

A regular meeting of the Board of Trustees was held on Monday, September 12, 2022 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

MINUTES – 8/22/2022

RES.# 234-2022

It was moved by Trustee Reardon, seconded by Deputy Mayor Hawxhurst, to accept the Minutes of August 22, 2022 as submitted and place on file. Motion carried, all voting “Aye”.

FIRE DEPARTMENT
REPORT

Assistant Fire Chief Murphy gave a report of activities for the Fire Department.

FIRE DEPARTMENT –

9/11 CEREMONY

RES. #235-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to authorize the Fire Department to utilize as necessary any vehicle to travel to the 9/11 Memorial. Motion carried, all voting “Aye”.

FIRE DEPARTMENT –

RECRUITMENT DAY –

10/22/22

RES. #236-2022

It was moved by Trustee Reardon, seconded by Trustee Ryder, to reconfirm the use of Parking Field #3 on October 22, 2022, from 12 pm to 3 pm for a recruitment drive by the Lynbrook Fire Department. Motion carried, all voting “Aye”.

SWEARING IN – P.O.

JOSHUA CROWLEY

The Mayor administered the Oath of Office to new Police Officer Joshua Crowley.

HIRE –SCHOOL

CROSSING GUARD – D.

MC CREDO

RES.#237-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to approve the hiring of David McCredo Jr. to the position of School Crossing Guard at a rate of \$15.00 per hour. Motion carried, all voting “Aye”.

2022 SEASONALS –

RECREATION TITLE

CHANGE

RES.#238-2022

It was moved by Trustee Ryder, seconded by Trustee Boccio, to approve Recreation Attendant Seasonal Ryan Kehoe title change to Park Attendant Part Time at a rate of \$15 per hour. Motion carried, all voting “Aye”.

2022 PART-TIME –

RECREATION

RES.#239-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve the hiring of the following Recreation Attendants P/T :

Madison Becker \$15.00/hr.

Sharon Dunn \$15.00/hr.

Motion carried, all voting “Aye”.

2022 PART-TIME –
RECREATION
RES.#[240-2022](#)

It was moved by Trustee Reardon, seconded by Trustee Ryder, to approve hiring Max Mosheni as Recreation Attendant P/T at a rate of \$15 per hour. Motion carried, all voting “Aye”.

AUTHORIZATION –
SICK TIME –
JACQUELINE DU BON
RES.#[241-2022](#)

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to approve a request from retiring Court Clerk Jacqueline DuBon to utilize her severance payout to offset her monthly retiree health insurance premiums. Motion carried, all voting “Aye”.

SEVERANCE PAYOUT –
ROSEMARY MOLINARI
RES.#[242-2022](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a severance payout for Rosemary Molinari, Recreation Attendant P/T due to her resignation effective August 15, 2022 in accordance with the terms of the UPSEU agreement. Motion carried, all voting “Aye”.

SEVERANCE PAYOUT –
YESENIA MORALES
RES.#[243-2022](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a severance payout for Yesenia Morales, Recreation Specialist due to her resignation effective August 27, 2022 in accordance with the terms of the UPSEU agreement. Motion carried, all voting “Aye”.

SEVERANCE PAYOUT –
ANDREW NOHILLY
RES.#[244-2022](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a severance payout for Andrew Nohilly, Park Attendant P/T due to his resignation effective August 27, 2022 in accordance with the terms of the UPSEU agreement. Motion carried, all voting “Aye”.

SEVERANCE PAYOUT –
MYRIAM RIERA
RES.#[245-2022](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a severance payout for Myriam Riera, School Crossing Guard due to her resignation effective August 23, 2022 in accordance with the terms of the UPSEU agreement. Motion carried, all voting “Aye”.

SEVERANCE PAYOUT –
LISA VASILAKIS
RES.#[246-2022](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a severance payout for Lisa Vasilakis, Recreation Leader due to her resignation effective September 2, 2022 in accordance with the terms of the UPSEU agreement subject to final approval by the Village Attorney. Motion carried, all voting “Aye”.

REQUEST – ELLM GIRL
SCOUTS – GREIS PARK -
10/15/22
RES.#[247-2022](#)

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to grant permission to the ELLM Girl Scouts to use Greis Park on Saturday, October 15, 2022, 9AM to 1PM and waive all fees. Motion carried, all voting “Aye”.

REQUEST – CUB
SCOUTS – GREIS PARK
– 10/17/22
RES.#248-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to grant permission to the Cub Scouts to use the Greis Park bicycle path on Monday, October 17, 2022, at 5PM to learn about bike safety with the Lynbrook Police Department. Motion carried, all voting “Aye”.

