25 CHIEF PALLADINO: Yes.

1 TRUSTEE RYDER: Going back to what Trustee  
2 Boccio said, unfortunately, sometimes people take  
3 things more seriously when it hits them harder in  
4 the pocket, so, I tend to agree with Trustee  
5 Boccio as far as increasing the fine.

6 What if it is a repeat offender? What if it  
7 is the third time that this child has come before,  
8 you know, has been caught doing this?

9 Maybe the first time it is up to the  
10 Judge's discretion but maybe the first time it is  
11 two hundred fifty, the second time, three hundred  
12 and fifty and ultimately the third time five  
13 hundred.

14 It is the discretion to the Judge to impose  
15 a fine as he sees fit, so, I tend to agree with  
16 you, perhaps two hundred fifty is not enough.

17 I know that if my child, if I was  
18 responsible for paying a fine for my child for  
19 five hundred dollars, I would be very angry with  
20 my child and made sure my child learned his or her  
21 lesson as far as doing it, again.

22 So, it puts the onerous on the parent to  
23 discipline and, teach their child.

24 CHIEF PALLADINO: To speak to that, the  
25 interactions we had with the parents have been

1 positive.

2 I mean it has been. "I can't believe they  
3 are doing this.

4 "They will never do this, again. I paid  
5 this much for this bike."

6 We are not really getting many instances.  
7 We had a few instances where there is sort of no  
8 parent to be found, that is part of the issue why  
9 they are disregarding the law, but, most - - I  
10 can't think of an interaction in the last year  
11 that has been negative with the parents.

12 They have been very apologetic and, um, you  
13 know what, having the teeth of this law would  
14 definitely help.

15 TRUSTEE REARDON: Force something to  
16 happen.

17 MAYOR BEACH: How about something of five  
18 hundred or community service?

19 VILLAGE ATTORNEY ATKINSON: I think the  
20 Board is being very thoughtful about it.

21 MAYOR BEACH: As a parent, I wouldn't want  
22 to be hit with five hundred dollars, that is an  
23 eyeopener.

24 VILLGE ATTORNEY ATKINSON: I would suggest  
25 having a limit on the number of hours, so, up

1 to ten hours or twenty hours of community service,  
2 whatever the Board would deem.

3 MAYOR BEACH: I think it would be more  
4 serving if someone had to do community service  
5 than their parent, you know - -

6 TRUSTEE REARDON: Paying the fine.

7 MAYOR BEACH: - - paying the money.

8 TRUSTEE REARDON: Yup.

9 TRUSTEE RYDER: Who would oversee that,  
10 that would be the Court, if that is the penalty?

11 CHIEF PALLADINO: The one we - - the few we  
12 have done, it has been myself and the Juvenile  
13 Officer that would oversee.

14 TRUSTEE RYDER: You would oversee the  
15 community service?

16 CHIEF PALLADINO: Yea.

17 TRUSTEE RYDER: And, the child would have  
18 to report back to you?

19 CHIEF PALLADINO: Yes, they would report to  
20 us.

21 I mean, we could have it where they could  
22 report to any, you know, um, any Department.

23 Public Works might need something or the  
24 Rec. Center.

25 VILLAGE ATTORNEY ATKINSON: I am sorry - -

1 CHIEF PALLADINO: No - -

2 VILLAGE ATTORNEY ATKINSON: The Village  
3 immediately to the East does have a program for  
4 juvenile offenders and there is an number of  
5 organizations in the Village that they send kids  
6 to, you know, essentially to a Soup Kitchen that  
7 they would go to.

8 MAYOR BEACH: Would this be something that  
9 the Police Chief would take under his many - - one  
10 of our Officers, if we did community service?

11 CHIEF PALLADINO: At the moment, that is  
12 the way we have done it, um, we have actually had,  
13 I know three children who did community service -  
14 - well, three instance.

15 It was a group of five. We did the planter  
16 outside. We repainted it and planting flowers.

17 Um, we had someone come and clean the  
18 Stationhouse and it was two Brothers.

19 They both came and cleaned the Stationhouse  
20 together and it was, you know, it was a rewarding  
21 experience.

22 I will say - - I will tell you at a certain  
23 point, you know, I am out of projects.

24 Sometimes, too, I mean having the help of  
25 the DPW, you know, if they get things, they

1 might need done, I think expanding, you know, too,  
2 with the community, the Lynbrook CARES  
3 opportunity.

