The Regular meeting of the Board of Trustees was held on Tuesday, November 13, 2018 at the Lawrence Yacht & Country Club, 101 Causeway, Lawrence, New York 11559.

Those members present were: Mayor Alex H. Edelman

Deputy Mayor Michael A. Fragin

Trustee Uri Kaufman

Trustee Syma F. Diamond

Also present were: Ronald Goldman, Village Administrator

Gerry Castro, Deputy Village Clerk

Lina Fusco, Deputy Village Treasurer

Village Attorney, Peter Bee, Esq.

Alison Cohen, Secretary to the BOT

Absent were: Trustee Daniel J. Goldstein

WORK SESSION - Mayor Edelman called the work session to order at 7:14 p.m.

No Board action was taken.

Work Session ended at 7:59 p.m.

REGULAR MEETING - Mayor Edelman called the regular meeting to order at 8:05 p.m.

PLEDGE OF ALLEGIANCE

<u>PUBLIC HEARING</u> – A Public Hearing regarding a proposed Local Law to amend Chapter 212 of the Village Code concerning Illumination of House Numbers/Reflective Address Signs. Type II action under SEQRA) (Bill No. 7 of 2018 attached hereto as "Exhibit A")

Board Action: Mayor Edelman moved to open the Public Hearing regarding a proposed Local Law to amend Chapter 212 of the Village Code concerning Illumination of House Numbers/Reflective Address Signs. (A Type II action under SEQRA). (Bill No. 7 of 2018 attached hereto as "Exhibit A"). Deputy Mayor Fragin seconded the motion. All in favor.

Deputy Mayor Fragin requested clarification of the language of the revised proposed Bill No. 7. Discussion ensued regarding proposed Bill No. 7 regarding reflective house signage to help the first responders (ambulances, firefighters and police) by implementing a uniform size and height for the address signs that would be visible from the street and in the dark. The uniformity requirements, especially on such vastly

different-sized properties, the aesthetics with regard to the Village, the additional expense for residents as well as the matter of reflective versus (or in addition to the current) illuminated signs were among the issues discussed. Former Mayor Jack Levenbrown stated that "this law is way overkill". Dr. Levenbrown stated that he spoke to about twenty (20) people about the proposed Bill No. 7, who said that they were aghast, upset and said that if this proposed Bill passed in anything close to this form, you're going to have an administrative nightmare, a public relations nightmare and our Village Prosecutor is going to be working overtime with lots of overtime. He went on to outline the problems with the proposed Bill No. 7; first, there are no mailboxes allowed in the easement area in the Village of Lawrence to which Mayor Edelman responded that poles/posts could be used. Dr. Levenbrown went on to point out that the snow would be an issue as well as the Village plowing of the snow, which would cover the signs if enough snow were plowed. The issue of resident's bushes and sign location was raised by Dr. Levenbrown, in addition to his inquiry of Mayor Edelman's circular driveway and signage placement. Mayor Edelman volunteered to place the sign in the middle to make everyone's life simple. Dr. Levenbrown inquired as to how to handle "flag lots" where there is just a driveway going to the back and commercial properties. businesses, construction, etc. Dr. Levenbrown raised these as well as zoning issues and recommended that the Village contact NYCOM for their recommended guidelines that could be adapted for the Village and offered his input when revising this Bill. In addition, He went on to say that the visual clutter - "unbelievable"; the size of it -"unbelievable"; the Village is not a "uniform community" and it would not look well to put this type of signage on every lawn/house and would result in many angry residents. Dr. Levenbrown noted that the Village has "a major problem" regarding the non-sequential numbering of houses on various streets throughout the Village. Deputy Mayor Fragin concurred. This is one of the factors that hinder the LCFD, Hatzalah and NCPD from finding the addresses they need on an emergency call. Dr. Levenbrown suggested that the emergency responders use schematics. Lawrence Civic Association President Paris Popack noted that her original intent, which remains, is simply that reflective signage be posted that is readily visible both day and night to first responders. The Lawrence-Cedarhurst Fire Department is seeking uniformity.

Board Action: Upon hearing no further comments or discussion, Deputy Mayor Fragin moved to close the Public Hearing regarding a proposed Local Law to amend Chapter 212 of the Village Code concerning Illumination of House Numbers/Reflective Address Signs. Trustee Diamond seconded the motion. All in favor.

Board Action: No further Board action was taken regarding the proposed Local Law.

