

A regular meeting of the Board of Trustees was held on Monday, September 23, 2024 at 7:00 P.M. in the Village Hall:

Present: Mayor Alan C. Beach
Trustee Ann Marie Reardon
Trustee Robert Boccio
Trustee Michael Habert
Village Administrator John Giordano
Village Attorney Benjamin Truncale
Absent: Deputy Mayor Michael Hawxhurst

MINUTES – 8/19/24
RES. # [211-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to accept the Minutes of August 19, 2024 as submitted and place on file. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

CHAMBER OF COMMERCE REPORT

Addison Drummond, a Board Member of the Chamber of Commerce, gave a report on Chamber activities.

PROCLAMATION –
LARRY BIEN – 45 YEARS

Mayor Beach and NYS Assemblyman Brian Curran thanked Larry Bien, Deputy Superintendent of Public Works, for his dedication and 45 years of service to the Village.

PROCLAMATION – PEDIATRIC
CANCER AWARENESS MONTH

Mayor Beach proclaimed the month of September as Pediatric Cancer Awareness Month in the Village of Lynbrook.

REQUEST – FIRE DEPT – 9/22/24
RES. # [212-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Habert, to approve the request from the Lynbrook Fire Department to utilize Lynbrook Fire Department Bus #420-B to Captree State Park on Sunday, September 22, 2024, to attend a fundraiser/outgoing being organized by the Lynbrook Junior Fire Department. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

REQUEST – FIRE DEPT – 9/28/24
RES. # [213-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Habert, to approve the request from the Lynbrook Fire Department to utilize Engine 423 and a Spare Chief’s Car on Saturday, September 28, 2024, from 9AM-11PM to attend the annual Orange County Volunteer Fireman’s Association Parade in Wallkill, NY. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

REQUEST – FIRE DEPT – 10/4/24
RES. # [214-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Habert, to approve the request from the Lynbrook Fire Department to utilize Lynbrook Fire Department Bus #420-B to the Douglaston Golf Course on Friday, October 4, 2024, to attend a fundraiser being organized by Hook Ladder and Bucket Company #1. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

REQUEST – SENIOR CITIZEN CLUB
– 9/27/24 & 10/23/24
RES. # [215-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to approve the request from the Lynbrook Recreation Department to utilize the Lynbrook Village Senior Bus to transport members of the Senior Citizens Club to the Resorts World Casino in Queens on Friday, October 18, 2024, and to the Plaza Theatre in Elmont on Friday, October 23, 2024. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

REQUEST – MALVERNE HIGH
SCHOOL HOMECOMING – 10/19/24
RES. # [216-2024](#)

It was moved by Trustee Habert, seconded by Trustee Boccio, to grant permission to Malverne High School to hold their Homecoming Parade on Ocean Ave and Lakeview Ave on Saturday, October 19, 2024. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

REQUEST – LYNBROOK HIGH
SCHOOL HOMECOMING – 10/26/24
RES. # [217-2024](#)

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 26, 2024. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

REQUEST – HALLOWEEN HAVOC –
10/26/24
RES. # [218-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Habert, to hold the Halloween Havoc event at Greis Park on October 26, 2024. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

REQUEST – LYNBROOK OWLS 5K –
10/27/24
RES. # [219-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Habert, to grant permission to Lynbrook North Middle School to hold a 5K fun-run on Sunday, October 27, 2024 subject to the Police Chief. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

REQUEST – MENDED LITTLE
HEARTS OF LI – 11/28/24
RES. # [220-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Habert, to grant permission to Mended Hearts of L.I. to use Greis Park on November 28, 2024 for a 5K walk subject to the Police Chief. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

PUBLIC HEARING – SPECIAL USE –
831 SUNRISE HIGHWAY – 9/23/24
RES. # [221-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Habert, to open a continued Public Hearing from the August 19, 2024 meeting at 7:31 PM to consider an application for a Special Use Permit from 831 Sunrise LLC to use their basement area for underground parking at 831 Sunrise Highway for a new medical facility tenant to occupy the vacant building. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”. Albert D’Agostino, Esq. representing the applicant, submitted written responses to the questions raised at the August 19th Hearing, and summarized that ambulances would be for emergency outgoing not drop off, and introduced Tim Zidst, owner, who advised that the proposed indoor parking would be reserved for employees.

Giovani Cruze, Director of Real Estate for the applicant added that the medical facility would be operated by Optim Health, with 12 practitioners, servicing 45-55 patients throughout the day, and a total staff of 27.

PUBLIC HEARING – SPECIAL USE –
831 SUNRISE HIGHWAY – 9/23/24
CONT'D

Barry Nelson of Nelson & Pope reiterated that the parking plan provided for a grand total of 71 on site spaces, in which a Variance would be needed for 11 spaces.