4 TRUSTEE RYDER: I have a lot of volunteer  
5 opportunities for kids, here.

6 CHIEF PALLADINO: If we can enlist that, as  
7 well, that would be great.

8 TRUSTEE RYDER: Well, perhaps a combination  
9 of both, this way, the child really gets his or  
10 her hands dirty, gets her hands dirty and the  
11 parents have to pay the fine, as well.

12 MAYOR BEACH: It would be something that  
13 would be legal.

14 I am thinking send the kid down to Greis  
15 Park, something like that, that would be great,  
16 that would help us out.

17 But, are we legally allowed to do that?

18 VILLAGE ATTORNEY ATKINSON: Sure.

19 MAYOR BEACH: Because there are plenty of  
20 leaves at Greis Park.

21 TRUSTEE REARDON: Yes, there are.

22 VILLAGE ATTORNEY ATKINSON: What the  
23 penalty can't be is cruel and unusual.

24 MAYOR BEACH: It depends what kind of  
25 parent you are to consider what is cruel



1 and unusual.

2 VILLAGE ATTORNEY ATKINSON: As a child I  
3 hated weeding.

4 I don't think it is cruel and unusual to do  
5 that. You have to limit the number of hours.

6 What can't happen - - Judge McLaughlin and  
7 Judge Hughes, in my experience with them, would  
8 not issue two hundred and fifty hours of community  
9 service but you can't do that, so, you do have to  
10 limit, you say a five hundred dollar fine and up  
11 to ten hours or fifteen hours, I think is  
12 reasonable.

13 These are the types of statutes that can be  
14 revisited as well, just like we are revisiting it,  
15 now, to expand upon a skateboard or roller  
16 skating, inline skating in a certain area.

17 But I am glad I brought up, you know, the  
18 change of a fine because a one hundred dollar  
19 fine, as, in the Board's opinion, is too low.

20 MAYOR BEACH: Five hundred dollars seems  
21 very steep to me.

22 TRUSTEE RYDER: That would be the maximum.

23 VILLAGE ATTORNEY ATKINSON: It is at the  
24 discretion of the Board to do so.

25 TRUSTEE REARDON: I think fifteen hours

1 Community service is a reasonable number for these  
2 kids, up to fifteen.

3 DEPUTY MAYOR HAWXHURST: Up to.

4 TRUSTEE BOCCIO: Or any combination of  
5 and/or.

6 MAYOR BEACH: No one is calling for any  
7 feedback, here?

8 No one is calling for feedback? No, I am  
9 asking, has anybody called in?

10 VILLAGE ADMINISTRATOR GIORDANO: No, no.

11 DEPUTY MAYOR HAWXHURST: The only thing  
12 that I would ask to exempt the Police bicycles  
13 because we have them out on Atlantic when we close  
14 out the street.

15 MAYOR BEACH: They usually walk their bikes  
16 through crowds.

17 TRUSTEE RYDER: Yes.

18 MAYOR BEACH: I make a Motion to twenty  
19 hours of community service or five hundred dollar  
20 fine.

21 TRUSTEE RYDER: Up to fifteen hours.

22 MAYOR BEACH: I through twenty in there to  
23 see if you guys were listening.

24 Reduced to fifteen and five hundred?

25 TRUSTEE RYDER: Yes.

1 VILLAGE ATTORNEY ATKINSON: We will make  
2 that amendment.

3 I like to thank the Board for that.

4 MAYOR BEACH: What we are doing, now, we  
5 are finding fault with someone that is riding  
6 their bike on the sidewalks and in the streets  
7 during outdoor dining and on the sidewalk at any  
8 time.

9 VILLAGE ATTORNEY ATKINSON: I can sum up  
10 the changes in the statute, now, if that pleases  
11 the Board.

12 So, under Section 212-4, we will make the  
13 following change, the fine from one hundred  
14 dollars to five hundred dollars and/or fifteen  
15 hours of community service.

