

A regular meeting of the Board of Trustees was held on Tuesday, February 15, 2022 at 5:00 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

BOARD OF ASSESSMENT
REVIEW

Deputy Mayor Hawxhurst opened the Grievance Hearing at 5:00 PM and advised that tonight's session will be held until at least 9:00 PM simultaneously with a regular Board of Trustee Meeting beginning at 7:00 PM. Village Administrator, John Giordano and Village Assessor, Lisa Kenny were present. As there was no quorum, the Deputy Mayor recessed the Hearing to 6:00 PM.

2022 GRIEVANCE
PETITIONS

The Mayor reopened the Hearing at 6:00 PM with all present and reviewed Grievance applications filed against the 2022 Tentative Assessment Roll, as submitted by Village Assessor Lisa Kenny, and reiterated that tonight's Grievance Hearing will be conducted until at least 9:00 PM.

2022/2023 FD BUDGET-RENT
RES.#31-2022

The Board reviewed 2022/2023 Budget requests from the Fire Department, and Fire Department Rent Committee. It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to authorize a 3% increase to the rent paid to the Fire Department for 6 firehouses. Motion carried, all voting "Aye".

The Mayor opened the regular meeting of the Board of Trustees at 7:00 PM .

MINUTES – 1/24/22
RES.#32-2022

It was moved by Trustee Reardon, seconded by Trustee Ryder, to accept the Minutes of January 24, 2022 as submitted and place on file. Motion carried, all voting "Aye".

PRESENTATION – CONFIDE
COUNSELING

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio to table a presentation by CONFIDE Counseling as the presenter was not present.

REQUEST – F.D. TRAINING –
4/23/22 – 4/30/22
RES.#33-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon to grant permission to the Lynbrook Fire Department to attend the FDIC 2022 in Indianapolis and use Chief's vehicle 429 and Fire Department Van 426-1 on April 23-30, 2022. Motion carried, all voting "Aye".

REQUEST – GIRL SCOUT
COOKIE SALE
RES.#34-2022

It was moved by Trustee Ryder, seconded by Trustee Boccio, to authorize the ELLM Association of Girl Scouts to sell cookies at the Atlantic Ave/Forest Ave Walkway on Saturdays from 10 am – 1 pm through March 30th. Motion carried, all voting “Aye”.

CONTRACT – STREET
LIGHT IMPROVEMENTS
RES.#35-2022

It was moved by Trustee Reardon, seconded by Trustee Boccio, to authorize Anker’s Electric Service to proceed with LED Street Light Conversion/Ornamental Poles on the south side of Peninsula Blvd. from Rockaway Ave. to Olive Pl., in accordance with their requirements contract rates using the recently approved \$190,000 Community Development Block Grant. Motion carried, all voting “Aye”.

REQUEST – PARKING
WAIVER - KINGDOM
MINISTRIES – 2/17/22-2/22/22
RES.#36-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to grant permission to parishioners of Kingdom Ambassadors Global Ministries of 181 Vincent Ave. who will be holding its RAW International Conference on February 17 – 20, 2022, to park on Sunrise Highway, except for areas designated “No Stopping” and “No Parking”; parking in PF#14, 17, 18, and 19 and only evenings in PF #15 & 16; waive parking meters on both sides of Merrick Road from Remsen Ave. to Earle Ave, and to waive all on-street and field overtime parking in the area. Motion carried, all voting “Aye”.

CONTRACT – DOCUMENT
SCANNING – BLDG DEPT
RES.#37-2022

It was moved by Trustee Boccio, seconded by Trustee Ryder, to approve a contract with NYSID via Seery Systems Group for document scanning of archived records in the Clerk’s office, and authorize a transfer of funds from A1990.444 to A1460.0400. Motion carried, all voting “Aye”.

