

The Regular meeting of the Board of Trustees was held on Thursday, September 14, 2017 at the Lawrence Village Hall, 196 Central Avenue, Lawrence, New York 11559.

Those members present were: Mayor Alex H. Edelman  
Deputy Mayor Michael A. Fragin  
Trustee Daniel J. Goldstein  
Trustee Syma F. Diamond

Also present were: Ronald Goldman, Village Administrator  
Gerry Castro, Deputy Village Clerk  
Village Attorney, Peter Bee, Esq.

Alison Cohen, Secretary to the BOT

Absent were: Trustee Uri Kaufman  
Lina Fusco, Deputy Village Treasurer

**WORK SESSION** - Mayor Edelman called the work session to order at 7:10 p.m. Work Session ended at 8:20 p.m.

No Board action was taken.

**PUBLIC HEARINGS** (began at 8:22 p.m.)

**Public Hearing for Proposed Local Law #6 of 2017 to amend Chapter 12 of the Village Code concerning the Board of Building Design**

**Board Action:** Trustee Goldstein moved to open the Public Hearing regarding proposed Local Law #6 of 2017 to amend Chapter 12 of the Village Code concerning the Board of Building Design (attached hereto as "Exhibit A"). Trustee Diamond seconded the motion. All in favor.

Deputy Mayor Fragin stated that he had questions for the Board of Building Design members who were not in attendance at the meeting. Deputy Mayor Fragin had questions regarding side-yard fence heights, and additionally, fence types/materials. Discussion ensued in this regard.

**Board Action:** Upon hearing no further comments or discussion, Deputy Mayor Fragin moved to continue the Public Hearing regarding proposed Local Law #6 of 2017 to amend Chapter 12 of the Village Code concerning the Board of Building Design, to the October 19, 2017 BOT meeting. Trustee Goldstein seconded the motion. All in favor.

**Public Hearing for proposed Local Law #7 of 2017 to amend Chapter 200, §200-53 – Schedule XIV, of the Village Code concerning Parking Prohibited Certain Hours**

**Board Action:** Deputy Mayor Fragin moved to open the Public Hearing for proposed Local Law #7 of 2017 to amend Chapter 200, §200-53 – Schedule XIV, of the Village Code concerning Parking Prohibited Certain Hours (attached hereto as “Exhibit B”). Trustee Diamond seconded the motion. All in favor.

**Board Action:** Upon hearing no further comments or discussion, Deputy Mayor Fragin moved to close the Public Hearing for proposed Local Law #7 of 2017 to amend Chapter 200, §200-53 – Schedule XIV, of the Village Code concerning Parking Prohibited Certain Hours. Trustee Diamond seconded the motion. All in favor.

**Board Action:** Mayor Edelman moved to classify adoption of the local law as Type II under SEQRA and to adopt for proposed Local Law #7 of 2017 to amend Chapter 200, §200-53 – Schedule XIV, of the Village Code concerning Parking Prohibited Certain Hours. Trustee Goldstein seconded the motion. All in favor; Local Law #7 of 2017 is adopted.

**Public Hearing for proposed Local Law #8 of 2017 to amend Chapter 200 - §200-23 No stopping certain hours and §200-54 Schedule XV: No Stopping Certain Hours of the Village Code**

**Board Action:** Trustee Goldstein moved to open the Public Hearing for proposed Local Law #8 of 2017 to amend Chapter 200 - §200-23 No stopping certain hours and §200-54 Schedule XV: No Stopping Certain Hours of the Village Code (attached hereto as “Exhibit C”). Trustee Diamond seconded the motion. All in favor.

**Board Action:** Upon hearing no further comments or discussion, Trustee Goldstein moved to close the Public Hearing for proposed Local Law #8 of 2017 to amend Chapter 200 - §200-23 No stopping certain hours and §200-54 Schedule XV: No Stopping Certain Hours of the Village Code. Trustee Diamond seconded the motion. All in favor.

**Board Action:** Trustee Goldstein moved to classify adoption of the local law as Type II under SEQRA and to adopt proposed Local Law #8 of 2017 to amend Chapter 200 - §200-23 No stopping certain hours and §200-54 Schedule XV: No Stopping Certain Hours of the Village Code. Trustee Diamond seconded the motion. All in favor; Local Law #8 of 2017 is adopted.

**PLEDGE OF ALLEGIANCE**

Mayor Edelman led the Pledge of Allegiance.

