

Minutes, Village of Lynbrook, October 17, 2022

A regular meeting of the Board of Trustees was held on Monday, October 17, 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  
 Deputy Village Admin. Valerie Onorato  
 Village Attorney Thomas Atkinson  
 Absent : Village Administrator John Giordano

MINUTES – 9/12/2022  
 RES.# 267-2022

It was moved by Trustee Reardon, seconded by Deputy Mayor Hawxhurst, to accept the Minutes of September 12, 2022 as submitted and place on file. Motion carried, all voting "Aye".

FIRE DEPARTMENT  
 REPORT

Chief Kelly gave a report of activities for the Fire Department. Also in attendance were Chiefs Ambrosio, Bien and Murphy.

PRESENTATION – FIRE  
 DEPARTMENT

Mayor Beach presented a Recognition Pin to Lynbrook Fire Department Ex-Captain Phil Tkacz for his life saving actions in response to an auto accident while off duty on the Van Wyck Expressway while traveling home from work on March 23, 2022.

PROCLAMATION –  
 ITALIAN AMERICAN  
 MONTH

Mayor Beach proclaimed the month of October as Italian American Month in the Village of Lynbrook and presented a Citation to Rosemarie Stathes, Vice President of Lodge 2344.

PROCLAMATION –  
 BREAST CANCER  
 AWARENESS MONTH

Mayor Beach proclaimed the month of October as Breast Cancer Awareness Month in the Village of Lynbrook and presented a Citation to Geri Barish of Hewlett House, and presented Citations to Carson Giacobelli, Cole Giacobelli for their "Stand Up for Cancer Lemonade Stand" and Aiden Healey and Liam Healey for their "Cancer Awareness Lemonade Stand and Hockey Game".

PROCLAMATION –  
 DETECTIVE HARRISON  
 & P.O. SEDITA

Mayor Beach presented Detective Robert Harrison with an Exceptional Service Award for his skillful and quick response to a Village shoplifting while off duty on December 23, 2020. Also, Police Officer Sal Sedita was recognized for going above and beyond to assist a Lynbrook Family to recognize their preschool child's special needs and obtain help for them.

APPOINTMENT – P.O.  
 MOON  
 RES.# 268-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve the hiring of Kevin Moon for the position of Police Officer in accordance with the terms of the PBA Contract effective as approved by the Nassau County Civil Service Commission. Motion carried, all voting "Aye".

APPOINTMENTS – DPW  
 STAFFING  
 RES.# 269-2022

It was moved by Trustee Ryder, seconded by Trustee Reardon, to hire the following Seasonal Laborers as Part-Time Laborers for the DPW effective November 1, 2022 at a rate of \$15 per hour:

Timothy Sitzman  
 Kevin Cribbin  
 Tyler Tricarico

APPOINTMENTS -- DPW  
CONT'D

Justin Harvin  
James Trigo  
Motion carried, all voting "Aye".

PRESENTATIONS --  
KNIGHTS OF  
COLUMBUS  
RES.#270-2022

Nick Commando, Grand Knight of the Knights of Columbus, spoke of upcoming events including their upcoming 102<sup>nd</sup> Anniversary on February 18, 2023.

REQUEST -- LITTLE  
LEAGUE  
REGISTRATION  
RES.#271-2022

It was moved by Trustee Boccio, seconded by Trustee Ryder, to approve a request from the Lynbrook Little League and waive any fees to reserve the small room at the Recreation Center in Greis Park on Sunday, November 13<sup>th</sup> & 20<sup>th</sup> and Sunday January 8, 2023 from 12 noon-4 pm for Spring 2023 Little League registration. Motion carried, all voting "Aye".

REQUEST -- DANCE  
WORKSHOP  
RES.#272-2022

It was moved by Trustee Reardon, seconded by Trustee Ryder, to approve the request from Dance Workshop located at 16 Atlantic Avenue to perform at the Lynbrook Winter Celebration. Motion carried, all voting "Aye".

REQUEST --  
LYNBROOK/EAST  
ROCKAWAY SOCCER --  
10/8/2022  
RES.#273-2022

It was moved by Trustee Reardon, seconded by Trustee Boccio, to ratify authorization for Lynbrook/East Rockaway Soccer Club to utilize Greis Park to host The Breast Cancer Awareness Festival on Saturday, October 8, 2022 and waive any fees. Motion carried, all voting "Aye".

REQUEST -- S. D. 20 --  
10/15/2022  
RES.#274-2022

It was moved by Trustee Ryder, seconded by Trustee Reardon, to ratify authorization for Lynbrook High School Girls' Varsity team to utilize the turf field at Greis Park on the evening of Saturday, October 15, 2022 and waive any fees. Motion carried, all voting "Aye".

REQUEST -- S.D. 20 --  
6/8/2023  
RES.#275-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to approve a request for the use of Greis Park for the Waverly Park 5<sup>th</sup> Grade Picnic on Thursday, June 8, 2023 from 9 am -- 2:30 pm with a rain date of Thursday, June 15, 2023 and waive any fees. Motion carried, all voting "Aye".