REQUEST – LYNBROOK
HIGH SCHOOL – POST
PROM – LYNBROOK
POOL – 6/23/2023
RES.#249-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to allow the use of the Lynbrook Pool for a post prom night event requested by the Lynbrook High School PTA, for Friday, June 23, 2023 from 3AM to 6AM, subject to the receipt of evidence of insurance. Motion carried, all voting “Aye”.

REQUEST – LYNBROOK
HOMECOMING PARADE
– 10/15/22
RES.#250-2022

It was moved by Trustee Reardon, seconded by Trustee Boccio, to grant permission to Lynbrook High School to hold their Homecoming Parade on Union Ave and Marion Street. on Saturday, October 15, 2022. Motion carried, all voting “Aye.”

REQUEST – LYNBROOK
HIGH SCHOOL – GREIS
PARK – 9/22/22 &
10/14/22
RES.#251-2022

It was moved by Trustee Ryder, seconded by Trustee Boccio, to approve the request for School District #20 to utilize the turf field for soccer on September 22, 2022 and October 14, 2022 and waive all fees. Motion carried, all voting “Aye”.

REQUEST – “THE LOVE
FOR GIOVANNI
FOUNDATION NY –
GREIS PARK - 10/16/22
RES.#252-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to approve a request from the “The Love for Giovanni Foundation” to utilize the Recreation Center on October 16, 2022 and waive all fees. Motion carried, all voting “Aye”.

SET DATE – BOARD
MEETINGS
RES.#253-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to set the date of the upcoming Village Board Meetings as follows:

October 17, 2022
November 7, 2022
November 28, 2022
December 19, 2022

Motion carried, all voting “Aye”.

AUTHORIZATION -
DRAINAGE/CENTRAL
AVE & STREET
LIGHTING/PENINSULA
& P.F.
RES.#254-2022

It was moved by Trustee Reardon, seconded by Deputy Mayor Hawxhurst, to authorize the Mayor to sign the 48th year Agreement with the County of Nassau for Community Development Block Grant funds and engage, pursuant to their requirements contracts, Valente Contracting for Drainage Improvements on Central Avenue, and Anker Electric and Robustello & Sons for ornamental lighting on Peninsula Blvd and in

Village Parking Fields 20 & 8, to be financed by said Community Development Block Grant funds and to sign an amended 47th year Agreement to provide an additional \$23,000 to the Village. Motion carried, all voting “Aye”. It was moved by Trustee Boccio, seconded by Trustee Ryder, 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 –
DOWNTOWN
REVITALIZATION
INITIATIVE (DRI)
GRANT
RES.#255-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to authorize the Mayor and Village Administrator to sign all applications, contracts and other documents to file the Round 6 Downtown Revitalization Initiative (DRI) grant application with the NYS Economic Development Council. 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”.

REQUEST TO ENGAGE
ENGINEER – OCEAN
AVE
RES.#256-2022

It was moved by Trustee Boccio, seconded by Trustee Ryder, to engage Prisma Geo Science to perform a Phase I and Phase II environmental report on vacant property at Section 13, Block 2, Lot 4A, part of 368 Ocean Avenue, being considered for purchase by the Village to relocate DPW materials from Wilcox Alley. Motion carried, all voting “Aye”.

REQUEST – TRAINING –
POLICE DEPARTMENT
RES.#257-2022

It was moved by Trustee Reardon, seconded by Trustee Ryder, to authorize Chief Paladino and Inspector Murphy to attend the New York State Association of Chiefs of Police Leadership Summit in Glens Falls, November 9-10, 2022. Motion carried, all voting “Aye”.

ADOPTION – INTERNET
OUTAGE PLAN
RES.#258-2022

It was moved by Trustee Ryder, seconded by Trustee Boccio, to adopt an Internet Outage Continuity Plan (see Exhibit “A”). Motion carried, all voting “Aye”.

IMPROVEMENTS –
ROAD REQUIREMENTS
REPAIRS
RES.#259-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to authorize road requirements repairs and drainage improvements at 6 various locations at an approximate cost of \$47,338, such costs to be financed by NYS CHIP funds. Motion carried, all voting “Aye”. It was

IMPROVEMENTS –
ROAD REQUIREMENTS
REPAIRS CONT'D

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”.