16 TRUSTEE BOCCIO: As he is saying this, I  
17 want to be clear about something, this also gives  
18 the Judge the discretion to do it when there is  
19 reckless riding of the bicycles on any street, is  
20 that not correct or no?

21 VILLAGE ATTORNEY ATKINSON: This statute is  
22 limited to just the mid downtown area.

23 TRUSTEE BOCCIO: So, what do we have to  
24 address the issues of this kind of reckless, I  
25 mean that is really where we are seeing

1 a lot of the issues, correct me if I am wrong.  
2 Chief, you know when you are going down Sunrise  
3 sometimes or Merrick Road and they are reckless  
4 onto oncoming traffic, do we have something on the  
5 books?

6 CHIEF PALLADINO: That would be dealt with  
7 the - - really, disorderly conduct - -

8 TRUSTEE BOCCIO: Okay.

9 CHIEF PALLADINO: - - As a Penal charge  
10 and take them in as a juvenile for disorderly  
11 conduct.

12 This is assuming they are under eighteen  
13 years. In some case they are under fifteen years,  
14 sixteen years old.

15 We can charge VTL charges on a bicycle to a  
16 sixteen or seventeen year old.

17 VILLAGE ATTORNEY ATKINSON: Trustee Boccio,  
18 I may have been unclear before when I spoke about  
19 conflict of laws.

20 As a fellow Lawyer, sometimes you can get  
21 lost in your research, what happens, here is, um,  
22 public streets are set up for bicycle and horses  
23 back in the day, right and under the VTL, Vehicle  
24 and Traffic Law, a bicycle is considered a  
25 vehicle, so, you have the authority - -

1 the Police has the authority to issue a ticket to  
2 anyone riding a bicycle for a moving violation.

3 It could be speeding, more likely, Stop  
4 signs, failure to obey sign, red light, failure to  
5 signal, those types of things and that is the  
6 framework in which a bicyclist would be ticketed.

7 What we ran into, here with the conflict of  
8 laws is the skateboarding and the roller skating  
9 aren't under the VTL, so, you aren't allowed to  
10 outlaw them completely.

11 You can't outlaw bicycles on public  
12 roadways but we are able to outlaw them on the  
13 sidewalks and appurtenances to those roadways.

14 And, that is what you would be doing, here.

15 And, you are increasing the fines.

16 TRUSTEE BOCCIO: So, people at home can  
17 understand, there is this section that will deal  
18 with those circumstances.

19 There is already in existence the VTL Law  
20 that can be utilized in order to address any kind  
21 of reckless riding with the bike and that also  
22 carries the normal VTL discretion that the Judges  
23 can employ.

24 I think also, correct me if I am wrong,  
25 but, I think you can do community service as part

1 of that or no?

2 VILLAGE ATTORNEY ATKINSON: It would depend  
3 on the statute and I would have to look up the  
4 individual code whether these numbers in the  
5 original, carve out for bicycles and automobiles.

6 There are no actual points issued for  
7 bicycles.

8 TRUSTEE BOCCIO: Right.

9 VILLAGE ATTORNEY ATKINSON: I found  
10 interesting in the research, as well, the fines  
11 and the surcharge all apply.

12 TRUSTEE BOCCIO: Okay, thank you.

13 VILLAGE ATTORNEY ATKINSON: It was a very  
14 interesting thing to research - -

15 TRUSTEE BOCCIO: Yes.

16 VILLAGE ATTORNEY ATKINSON: - - The  
17 bicycles and vehicles, this whole area, I am  
18 sorry.

19 Let me continue; it is up to five hundred  
20 dollars or fifteen hours of community service  
21 pursuant to the amendment of 212-4, we are going -  
22 - the Board is enacting to outlaw the riding of  
23 bicycles on sidewalks, appurtenances to limited  
24 streets in the immediate downtown area and Parking  
25 Field 20 which is in the parking field behind

1 Millers.

2 We are adding a carve out that bicycles  
3 cannot be in a closed street in the immediate  
4 downtown area, i.e. the outdoor dining but  
5 bicycles cannot be ridden at the time, as well,  
6 that would be specifically carved out.