<u>PUBLIC HEARING</u> – A Public Hearing regarding a proposed Local Law to amend Chapter 144 of the Village Code, entitled "Peace and Good Order"; §144-5(C) (Bill No. 8 of 2018 attached hereto as "Exhibit B")

Board Action: Trustee Diamond moved to open the Public Hearing regarding a proposed Local Law to amend Chapter 144 of the Village Code, entitled "Peace and Good Order"; §144-5(C) (A Type II action under SEQRA). (Bill No. 8 of 2018 attached hereto as "Exhibit B"). Deputy Mayor Fragin seconded the motion. All in favor.

Trustee Kaufman stated that he thought this was a very poorly drafted law and that if it were to pass, pretty much everyone in the Village would become a criminal. Anyone with a dog just becomes a criminal, etc. Trustee Kaufman added that he thought the proposed Local Law should include a decibel level and does not include a penalty. Trustee Diamond concurred and stated that the way the Bill No. 8 was written, people cannot get out of the car or use their property (in their driveway) after 11:00 p.m. She added that residents cannot sit in their backyards and raised the issue of Sukkos and the noise emanating from the Succahs not complying with the proposed Local Law. After some discussion regarding proposed Bill No. 8, Village Attorney Peter Bee stated that there was an opportunity for the advice of Legal Counsel regarding the proposed Local Laws in Executive Session and suggested Legal Counsel's advice could again be provided in Executive Session, if that please the Board. He added that nothing that Trustee Diamond said was contrary to that legal advice provided in Executive Session. Deputy Mayor Fragin stated that the current legislation, which is the motivation behind this proposed legislation, pretty much allows somebody to receive a violation at any time of day for "excessive noise" (which is subjective). Mayor Edelman responded that common sense prevails. Deputy Mayor Fragin responded that that is in the eye of the beholder. Dr. Levenbrown added that the current Local Law "would take care of bull horns and loud speakers". Deputy Mayor Fragin expressed the need to come to some "happy medium/middle ground". Mayor Edelman advised that the proposed Local Law needs to be restructured. Village Attorney Peter Bee stated that he would redraft the legislation however the Board would like, recognizing the comments he made during Executive Session.

Board Action: Upon hearing no further comments or discussion, Mayor Edelman moved to close the Public Hearing regarding a proposed Local Law to amend Chapter 144 of the Village Code, entitled "Peace and Good Order"; §144-5(C). Trustee Diamond seconded the motion. All in favor.

Board Action: No further Board action was taken regarding the proposed Local Law.

Approval of minutes: BOT October 11, 2018

Board Action: Deputy Mayor Fragin moved the approval of the October 11, 2018 BOT meeting minutes. Trustee Kaufman seconded the motion. All in favor.

GOOD & WELFARE

- 1) LY&CC Park Commission Chairman Howard Siskind distributed a list of the new Golf, Tennis and Marina membership at the LY&CC (attached hereto as Exhibit "C"). Mr. Siskind went on to report that as of Thursday evening, the LY&CC had thirty-two (32) new members. He then added that over the weekend, with the full page ad for the LY&CC running in the local Nassau Herald, the LY&CC "captured" six (6) new members; six (6) of which are Golf members. Mayor Edelman responded that the ad paid for itself, and then some. Mr. Siskind stated that with people leaving for Florida and the winter season approaching, this would probably be the last of the new members for a while, but that this was good. Mayor Edelman concurred and congratulated Mr. Siskind (and the LY&CC staff) on a job well done. Trustee Diamond agreed with the Mayor.
- 2) Lawrence Civic Association President Paris Popack expressed concern regarding the storm drains along Rock Hall Road. She has been told by several people that they after hitting these storm drains they got flat tires, which. After taking a look herself, Ms. Popack stated that she could see where this might be an issue and even though this is Nassau County road (which is not the Village's responsibility) she inquired if the Village could get involved and somehow make the storm drains "reflective". Discussion ensued in this regard and Deputy Village Administrator Gerry Castro stated that he would take a look.
- 3) Mr. Steven Laufer of 36 Wedgewood Lane raised the issue of the LIRR commuter parking lot, in essence stating that the proposed PPL move to this parcel is not the right location. In addition, he referred to other disgruntled commuters that raised their objections at the October 11th BOT meeting. Mr. Laufer added that "it is across the street from Shuls; it will bring commercial traffic back and forth on Central Avenue". He asked the Mayor and Board of Trustees if they would "cancel the contract and not renew the contract at this location and allow the library to move forward and look for a suitable location that can give adequate parking and adequate facilities for a large commercial facility". Mayor Edelman responded that the Board is considering that and that the library had notified the Village that they may cancel the contract on their own, as of now. Mr. Laufer inquired, "Are you going to wait for them"? Mayor Edelman responded that the library is supposed to let the Village know within the next couple of days. Mr. Laufer inquired, "Is there any action that you could take proactively"? Mayor Edelman responded that for the next couple of days it would not make much difference, but we'll see. Trustee Kaufman added that the contract with the PPL expires next month and he is not aware that they have asked the Village to extend it.
- 4) Robert Kurtz of 275 Barrett Road came with a diagram of the triangle at Barrett and Bayberry Roads (attached hereto as Exhibit "D"). Before he expressed his