The Mayor asked if anyone would like to comment. The following individuals commented:

- Patricia Amoroso 154 Canterbury Gate
- Tara Aragona 69 Blossom Health

After no further comment, it was moved by Mayor Beach, seconded by Trustee Reardon, to close the Hearing at 8:02 PM and reserve Decision. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

PUBLIC HEARING – SIDEWALK
ASSESSMENTS – 9/23/24
RES. # [222-2024](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to open a Public Hearing at 8:03 PM to consider the repair and construction of sidewalk violations in the Village pursuant to Section 212.1 of the Village Code as follows:

138 Atlantic Avenue	18-01-100
33 Randall Avenue	14-02-10
25 Randall Avenue	14-02-09
35 Carol Court	51-04-11
99 Sunrise Highway	14-04-01
10 Pearsall Avenue	60-03-09
1 Crab Avenue	22-05-1D

Mayor Beach asked if anyone wished to comment. After no further comments were heard, it was moved by Trustee Boccio, seconded by Trustee Habert, to close the Public Hearing at 7:36 PM and to authorize the Village to repair the sidewalks in violation; and to assess the properties for such repair costs. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

TRANSFER OF FUNDS
RES. # [223-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to approve a budget transfer in the amount of \$6,525 from 3410.0470 to 3410.0247 as requested by the Fire Department for the purchase of additional safety ropes.. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

STAFFING – DPW –
RES. # [224-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to approve the following individuals as DPW Part-Time Winter Laborers commencing on October 15, 2024 through February 28, 2025:

- Ralph Caputo
- James Habert
- William Donovan
- Tim Thompson
- Shane Clausen

Motion carried, Deputy Mayor Hawxhurst absent, Trustee Habert abstained, all others voting “Aye”.

STAFFING – DPW CLERICAL
RES. # [225-2024](#)

It was moved by Trustee Boccio, seconded by Trustee Habert, to approve Isabella Curran as clerk typist PT substitute for the DPW. Motion carried, Deputy Mayor Hawxhurst absent, Trustee Reardon abstained, all others voting “Aye”.

STAFFING – POLICE –
RES. # [226-2024](#)

It was moved by Trustee Habert, seconded by Trustee Reardon, to approve the request to hire the following individual as a School Crossing Guard for the Police Department:

Anastasia Voulgaris \$20.00 per hour

and the following individual as a Neighborhood Aide for the Police Department subject to Nassau County Civil Service approval:

Nathan Moskowitz \$20.00 per hour

Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

STAFFING – RECREATION/PARKS –
RES. # [227-2024](#)

It was moved by Trustee Habert, seconded by Trustee Reardon, to approve the request to hire and authorize the Mayor to sign contracts for the Department of Parks and Recreation as follows:

Jack Ceglie Recreation Attendant P/T	\$16.00 per hour
Recreation Attendant P/T (Convert from Rec Attend Seasonal)	
Lilly Ryan	\$16.00 per hour
Kylie Schroeder	\$16.00 per hour
Park Attendant P/T (Convert from Rec Attendant Seasonal)	
Brennan O’Grady	\$16.25 per hour
Riley Curran	\$16.25 per hour
Dominick Fasano	\$16.25 per hour
Aidan Myers	\$16.00 per hour
Joseph Bianco	\$16.00 per hour
Brennan O’Grady Fitness Instructor	Contract
Stephanie Martinez Theatrical Instructor	Amend Contract

Motion carried, Deputy Mayor Hawxhurst absent, Trustee Reardon abstained, all others voting “Aye”.

REQUEST TO ATTEND TRAINING –
POLICE DEPARTMENT
RES. # [228-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Habert, to grant permission to the Police Chief to attend the NYSACOP Leadership Conference to be held in Schenectady, NY on Thursday, November 7, 2024 to Friday, November 8, 2024. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

SEVERANCE PAYOUT – WILLIAM
WREN
RES. # [229-2024](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a severance payout for William Wren, Neighborhood Aide, due to his resignation effective August 22, 2024 in accordance with the terms of the CSEA agreement. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

SEVERANCE PAYOUT – AIDAN
GORDON
RES. # [230-2024](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to approve a severance payout for Aidan Gordon, Neighborhood Aide, due to his resignation effective September 14, 2024 in accordance with the terms of the CSEA agreement. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

BILLS

It was moved by Trustee Habert, seconded by Trustee Reardon, that the bills listed on the Abstract of Audited Voucher #4, General Fund - \$1,126,019.95, Capital Fund - \$189,150.12, Trust and Agency - \$10,019.15, Electronic Transfer - \$143,908.01, all be paid as soon as same have been duly audited by the majority. Motion carried, Deputy Mayor Hawxhurst absent, all others voting "Aye".