7 There is no conflict of law there because  
8 it actually reiterates what is already on the  
9 books with the VTL, you are saying the same thing  
10 but also making it a violation of the Village  
11 code.

12 We can do that there.

13 MAYOR BEACH: Can I have a Motion to close  
14 the Public Hearing at 7:49 p.m.?

15 DEPUTY MAYOR HAWXHURST: So moved.

16 TRUSTEE REARDON: Second.

17 MAYOR BEACH: A Motion for what Counsel has  
18 mentioned as far as the Bicycle Law as outlined by  
19 Counsel?

20 DEPUTY MAYOR HAWXHURST: So moved.

21 TRUSTEE REARDON: Second.

22 MAYOR BEACH: All in favor?

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

25 VILLAGE ATTORNEY ATKINSON: I want to thank

1 the Board for the foresight with this, sometimes  
2 situation can be unwieldly to deal with a local  
3 Code and I this does give Chief Palladino an  
4 additional tool to use in dealing with the issue  
5 at hand.

6 MAYOR BEACH: It was very difficult for the  
7 Chief, although, it was our first time with  
8 outside dining and closing the street to that  
9 extent and for that length of time, numerous  
10 occasions, I was downtown where bicycles were very  
11 unruly and a few times I witnessed the Police  
12 Department trying to be patient and explain to the  
13 young people that they cannot be doing this and it  
14 was really, many of them were very disrespectful  
15 to the men in uniform.

16 I was very offended and I didn't think kids  
17 would be that way.

18 VILLAGE ATTORNEY ATKINSON: Just to clear  
19 up what wouldn't be addressed in this, this  
20 statute is limited to the streets downtown that  
21 are set forth and, um, if you have a block party  
22 or you have a triathlon, that does not apply, here  
23 because those things don't take place on those  
24 streets.

25 MAYOR BEACH: Okay, this is just the



1 outside dining area of downtown.

2 VILLAGE ATTORNEY ATKINSON: And, some  
3 additional streets immediately around it.

4 MAYOR BEACH: Correct, thank you.

5 VILLAGE ATTORNEY ATKINSON: Thank you.

6 CHIEF PALLADINO: Thank you very much.

7 MAYOR BEACH: We closed the Public Hearing  
8 and we voted, we are good.

9 Next on the Agenda, Item 6, I believe it is  
10 and Chief Brooks is asking for transfer of funds.

11 The funds are needed to purchase the solo  
12 self-breathing, contained breathing apparatus  
13 washer at a cost of twenty-seven thousand two  
14 hundred and ninety-three dollars and seventy-five  
15 cents.

16 This is, um, a machine that washes the  
17 equipment after carcinogens have entered it and  
18 actually it will really be an OSHA requirement,  
19 so, it does make sense to do this at this time.

20 I need a Motion.

21 TRUSTEE REARDON: So moved.

22 DEPUTY MAYOR HAWXHURST: Second.

23 MAYOR BEACH: All in favor?

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

25 After, the following ensued.)

1           MAYOR BEACH: Number 7, adoption of the  
2 2021/2022 tentative budget.

3           TRUSTEE REARDON: We have Rec. and Parks.

4           MAYOR BEACH: Oh, another transfer of  
5 funds?

6           TRUSTEE REARDON: It is stapled together.

7           MAYOR BEACH: I am not aware of this.

8           "I would like a transfer of funds for  
9 maintenance, repair of equipment, computer course.

10           These funds are needed for new photo I.D.  
11 systems to go along with the new  
12 membership/software program for the Village pool.

13           This was on the back of this one.

14           TRUSTEE REARDON: A-hun.

15           DEPUTY MAYOR HAWXHURST: We talked about  
16 this. We postponed this last year because of  
17 COVID.

18           MAYOR BEACH: We can't put it off anymore.

19           A Motion to accept?

20           DEPUTY MAYOR HAWXHURST: So moved.

21           TRUSTEE REARDON: Second.

22           MAYOR BEACH: All in favor?

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

25           MAYOR BEACH: Thank you.

1           Next is the adoption of the tentative  
2 budget, correct?

3           I am good. Open the Public Hearing, well,  
4 the Public Hearing was opened. The Public Hearing  
5 was on the new budget was on April 54<sup>th</sup> and since  
6 that time the Board has continued updating revenue  
7 projects and the budget reductions, as we have in  
8 prior year's budgets spending.