concerns, he first wanted to say thank you to Mayor Edelman and the Village because at 6:55 a.m. on his way to Shul, the DPW workers were out and about Barrett Road and Sealy Drive cleaning and clearing the storms drains in the pouring rain. He appreciated it very much because it has a tremendous impact on the flood waters and he is aware that these are not their regular working hours. Mayor Edelman and Village Administrator Ronald Goldman added that these Village employees were also out the previous day (Monday, Veteran's Day observed), which was a holiday; cleaning/clearing out the storm drains as well, in anticipation of the impending storm. The new triangle built on Bayberry and Barrett Roads which is a dangerous (sharp) curve. He added that he has discussed this matter with Trustee Diamond. The triangle is too big which makes the curve even more dangerous for cars to possibly swerve and have a head on collision. Mayor Edelman suggested possibly installing "Dangerous Curve" and "Slow Down" signage. Mr. Kurtz stated that he had discussed these options with Trustee Diamond as well. Mr. Kurtz suggested that the triangle be made smaller; "pulling it back three to four feet off of Barrett Road"; which would help considerably in making this a safer curve. Discussion ensued in this regard. Mayor Edelman stated that the Village would take a look at the situation. Howard Siskind of 44 Bayberry Road concurred and added "it's got to be made smaller".

- 5) Reva Oliner of 195 Central Avenue stated that "regardless of what the library decides to do she'd like to know if *this* Board, the Village of Lawrence Board of Trustees, plans to extend the contract on that piece of land". Mayor Edelman responded "as of now no; there is no intent to renew it".
- 6) Yair Yaish of 7 Herrick Drive stated that he has "five (5) little kids" who use the library once in a while". He added that he "was not aware of the proposal or contract and that apparently it has been executed". Mr. Yaish wanted to register that he "extremely opposed and thinks that it would have a dramatic detrimental effect on the neighborhood on many different levels". He went on; "First of all our kids play in the streets on Shabbos and so a lot of kids go to use the park; you'll have a lot more traffic; it will be a lot more dangerous; and when he moved into the neighborhood slightly over eleven (11) years ago, if you would have used Google Maps or Waze, Herrick Drive (for example) was a one-way street. You would have had to go on to Broadway to go around. Now you have cars zipping by and flying through, just to get to the train station, which he believes is a problem he raised many years ago; but nothing has been done about that." Mayor Edelman offered to install a "Slow" traffic sign, to which Mr. Yaish responded "that would be very helpful; but at the same time, he thinks having a library, whereas he understands the purported benefits of having a library in the

neighborhood, he thinks that that would be a terrible location for a library". He went on to say that he is not sure who decided to execute a contract, where the collective wisdom came from on that point, but, he thinks the people in the neighborhood (if you canvass the opinions of the people in the neighborhood), he thinks you would have a resounding, collective no on that contract. So anything you can do to either cancel and/or ensure that it doesn't get extended..." Mayor Edelman stated that the contract is "self-canceling" by December first, so it will be no problem. Mr. Laufer went on to inquire about a termination provision in the contract. Trustee Kaufman interjected that there is not another BOT meeting until after December first so "it's over" and the library has not asked the Board of Trustees to extend it. Deputy Mayor Fragin stated "we don't have it in writing, but I know he spoke to several people on this Board. The library President contacted me earlier. He told me I could make it public and said that it is their intention to withdraw. So..." Trustee Kaufman added "it's over". Discussion ensued in this regard with urging the Board to "do it now".