GOOD AND WELFARE

SECOND SESSION

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

SECTION 75 HEARING DECISION
RES. # [231-2024](#)

It was moved by Trustee Boccio, seconded by Trustee Reardon, to ratify the appointment of Village Administrator John Giordano as a Hearing Officer in regard to a Section 75 Civil Service Law Disciplinary Hearing in the matter of charges served by the Police Chief on CSEA Police Civilian employee April Laing, a Neighborhood Aid. Motion carried, Deputy Mayor Hawxhurst absent, all others voting "Aye".

The Village Administrator as Hearing Officer reported that a Disciplinary Hearing was conducted on August 19, 2024 to review the above matter in which Ms. Laing failed to appear, and recommended termination based on various facts provided by the Police Chief. It was moved by Trustee Boccio, seconded by Trustee Habert, to terminate April Laing. Motion carried, Deputy Mayor Hawxhurst absent, all others voting "Aye".

PENINSULA BLVD STREET LIGHTS
RES. # [232-2024](#)

It was moved by Trustee Reardon, seconded by Trustee Boccio, to authorize the Mayor to sign a Memorandum of Understanding with O'Regan Electric (see exhibit "A") regarding the installation of 20 decorative street lights on Peninsula Blvd between Hempstead Avenue and Lynbrook Avenue having the incorrect color. Motion carried, Deputy Mayor Hawxhurst absent, all others voting "Aye".

It was moved by Trustee Habert, 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 and as per the Memorandum, authorize O'Regan to replace all remaining street lights on Peninsula Blvd between Sunrise Highway and Ocean Ave to match those south of Sunrise Highway in accordance with their bid unit prices at an approximate cost of \$875,000 and authorize the Village Administrator to file a Waiver Request with NYS DOT to reimburse such costs with CHIP grant funds, as Peninsula Blvd is a County road, and, issue a Declaration of Intent to issue Bonds if in the event CHIP funds are not available. Motion carried, Deputy Mayor Hawxhurst absent, all others voting "Aye".

STAFFING – PARKS DEPT
RES.# 233-2024

It was moved by Trustee Habert, seconded by Trustee Boccio, to hire Dalia Warszawiak as a Park Attendant at a rate of \$24 per hour. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

AUTHORIZATION – GRANT - JCAP –
COURT
RES.# 234-2024

It was moved by Trustee Boccio, seconded by Trustee Reardon, that the Board of the Village of Lynbrook authorize the Lynbrook Village Court to apply for a JCAP Grant in the 2024-2025 grant cycle up to \$30,000 for a replacement folding machine and new sound system in the rotunda/court room. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

ADJOURNMENT

It was moved by Trustee Habert, seconded by Trustee Reardon, to close the meeting at 10:14 PM. Motion carried, Deputy Mayor Hawxhurst absent, all others voting “Aye”.

DRAFT

Memorandum of Understanding

This memorandum made on the __ day of September, 2024 between O'Regan Electric (Contractor) and Village of Lynbrook (Village).

Whereas, the Contractor removed and replaced 20 aluminum Street Light Poles on Peninsula Blvd with decorative "Sunrise Highway Poles" at a cost of \$42,500.00 for Labor, and \$146,750.00 for Materials in March of 2024, and

Whereas, such costs were to be reimbursed to the Village by a Nassau County Community Development Block Grant, and

Whereas, the Village immediately determined that the color of the new decorative "Sunrise Highway Poles" was incorrect and notified the Contractor, and

Whereas, the Contractor claimed that the incorrect color was due to the fabricator using an incorrect paint code, and

Whereas, in an effort to remedy the situation in an equitable manner, the Contractor agreed to remove and replace the decorative Sunrise Highway Poles with the correct color at no cost for Labor to the Village, and repaint such Poles correctly for future use as replacement spares for Sunrise Highway to be used when such Poles are damaged, and

Whereas, the Village will pay the expense for 20 replacement Poles, Material only, and the Contractor shall install for no Labor-cost to the Village and,

Whereas, the Village has opted to change the design of the Poles to match those ("Bishop Crook") on Peninsula Blvd, south of Sunrise Highway, and

Whereas, the Village will engage the Contractor to remove all other existing aluminum Street Light Poles on Peninsula Blvd from Sunrise Highway to Ocean Avenue and provide and install Bishop Crook decorative street light units at current contractor bid unit prices.

Alan C. Beach, Mayor

Denis O'Regan, Contractor

APPROVED BY RESOLUTION OF
BOARD OF TRUSTEES:

9/23/24