9           It only increased 1.8 percent. The new  
10 budget comes on the heels of the State  
11 Comptroller's report that Lynbrook has no fiscal  
12 stress, scoring a thirteen out of one hundred  
13 being - - one hundred being the highest stress  
14 while the budget spending only increased upon of  
15 1.8 percent over two million dollars in loss of  
16 revenue due to the COVID-19 resulted in the change  
17 in the tax rate of 5.79.

18           The average for five year tax rate increase  
19 in this Village has, therefore, only been 2.14  
20 percent.

21           This will leave the Village in a healthy,  
22 fiscal condition for the following year, maintain  
23 adequate services to sustain a Double A bond  
24 rating, the highest it has been in over fifty  
25 years as a testament to your Village's

1 Financial reputation. We ere visited last week by  
2 a neighboring Village in junk bond status to  
3 review some of our procedures.

4 We look forward to the 2021/2022 hoping for  
5 a great year to bounce back, here.

6 This year we will have full membership for  
7 the pool.

8 We are opening the pool for the entire  
9 Village.

10 There is also one million seven hundred and  
11 fifty thousand dollars in road improvements to  
12 start in late Summer on the five-corner clock to  
13 be completed in a couple of weeks. Finally.

14 We have been waiting on that.

15 All of that is going on in the Village. I  
16 make a motion to approve the budget.

17 Is there a second?

18 TRUSTEE REARDON: Second.

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

21 MAYOR BEACH: Thank you.

22 TRUSTEE RYDER: Mr. Mayor?

23 MAYOR BEACH: Yes.

24 TRUSTEE RYDER: I vote yes on the budget  
25 but I abstain on the legal services line.

1 MAYOR BEACH: Thank you. Note that, John.  
2 Contracts, Item 8, the recycling.

3 Phil Healy recommended the recycling  
4 contract bid to have a one-year extension on it.  
5 I need a Motion.

6 DEPUTY MAYOR HAWXHURST: So, this is the  
7 recycling of all the different items?

8 MAYOR BEACH: Right.

9 DEPUTY MAYOR HAWXHURST: For newspapers and  
10 corrugated boards, glass, bottles, cans and other  
11 comingle items.

12 MAYOR BEACH: We used to get money for  
13 those things and, now, we are paying

14 TRUSTEE REARDON: Everyone is under the  
15 same situation, not just us, correct?

16 MAYOR BEACH: Our tonnage for comingle  
17 glass and certain things have gone up.

18 TRUSTEE REARDON: Yes.

19 MAYOR BEACH: Our waste is less expensive  
20 to discard than recyclables at this point.

21 DEPUTY MAYOR HAWXHURST: So moved.

22 TRUSTEE REARDON: Second.

23 MAYOR BEACH: All in favor?

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

1           MAYOR BEACH: The Worker's Comp, this is  
2 risk management, the program agreement for the  
3 third party administrator.

4           I need a Motion.

5           DEPUTY MAYOR HAWXHURST: So moved.

6           TRUSTEE BOCCIO: Second.

7           MAYOR BEACH: All in favor?

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

10           MAYOR BEACH: Authorization for a Grant  
11 from Legislator Gaylord.

12           I need a Motion to file the Grant.

13           TRUSTEE REARDON: So moved.

14           TRUSTEE BOCCIO: Second.

15           MAYOR BEACH: All in favor?

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

18           MAYOR BEACH: Then we have bills.

19           TRUSTEE RYDER: I move that the bills  
20 listed on the abstract of audited vouchers be paid  
21 as soon as they have been duly audited by the  
22 majority.