7) Barry Gross of 4 Forest Lane and a commuter, who had just arrived at the meeting, addressed the Mayor and BOT to advise that "if there's any conception that the parking lot is not fully utilized, that would be a misconception." He went on to state that "today, if you take a 9:42 a.m. train or a 10:42 a.m. train, there are barely any spots left in the main part of that parking lot. It's literally 90 - 95% full."

NEW BUSINESS

Item 1 – Approve Abstracts #'s

General Fund

#915, 916, 917, 918, 919

Recreation Fund #328, 329, 330, 331

Payroll

#101918, 110218

Board Action: Trustee Kaufman moved the approval of General Fund Abstracts #915, #916, #917, #918 and #919. Mayor Edelman seconded the motion. All in favor.

Board Action: Mayor Edelman moved the approval of Recreation Fund Abstracts #328, #329, #330 and #331. Trustee Diamond seconded the motion. All in favor.

Board Action: Deputy Mayor Fragin moved the approval of Payroll Fund Abstracts #101918 and #110218. Mayor Edelman seconded the motion. All in favor.

Item 2 – Appointments and Designations 2018 – 2019

Mayor Edelman announced the retirement of Village Justice Donald J. Buchalter as of December 1, 2018. The Mayor expressed his deep gratitude and commended Judge Buchalter for his wise, erudite, kind and patient service to the Village over the last fifty (50) years, and how fortunate the Village has been to have him. He went on to announce a celebration of Judge Buchalter's retirement on Monday, November 19th, 2018 at 6:00 p.m., and the dedication of the "Judge Donald J. Buchalter Courtroom" to honor his service to the Village over the last fifty (50) years.

Mayor Edelman and the Board of Trustees appointed current Village Prosecutor Gary Mandel as Village Justice; and Mark Schreck, Saul Bienenfeld and Bruce Mael as Deputy Village Prosecutors for a term starting December 1, 2018 (upon Judge Buchalter's retirement) and ending July 1, 2019.

Deputy Mayor Fragin commented that the BOT was not given any prior notice of this action.

Item 3 - Approve proposed Holiday Free Parking in Municipal Lots

Board Action: Trustee Kaufman moved to approve the Free Holiday Parking in the Village's municipal lots Saturdays and Sundays through December 30th, 2018 (as attached hereto as Exhibit "E"). Trustee Diamond seconded the motion. All in favor.

Item 4 – Approve reversal of the August 17, 2018 Resolution to reverse the July 9, 2018 Oceanview Avenue Resolution

Board Action: This item was withdrawn.

Item 5 - Approve Tennis Professional Chris Morales' Agreement

Board Action: Trustee Diamond moved the approval of a three year Agreement with LY&CC Tennis Professional Christopher Morales, which in form shall replicate the last such contract/agreement changing only the dollar amounts for the annual increases; with increases over the current rate of \$5,000.00 the first year, \$4,000.00 the second year and \$3,000.00 in the third year. Trustee Kaufman seconded the motion. Deputy Mayor Fragin stated that the Agreement had not been presented to the BOT for review, which was addressed per the above. All in favor.

Item 6 – Approval to go out to bid for the repaving of Auerbach Lane, Briarwood Lane, Weston Place, Willow Way, Sutton Place (from Central Avenue to Broadway), Jorgen Street, Ventana Court, Chestney Road and Amberly Road

Board Action: Trustee Kaufman moved the approval to go out to bid for the repaving of Auerbach Lane, Briarwood Lane, Weston Place, Willow Way, Sutton Place (from Central Avenue to Broadway), Jorgen Street, Ventana Court, Chestney Road and Amberly Road. Deputy Mayor Fragin requested reasons why Willow Way ("an out of the way, slightly used Street that doesn't seem to be in disrepair") was included.

Deputy Village Administrator Castro responded that it was due to the water flow problem with the street; it is in need of pitch remediation. Deputy Mayor Fragin seconded the motion. All in favor.

Item 8 – Approve Union Contract (with UPSEU) subject to Union ratification

Board Action: Trustee Kaufman moved the approval of the proposed Union Contract with the UPSEU, which "in sum and substance is the same as the predecessor contract" changing the rates, however, to a 3% increase in the first year; a 2% increase in the following two years; and a 1% increase in the last two years; subject to Union ratification. Trustee Kaufman stated for the record that if this contract is not ratified by the Union as is, they will not get a better deal out of him. Mayor Edelman concurred with Trustee Kaufman. Mayor Edelman seconded the motion. All in favor.