IMPROVEMENTS –
PARKING FIELD #8
RES.#260-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to engage Frank Robustello & Son to assist the Department of Public Works to construct the new St. James Place entrance to parking field #8 in accordance with their Requirements Contract at a cost of approximately \$26,000. Motion carried, all voting “Aye”.

PUBLIC HEARING – SUB
DIVISION – 733 SUNRISE
HIGHWAY
RES.#261-2022

The Mayor opened a Public Hearing at 7:34 PM to consider an application from NW Condo LLC for a subdivision of the premises located at 733 Sunrise Highway, Lynbrook, New York, pursuant to Chapter 7 of the Village Code, to subdivide the aforementioned property into three (3) condominium units pursuant to the NYS Condominium Law. Joseph Bjarnson of Sahn Ward Braff Koblenz PLLC, representing the applicant, advised that the owner of the premises is 733 Sunrise Realty LLC, who leases it to Northwell Health, Inc., a not for profit agency, for a 30-year term, who subleases it to the applicant, NW Condo LLC. Mr. Bjarnson advised that all required documents have been filed with the Attorney General to convert the 3-story premises to 3 condominium units, 1 per floor, pursuant to the Condominium Law. Mr. Bjarnson indicated that this would not result in a change to the existing medical office used by Northwell doctors nor would procedures requiring overnight stays be performed, and that maintenance of common areas would be administered by a Condo Board. Mr. Bjarnson added that the (3) condo units would not be offered for sale, and the intent of the application would be to merely allow Northwell certain Financing and Tax benefits. The Mayor asked for public comment. After no further discussion, it was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to adjourn the Public Hearing at 7:41 PM and reserve Decision. Motion carried, all voting “Aye”.

BILLS

It was moved by Trustee Ryder, seconded by Trustee Reardon, that the bills listed on the Abstract of Audited Voucher #4, General Fund - \$1,285,247.36, Capital Fund - \$69,522.58, Trust & Agency, - \$6,639.78, Electronic Transfer - \$124,667.21, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting “Aye”.

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to adjourn to the conference room for a continuation of the meeting. Motion carried, all voting “Aye”.

PROCLAMATION –
PEDIATRIC CANCER
AWARENESS MONTH

Mayor Beach proclaimed the month of September as Pediatric Cancer Awareness Month in the Village of Lynbrook and issued a Proclamation to Carol Ruchalski of the Mary Ruchalski Pediatric Foundation.

GOOD AND WELFARE

The Board reconvened in the meeting room to hear a suggestion from former Mayor Brian Curran, 237 Sherman Street, about the use of the Village Meeting Room in the future for Political Debates.

LOSAP
RES.#262-2022

Vincent Marmorale of Hometown Fire Fighter’s Service reviewed the status of the 2021 Fire Department LOSAP Plan.

HOLIDAY PARKING
RES.#263-2022

It was moved by Trustee Ryder, seconded by Trustee Boccio, to waive the on-street overnight parking regulations throughout the Village for Rosh Hashanah, September 25-27, 2022 and Yom Kippur, October 4-5, 2022 upon a resident request. Motion carried, all voting “Aye”.

ALAN COCHRAN
RES.#264-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to pay a tail claim settlement to retired Officer Alan Cochran subject to reimbursement by the Village excess carrier to the Village and final acceptance by Mr. Cochran. Motion carried, all voting “Aye”.

LADDER TRUCK
RES.#265-2022

It was moved by Trustee Reardon, seconded by Trustee Boccio, to advise the Fire Department per their inquiry that the plans and design of a replacement Ladder Truck should be finalized so that its cost, inclusive of equipment, should not exceed \$1,500,000. Motion carried, all voting “Aye”.

SICK LEAVE – UPSEU
RES.#266-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to table a settlement with the UPSEU concerning the payment of Sick Leave to (4) part-time employees. Motion carried, all voting “Aye”.

The Board discussed the aspects of tonight’s Public Hearing on the application for Subdivision from NW Condo LLC. The Village Attorney reported that Michael Sahn, Esq., Counsel for Northwell/NW Condo LLC, claimed that if its application is approved, they would be eligible for a Village real property tax exemption. After a lengthy

discussion, it was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to approve said application subject to the Village Attorney negotiating a payment in lieu of tax from the applicant, as recommended by the Village Attorney, to avoid litigation. Motion carried, all voting “Aye”. It was 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”.

ADJOURNMENT

It was moved by Trustee Reardon, seconded by Deputy Mayor Hawxhurst, to adjourn the meeting at 10:40 PM. Motion carried, all voting “Aye”.