23           MAYOR BEACH: Second?

24           TRUSTEE BOCCIO: Second.

25           MAYOR BEACH: All those in favor?

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

3 MAYOR BEACH: I have a couple of things; we  
4 are planning on doing the golf outing on August  
5 2<sup>nd</sup>.

6 It is the Mayor's Golf Outing to assist the  
7 Community Chest.

8 So, the flyer should be coming out and  
9 please, look out for that, that is a great thing  
10 for the Village.

11 It is a great thing for the Community  
12 Chest.

13 It does help them.

14 It really helps a lot of people in the  
15 Village to be able to do that.

16 I want to say one thing I left off, the  
17 last Board Meeting an appointment I want to  
18 appoint John Giordano as the Village Clerk for the  
19 next year.

20 Thank you, John for your services.

21 You are doing a great job, John and I  
22 really appreciate your hard work.

23 Thank you.

24 One other thing I like to mention that we  
25 will receive an application for the Feather

1 Factory.

2 Finally, this is moving in the right  
3 direction and once we receive the application, we  
4 will set a date for a Public Hearing.

5 So, I just want to make everybody aware  
6 that this is happening.

7 We are moving forward with it and if you  
8 have any comments, we are unable to have an open  
9 forum, we will work something out where people  
10 will be able to come in and exactly how it will  
11 work out, we will figure it out and make it work  
12 for everybody.

13 The other comment, I think I got everything  
14 there.

15 I am trying to put it off as long as  
16 possible but I have very sad news, one of our  
17 retired Police Officers, Lieutenant Danny Dillion  
18 lost his life, 54 years old to COVID.

19 I like to take a few minutes for silence  
20 for Danny and his wife.

21 (Whereupon, a moment of silence was  
22 observed. After, the following ensued.)

23 MAYOR BEACH: Thank you, consider Danny in  
24 your prayers.

25 His wife is having a hard time, as



1 anyone could imagine.

2 Any comments from the Board?

3 (Whereupon, no comments were heard. After,  
4 the following ensued.)

5 MAYOR BEACH: I would like to set a Public  
6 Hearing date for May 3<sup>rd</sup> for marijuana control and  
7 taxation act that we can discuss it in an open  
8 forum that we can receive any comments.

9 That will be on May 3<sup>rd</sup>.

10 I like to set the date for that whether to  
11 opt in or opt out.

12 DEPUTY MAYOR HAWXHURST: So moved.

13 TRUSTEE REARDON: Second.

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

16 MAYOR BEACH: Thank you. Any other  
17 comments?

18 TRUSTEE RYDER: I just have a quick comment  
19 about you had mentioned the Mayor's Golf Outing, I  
20 have mentioned many, many times over the last  
21 decade or so that the biggest contributor to the  
22 Community Chest has been the Mayor's Golf Outing  
23 over the last several years.

24 There have been years where they have  
25 donated to the Community Chest, ten thousand

1 dollars which is tremendous and I have always,  
2 over the years, made pleas for people to remember  
3 the Community Chest around the holiday time when  
4 they are looking to make a donation and, um,  
5 collectively the Mayor's Golf Outing, several  
6 local businesses and some residents, as well, who  
7 have been so generous and have donated to the  
8 Community Chest, it has enabled our Committee to  
9 help hundreds of families, Lynbrook families over  
10 the last fifteen years or so that I have been  
11 involved.

12 And, if you are so inclined, if you are a  
13 golf player or if you are not, to consider  
14 participating in the Mayor's Golf Outing.

15 Any profit that is made is given to the  
16 Community Chest so not only will you have a fun  
17 day out on the golf course, you will be helping  
18 many Lynbrook families in need.

19 Thank you.

20 MAYOR BEACH: Anybody else?

21 (Whereupon, no comments were heard. After,  
22 the following ensued.)

23 MAYOR BEACH: A Motion to close the  
24 Meeting.

25 TRUSTEE REARDON: So moved.

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TRUSTEE RYDER: Second.

MAYOR BEACH: All in favor?

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

After, the following ensued.)

MAYOR BEACH: Thank you for tuning in.

(Whereupon, the Meeting of April 19, 2021  
was concluded. Time noted: 8:03 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 April 19,  
2021, consisting of pages 1 through 60 inclusive  
is an accurate transcription of my cryptic notes.

IN WITNESS WHEREOF, I SET MY HAND THIS DAY.

*CHRISTIAN MASCOIA*

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CERTIFIED COURT REPORTER

NORTH SHORE COURT REPORTERS

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