OLD BUSINESS

Trustee Diamond raised the issue of the paving issues on Causeway, which was recently repaved. Mayor Edelman responded by explaining that all of the driveways, road beds, curb cuts and all other issues have been addressed and corrected. With regard to the slight bumpiness, which is the remaining issue, Deputy Village Administrator Gerry Castro explained that the contractor has said that these ripples should smooth out/disappear over time. If in fact the asphalt does not "smooth out" the contractor will have to repave it in the spring, at its expense. The Village is holding back sufficient monies to ensure the proper paving of Causeway.

On motion by Trustee Kaufman, seconded by Mayor Edelman, and unanimously approved, the Board adjourned at 8:53 p.m.

This is to certify that I, Ronald Goldman, read the preceding minutes, and they are in all respects a full and correct record of such proceedings.

Ronald Goldman, Administrator,

Clerk/Treasurer

EXHIBIT A

Bill No. 7 for proposed Local Law No. 6 of 2018

VILLAGE OF LAWRENCE BOARD OF TRUSTEES

Bill No. 7 of 2018

A LOCAL LAW TO AMEND CHAPTER 212 OF THE VILLAGE CODE CONCERNING ILLUMINATION OF HOUSE NUMBERS

BE IT ENACTED, by the Board of Trustees of the Village of Lawrence, as follows:

Section 1. Chapter 212 of the Village Code, entitled "Zoning", is hereby amended as follows:

§ 212-103 Illumination of house numbers.

A.

Legislative intent. The Board of Trustees has found that the efforts of first responders responding to night-time emergencies can be slowed or impeded by their inability to identify house numbers on dark or dimly lit streets in the Village. Accordingly, the Board of Trustees finds that it shall be in the interests of the public health, safety and general welfare for addresses posted on residential properties in the Village to feature illumination be reflective so that makes the address is readily visible from the street at night.

<u>B.</u>

All residential buildings in the Village shall feature address numbers conforming to the requirements stated in this section. Any residential building not in compliance with this section on the date of enactment shall come into compliance with this section no later than six months after such date.

<u>C.</u>

Notwithstanding any provision of this Code to the contrary, address numbers <u>for</u> posted on residences in the Village shall meet the following requirements:

(1)

They shall be on a sign posted at least six (6) inches high above the grade of the property adjacent to the driveway. The sign may be mounted on an individual post or affixed to a mailbox post. The size of the sign must be twelve (12) inches high by eighteen (18) inches wide. The sign must be parallel to the street and located two (2) feet from the sidewalk (two (2) feet from the curb if no sidewalk is exists) and two (2) feet from the driveway it services. visible from the street on which the property fronts;

(2)

The numbers shall be no less than four \underline{three} inches and no greater than eight inches in height; and

(3)

The numbers shall be reflective and white displayed on a black background;

For residential properties that are waterfront, an additional reflective sign consistent with this Chapter with the full street name and address number shall be posted on docks behind the house at the furthest most point in the water; and, (3) (5)

Residential properties may also have a secondary sign that may They shall be illuminated from sundown to sunrise by internal or external means, provided that all light sources shall be constant and fixed, as opposed to flashing and moving, and shall be positioned and designed in such a way that they do not cast light off the subject premises or into a public right-of-way.

D.

Failure to comply with this section shall be a violation of the Village Code punishable by a fine not to exceed \$250. Each week a violation persists shall constitute a separate offense.

- **Section 2.** This local law is determined to be a TYPE II action under the NY State Environmental Quality Review Act ("SEQRA").
- **Section 3**. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

EXHIBIT B

Bill No. 8 of 2018

VILLAGE OF LAWRENCE BOARD OF TRUSTEES

Bill No. 8 of 2018

A LOCAL LAW TO AMEND CHAPTER 144 OF THE VILLAGE CODE CONCERNING PEACE AND GOOD ORDER

BE IT ENACTED, by the Board of Trustees of the Village of Lawrence, as follows:

Section 1. Chapter 144 of the Village Code, entitled "Peace and Good Order", is hereby amended by adding a new section 144-5(C) as follows:

§144-5 Excessive noise or disturbance.