REQUEST -- KEY CLUB --  
12/14/2022  
RES.#276-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to approve a request from Lynbrook High School Key Club to host a luncheon for the Senior Club at the Recreation Center in Greis Park on Wednesday, December 14, 2022 from 2:00 pm to 3:45 pm and waive any fees. Motion carried, all voting "Aye".

REQUEST -- BOY  
SCOUTS -- 6/2/2023  
RES.#277-2022

It was moved by Trustee Ryder, seconded by Deputy Mayor Hawxhurst, to approve a request from the Boy Scouts for the use of picnic area at Greis Park on Friday, June 2, 2023 with a rain date of June 9, 2023 for their annual crossing over ceremony/campout. Motion carried, all voting "Aye".

REQUEST -- LYNBROOK  
TITANS -- 7/4/2023  
RES.#278-2022

It was moved by Trustee Boccio, seconded by Deputy Mayor Hawxhurst, to approve the request from the Lynbrook Titans for the use of Greis Park for their annual Carnival, July 6-9, 2023. Motion carried, all voting "Aye".

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REQUEST – WOUNDED  
WARRIOR 2023  
RES.#279-2022

It was moved by the Mayor, seconded by Trustee Reardon, to begin the process but table the request from Lynbrook Fire Department to have a Black Hawk helicopter on display during their annual Wounded Warrior fundraiser, date TBD. Motion carried, all voting “Aye”.

REQUEST – P.D.  
TRAINING – 11/9-10/2022  
RES.#280-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a request for the Lynbrook Police Department to attend a training on Public Safety Facilities Planning on November 9-10, 2022 in Sunrise, Florida at approximate cost of \$1700. Motion carried, all voting “Aye”.

REQUEST – LYNBROOK  
PBA WELLNESS  
PROGRAM  
RES.#281-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to table the request from Acclaimed Mobile Health to offer its mobile examination services to Police Department members pending further information. Motion carried, all voting “Aye”.

PUBLIC HEARING –  
SIDEWALK  
VIOLATIONS  
RES.#282-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to open a Public Hearing at 7:52 PM to consider the repair and construction of the attached list of sidewalk violations (Exhibit A) in the Village pursuant to Section 212.1 of the Village Code. Mayor Beach asked if anyone wished to comment. After no comments were heard, it was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to close the Public Hearing at 7:53 PM and to authorize the Village to repair the sidewalks in violation; to assess the properties for such repair costs and adopt the attached resolution as written. Motion carried, all voting “Aye.”

AUTHORIZATION –  
SEVERANCE PAYOUT –  
JACQUELINE DUBON  
RES.#283-2022

It was moved by Trustee Reardon, seconded by Trustee Ryder, to authorize the severance payout for Clerk to the Village Justice Jacqueline DuBon due to her retirement effective September 26, 2022, and allow her to use the value of her Sick Leave Payment towards her retiree medical insurance premium share. Motion carried, all voting “Aye”.

AUTHORIZATION –  
SEVERANCE PAYOUT –  
ANTHONY NEAL  
RES.#284-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Reardon, to authorize the severance payout for Park Attendant Anthony Neal due to his resignation effective September 29, 2022. Motion carried, all voting “Aye”.

AUTHORIZATION –  
POLICE VEHICLES  
RES.#285-2022

It was moved by Trustee Ryder, seconded by Trustee Boccio, to authorize the purchase of two (2) police cars from Chevrolet of Smithtown under BOCES Contract in the amount of \$98,988 and conversions for an estimated cost of \$32,000, such costs to be financed by NYS SAM Grant #24601, and further authorize a temporary transfer of funds in the amount of \$147,000 from the General Fund to the Capital Fund and upon reimbursement of said funds from NYS, to restore such funds to the General Fund. Motion carried, all voting “Aye”.

AUTHORIZATION TO  
RECEIVE BIDS –  
ASPHALT PAVER  
11/17/22 @ 11AM  
RES.#286-2022

It was moved by Trustee Boccio, seconded by Trustee Reardon, to authorize the receipt of bids for the purchase of a replacement Asphalt Paver to be received on or before November 17, 2022, 11 AM at Village Hall, at which time they will be opened and read. Motion carried, all voting “Aye”.

CONTRACT - BID  
 AWARD – PENINSULA  
 BLVD LANDSCAPING  
 RES.#287-2022

The Deputy Village Administrator reported that the following Bids were received on October 12, 2022 for Peninsula Blvd Landscaping, to provide and plant Evergreen Trees:

<u>Bidder</u>	<u>Bid Amount</u>
Greenleaf Landscaping & Tree Care Inc	\$ 43,250
Green Velvet Landscape Contractors, Inc	\$ 50,250
J.E.H. Contracting Corp	\$ 58,500
Ascape Landscape & Const. Corp	\$ 70,000
Anthony Barbato, Louis Barbato Landscaping Inc	\$ 77,650
Dom’s Law Maker Inc	\$109,746

It was moved by Trustee Reardon, seconded by Trustee Boccio, to table the decision until such time that Superintendent of Public Works Philip Healey can obtain references prior to the November 7<sup>th</sup> Board of Trustee meeting. Motion carried, all voting “Aye”.