P.H. – ZONING –
PROHIBITION OF TOBACCO
SALES – L.L. #2 OF 2022
RES.#38-2022

The Mayor opened the Public Hearing at 7:24 PM to consider the enactment of Local Law #2 of 2022, to amend Chapter 252 of the Code of the Village of Lynbrook entitled “Zoning”, to consider the amendment of Village Code Chapter 252-30(A)(33) which would prohibit any business in a Commercial District from using in excess of five(5) feet of floor space for the sale of tobacco and other related products; and for the enactment of Village Code Chapter 252-37(13) which would allow any business in a Light Manufacturing District to sell tobacco and other related products. The Mayor read the proposed Local Law and asked for comments. The Village Attorney advised that the proposed local law would not impact such existing uses. After no further comments, it was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to close the Hearing at 7:27 PM. It was

P.H. – ZONING –
PROHIBITION OF TOBACCO
SALES – L.L. #2 OF 2022
CONT'D

moved by Trustee Boccio, seconded by Trustee Reardon, that the Board of Trustees declares 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. – SIDEWALK
VIOLATIONS
RES.#[39-2022](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to open a Public Hearing at 7:28 PM to consider the repair and construction of the attached list of sidewalk violations in the Village pursuant to Section 212.1 of the Village Code. Mayor Beach asked if anyone wished to comment. After no further comments were heard, it was moved by Trustee Reardon, seconded by Trustee Ryder, to close the Public Hearing at 7:29 PM and to authorize the Village to have repairs made to the sidewalks in violation; to assess the properties for such repair costs and adopt the attached resolution as written. Motion carried, all voting “Aye.” (See Exhibit A)

SETTLEMENT VILLAGE
CLAIM – SALT SHED
RES.#[40-2022](#)

It was moved by Trustee Boccio, seconded by Trustee Ryder, to accept the settlement from Glatfelter Claims Management for the DPW Salt Shed damaged by a delivery truck, such amount to reimburse for the demolition and finance the cost to rebuild. Motion carried, all voting “Aye”.

RESCIND SALT SHED
REPAIR
RES.#[41-2022](#)

It was moved by Trustee Reardon, seconded by Deputy Mayor Hawxhurst, to rescind Resolution #222-2020 of December 21, 2020 awarding the bid for construction or replacement Salt Shed to G-Star Enterprises. Motion carried, all voting “Aye”.

BID AWARD – 04-2021 –
HIGHWAY DEPT SHED
CONSTRUCTION
RES.#[42-2022](#)

Village Administrator John Giordano advised that eight(8) bids were received on December 2, 2021 for the rebid of the Highway Department Salt Shed Construction from:

<u>Contractor</u>	<u>Bid Amount</u>
KJB Industries	\$181,182
Preferred Construction	218,000
JSK Construction	220,000
G-Star Enterprises	229,850
Ashlar Contracting	242,500
East End Group	247,000
Capital Project	437,211
Kel-Tech Construction	488,000

It was moved by Trustee Boccio, seconded by Trustee Reardon, to award the bid to KJB Industries as the low bidder as recommended by Phil Healey, Superintendent of Public Works. Motion carried, all

BID AWARD – 04-2021 –
HIGHWAY DEPT SHED
CONSTRUCTION
CONT'D

voting “Aye”. It was moved by Trustee Ryder, seconded by Trustee Reardon, that the Board of Trustees declares 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”.

AUTHORIZATION –
ATLANTIC AVE
WALKTHROUGH
RES.#[43-2022](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to authorize the Mayor to negotiate with the owner of 25-29 Atlantic Ave to acquire part of the subject property for the purposes of creating a pedestrian alley between Atlantic Avenue and Broadway. Motion carried, all voting “Aye”.

AUTHORIZATION – FD AIR
CYLINDER SERVICE
SYSTEM
RES.#[44-2022](#)

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to authorize the acquisition of a Cylinder Accountability Tag System for the Lynbrook Fire Department air bottles subject to approval by the Mayor and authorize a transfer of funds from A1990.444 to A3410.457 to accommodate said purchase if necessary. Motion carried, all voting “Aye”.