- C. A person residing in or otherwise in possession and control of property shall be guilty of violating this subdivision if such person makes, or permits to be made any noise emanating from such property which is audible by another more than five feet beyond the boundary line separating the property from which the noise emanates from any other property, and does so between the hours 11:00pm and 5:00am.
- **Section 2.** This local law is determined to be a TYPE II action under the NY State Environmental Quality Review Act ("SEQRA").
- **Section 3**. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

EXHIBIT C

LAWRENCE YACHT & COUNTRY CLUB

TRUSTEES

MICHAEL A. FRAGIN URI KAUFMAN SYMA F. DIAMOND DANIEL J. GOLDSTEIN

VILLAGE ADMINISTRATOR RONALD GOLDMAN

GENERAL MANAGER

101 CAUSEWAY—LAWRENCE, NEW YORK 11559 516.239.1685 Website www.lycc.cc

A FACILITY OF THE INCORPORATED VILLAGE OF LAWRENCE

Alex H. Edelman Mayor PARK COMMISSION

HOWARD SISKIND, CHAIRMAN
JACQUELINE HANDEL, VICE CHAIRPERSON
MARTIN LEVI
FRANCINE P. SICKLICK
BARRY MAYER
MO BLINDER
RANDY GREEN
MARC GELBTUCH
SHELDON GENACK
AARON PARNES
WILLIAM HENRY
PARIS POPACK

2019 Early Membership

Total Price

	TOTALLICE
38	\$ 133,058.50
olf	
33	\$ 128,375.00
6	\$ 37,080.00
8	\$ 20,600.00
5	\$ 21,125.00
13	\$ 41,535.00
1	\$ 8,035.00
nnis	
4	\$ 2,667.50
2	\$ 2,010.00
2	\$ 657.50
rina	
1	\$ 2,016.00
	33 6 8 5 13 1 1 1 1 2 2 2 rina 4 2 2

Golf Membership Descriptions:

Platinum: Full Privileges (41 and over)

Gold: Full Privileges (21-40)

Silver: Tuesday - Friday & Weekends after 12:00pm

Bronze: Tuesday - Friday Only

Family: Includes 1 Platinum Membership and 1 Silver Membership

Tennis Membership Descriptions:

Platinum: Full Privileges (41 and over)

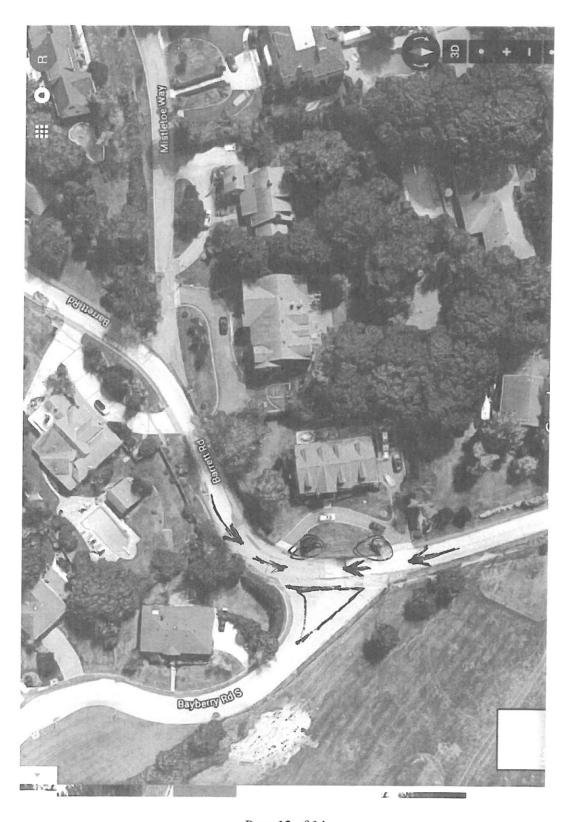
Gold: Full Privileges (21-40)

Silver: Monday - Friday & Weekends after 12:00pm

Bronze: Monday - Friday Only

Family: Includes 1 Platinum Membership and 1 Silver Membership

EXHIBIT D



Page 13 of 14

EXHIBIT E

VILLAGE OF LAWRENCE

Free Holiday Parking in LOTS # 3 and #4 Saturdays and Sundays

Nov 17th and Nov 18th

Nov 24th and Nov 25th

Dec 1st and Dec 2nd

Dec 8th and Dec 9th

Dec 15th thru Dec 16th

Dec 22nd thru Dec 23rd

Dec 29th thru Dec 30th