BID AWARD – HVAC  
 MANAGED  
 MAINTENANCE &  
 SERVICE  
 RES.#288-2022

The Deputy Village Administrator reported that the following Bids were received on October 13, 2022 for HVAC Managed Maintenance:

<u>Bidder</u>	<u>Bid Amount</u>
Energy Mechanical	\$21,635
Hi-Tech Air Conditioning Service Inc	\$41,800
Lane Associates	\$55,094
AACS Corp	\$60,950
Comfort Kool HVAC-R	\$79,065

It was moved by Trustee Reardon, seconded by Trustee Ryder, to table the decision until such time that Superintendent of Public Works Philip Healey can further review the bids/exceptions by the November 7<sup>th</sup> Board of Trustee meeting. Motion carried, all voting “Aye”.

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Ryder, to adopt the following Election Resolution:

ELECTION -  
 RESOLUTION 3-21-2023  
 ELECTION  
 RES.#289-2022

RESOLVED, that the Village of Lynbrook will hold a Village Election on Tuesday, the 21<sup>st</sup> day of March 2023, for one (1) Mayor and two (2) Trustees for a term of Four (4) years.

RESOLVED, that the Polling Place shall be the Recreation Center at Greis Park, 55 Wilbur Street, Lynbrook and the hours during which the polls shall be open shall be from 7:00 o’clock A.M. until 9:00 o’clock P.M.

RESOLVED, that the Village of Lynbrook be one (1) Election District for the Village Election and for all future General and Special Village Elections, until this resolution is modified, amended, revoked, or rescinded.

RESOLVED, that the boundaries of the aforementioned designated Village Election District are coterminous with the corporate limits of the Incorporated Village of Lynbrook.

RESOLVED, that the Village Clerk shall cause proper notice of the foregoing resolution to be published and posted as required by law. Motion carried, all voting “Aye”.

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BILLS

It was moved by Trustee Boccio, seconded by Trustee Reardon, that the bills listed on the Abstract of Audited Voucher #5, General Fund - \$659,247.23, Capital Fund - \$75,872.89, Trust & Agency - \$1,122.54, Electronic Transfer - \$127,338.79, all be paid as soon as same have been duly audited by the majority. Motion carried, all voting "Aye".

GOOD AND WELFARE

Resident, John Mauro of 9 Fenton Place, spoke of a nonworking street light and drain in need of cleaning. The Board directed Superintendent Healey to investigate the matter and take appropriate action to rectify the concerns of the resident.

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".

UPSEU  
RES.#290-2022

It was moved by Deputy Mayor Hawxhurst, seconded by Trustee Boccio, to direct the Village Attorney to prepare stipulation agreements concerning four (4) Recreation Department Employees who received sick leave pay. Motion carried, all voting "Aye".

SET THE DATE –  
PUBLIC HEARING –  
SENIOR TAX  
EXEMPTION  
RES.#291-2022

The Board reviewed a copy of a proposed Local Law #6 of 2022 to amend Chapter 222 of the Village Code entitled "Taxation." It was moved by Trustee Boccio, seconded by Deputy Mayor Hawxhurst, to set the date of Monday, November 28, 2022 at 7:00 P.M. for a Public Hearing to consider the enactment of proposed Local Law #6 to amend the Village Code, Chapter 222, entitled "Taxation", to consider changing the threshold limit on Senior Citizen Exemptions as provided by Section 467 of the Real Property Tax Law. Motion carried, all voting "Aye." It was moved by Trustee Boccio, seconded by Deputy Mayor Hawxhurst, 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."

ADJOURNMENT

It was moved by Trustee Reardon, seconded by Deputy Mayor Hawxhurst, to adjourn the meeting at 9:45 PM. Motion carried, all voting "Aye".

Lynbrook/East Rockaway Herald  
PUB 1x October 13, 2022

**LEGAL NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that the Village Board of the Incorporated Village of Lynbrook, Monday, the 17<sup>th</sup> day of October 2022 at 7:00 P.M., will conduct a Public Hearing under Village Code #212-1.1 at which time the Board will take proof of the unreasonably dangerous condition of sidewalks, curbs, etc. contiguous to the properties set forth below and will determine whether said conditions must be repaired by the owner(s) of said properties or, upon failure to so repair, that the Village will do so with the cost thereof to be assessed against said properties:

**House Number and Street**

295 Scranton Avenue

42 Taft Avenue

56 Whittier Street

28 Marion Street

**Section, Block and Lot**

29-04-22,23

56-06-01

48-03-03

44-03-04

By Order of the Board of Trustees  
John Giordano, Village Administrator  
Lynbrook, New York