BID AWARD – 21/22 ROAD
PROJECT
RES.#[45-2022](#)

Village Administrator John Giordano advised that eight(8) bids were received on January 27, 2022 for the 2021/2022 Roadway Improvements Project from:

<u>Contractor</u>	<u>Bid Amount</u>
Valente Contracting Corp	\$1,817,387.50
American Paving, Inc	1,873,950.00
Graci Paving Associates	2,049,150.00
Stasi Industries, Inc	2,136,250.00
Roadwork Ahead, Inc	2,436,125.00
Macedo Contracting Services Inc	2,436,829.00
Allen Industries	2,446,325.00
Greenway USA, LLC	3,424,513.00

It was moved by Trustee Boccio, seconded by Trustee Reardon, to award the bid to Valente Contracting Corp as the low bidder as recommended by M & J Engineering, P.C., such costs to be financed by a 2022 Bond issue in the amount of \$1,750,000, and to authorize the Superintendent of Public Works to delete certain items to assure final engineering and construction costs do not exceed \$1,750,000. Motion carried, all voting “Aye”. It was moved by Trustee Ryder, seconded by Trustee Reardon, that the Board of Trustees declares 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”.

BID – DPW VEHICLES
RES.#46-2022

It was moved by Trustee Boccio, seconded by Deputy Mayor Hawxhurst, to purchase (4) Sanitation Trucks at an approximate cost of \$800,000 from a County of Onondaga bid purchase contract and financed by a 2022 Bond and, (3) Pick-up Trucks at an approximate cost of \$155,000 from a NYS OGS bid purchase contract, such costs to be financed by a 2022 Bond. Motion carried, all voting “Aye”.

DPW MAINTAINER
RES.#47-2022

It was moved by Trustee Reardon, seconded by Deputy Mayor Hawxhurst, to approve the request to promote Dylan Bien from Laborer to the open position of Maintainer in the Department of Public Works pursuant to the terms of the CSEA Agreement. Motion carried, Trustee Ryder abstained, all others voting “Aye”.

SEVERANCE PAYOUT –
BRENDAN VARADY
RES.#48-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a severance payout to Brendan Varady, Cleaner P/T due to his resignation effective January 12, 2022 in accordance with the terms of the UPSEU agreement. Motion carried, all voting “Aye”.

SEVERANCE PAYOUT –
JEFFREY BAUMGARTEN
RES.#49-2022

It was moved by Trustee Ryder, seconded by Trustee Boccio, to approve a severance payout to Jeffrey Baumgarten, School Crossing Guard due to his resignation effective January 26, 2022. Motion carried, all voting “Aye”.

SEVERANCE PAYOUT –
JOSHUA INDIVIGLIO
RES.#50-2022

It was moved by Trustee Reardon, seconded by Trustee Ryder, to approve a severance payout for Joshua Indiviglio, Neighborhood Aide P/T due to his resignation effective January 26, 2022. Motion carried, all voting “Aye”.

TAX CERTIORARI
SETTLEMENTS
RES.#51-2022

It was moved by Trustee Reardon, seconded by Trustee Boccio, to authorize Village Tax Certiorari Counsel Ben Truncal of Spellman, Rice, Gibbons, to settle any Small Claim Grievance filings as warranted. Motion carried, all voting “Aye”.

BILLS

It was moved by Trustee Ryder, seconded by Trustee Reardon, that the bills listed on the Abstract of Audit #12, General Fund - \$919,910.00, Capital Fund - \$62,000.00, Trust & Agency - \$3,325.00, Electronic Transfer - \$95,810.14 all be paid as soon as same have been duly audited by the majority. Motion carried, all voting “Aye”.

2022 GRIEVANCE
328 BROADWAY
RES.#52-2022

The Board continued review of Grievance filings. Mr. Darshanpreet Singh of 328 Broadway, presented a Grievance application for his premises.

2022/2023 TENATIVE
BUDGET

The Board reviewed 2022/2023 budget requests for the Library, Building Department and Department of Public Works.

ADJOURNMENT

It was moved by Trustee Reardon, seconded by Trustee Ryder, to adjourn the Grievance Hearing and Board of Trustee meeting at 9:56 PM. Motion carried, all voting “Aye”.