**REGULAR MEETING** - Mayor Edelman called the regular meeting to order.

## **GOOD & WELFARE**

1. Mayor Edelman commended and thanked Trustee Syma Diamond for working so hard and making the first ever Village of Lawrence outdoor movie night a resounding success. He then turned the floor over to Trustee Diamond, who in turn, thanked the LY&CC General Manager Leo McMahon and the staff of the LY&CC, Royalton Caterers/Mr. Einhorn, without whom none of this would have been possible. In addition, Trustee Diamond thanked Mr. Jeff Bessen of the Nassau Herald for the beautiful ad in the Nassau Herald for the movie; and the Auxiliary Police for managing the crowd of approximately 200 people. Beyond the enjoyment in hearing the laughter and giggling from the children watching the movie, she stated that she has received a lot of very positive feedback from the community about this event and hopes to show more outdoor movies next summer. Mayor Edelman concurred and stated that he too was looking forward to the Village hosting more outdoor movie events next summer.
2. Mayor Edelman explained that there was a flood mitigation meeting held the previous day at Village Hall, attended by representatives from the Governor's Office of Storm Recovery ("GOSR"), Nassau County Department of Public Works and a representative from Senator Todd Kaminsky's office, where the Community Reconstruction Program projects affecting and regarding the Five Towns, were discussed in great detail. Feedback and recommendations were given at this meeting, especially with regard to particular areas of flooding in Lawrence. Mayor Edelman added that there is a follow-up; open-house style meeting scheduled by GOSR for September 27<sup>th</sup> at 6:00 p.m., at the Five Towns Community Center, 270 Lawrence Avenue, Lawrence; where residents will have the opportunity to voice their opinions. The Mayor was given a report, which showed some of the projects being started in 2018, running through 2019.
3. Mayor Edelman stated that there were a couple of very beneficial Nassau County Police Department meetings regarding additional security for the high holidays, as is done every year, including newly appointed Nassau County Police Department Commissioner Patrick Ryder. Mayor Edelman expressed his appreciation to Commissioner Ryder for his assistance.

**Approval of minutes:** BOT July 13, 2017

**Board Action:** Deputy Mayor Fragin moved the approval of the July 13, 2017 BOT meeting minutes. Trustee Goldstein seconded the motion. All in favor.

## **NEW BUSINESS**

### **Item 1 – Approve Abstracts #'s**

<b>General Fund</b>	<b>#848, 849, 850, 851, 852, 853, 854, 855</b>
<b>Recreation Fund</b>	<b>#265, 266, 267, 268, 269, 270, 271, 272</b>
<b>Sewer Fund</b>	<b># 104</b>
<b>Payroll</b>	<b>#072817, 081117, 082517, 090817</b>

**Board Action:** Trustee Goldstein moved the approval of General Fund Abstracts #848, #849, #850, #851, #852, #853, #854 and #855. Mayor Edelman seconded the motion. All in favor.

**Board Action:** Trustee Diamond moved the approval of Recreation Fund Abstracts #265, #266, #267, #268, #269, #270, #271 and #272. Trustee Goldstein seconded the motion. All in favor.

**Board Action:** Trustee Goldstein moved the approval of Sewer Fund Abstract #104. Deputy Mayor Fragin seconded the motion. Discussion ensued regarding Sewer Fund Abstract #104. All in favor.

**Board Action:** Trustee Diamond moved the approval of Payroll Abstracts #072817, #081117, #082517 and #090817. Deputy Mayor Fragin seconded the motion. All in favor.

## **Item 2 – Approve the appointment of Florence Maxwell as the Secretary to the Board of Zoning Appeals**

**Board Action:** Deputy Mayor Fragin moved the appointment of Florence Maxwell as the Secretary to the Board of Zoning Appeals, for a salary of \$38,000.00, plus \$2,000.00 in lieu of benefits; totaling \$40,000.00. Trustee Diamond seconded the motion. All in favor.

## **Item 3 – Approve revision of Pickleball Court funding at the LY&CC**

**Board Action:** Mayor Edelman moved the approval of raising the originally approved Pickleball Court (at the LY&CC) proposal/quote, in the amount of \$12,000.00, to the revised proposal/quote of \$14,300.00, with classification under SEQRA as Type II. Trustee Diamond seconded the motion. The vote was as follows:

Mayor Edelman	Aye
Deputy Mayor Fragin	Nay
Trustee Goldstein	Aye
Trustee Diamond	Aye

The motion passed.

## **Item 4 – Approve a Resolution to declare certain real property owned by the Village to be “surplus” and available for sale**

**Board Action:** Trustee Goldstein moved the following Resolution per the above:

WHEREAS, the Village owns a certain parcel of property more particularly described in an Exhibit to be annexed to the minutes of this meeting (attached hereto as Exhibit "D"), but generally constituting a marked area east of Lawrence Avenue, between Central Avenue and the train station, and north of Central Avenue, as shown on an attached sketch plan; and

WHEREAS, the Village has determined that such property affords parking spaces in excess of those needed for public use; and

WHEREAS, the Village has determined that the property has no present or foreseeable Village use, and should therefore be declared "surplus";

NOW THEREFORE, BE IT RESOLVED, that the Village hereby declares such property to be "surplus" and available for sale.

Mayor Edelman seconded the motion. All in favor.

**Item 5 – Approve a Resolution for sale of "surplus" property to the Peninsula Public Library and adopt a Negative Declaration of Environmental Significance**

**Board Action:** Deputy Mayor Fragin moved the following Resolution per the above:

WHEREAS, the Village has determined a certain parcel of property (more particularly described in an Exhibit to be annexed to the minutes of this meeting (attached hereto as Exhibit "D"), but generally described in a sketch plan attached to this Resolution) to be "surplus" and available for sale; and

WHEREAS, the Peninsula Public Library and the Village have entered into negotiations for the purchase and sale of said parcel; and

WHEREAS, this Board has determined the declaration of such property as surplus, and its attendant sale to the Library, as an "UNLISTED" action under the NYS Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the Board has further determined that the sale of the property will not have a negative effect on the environment;

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby declares itself Lead Agency as the sole agency with authority to fund, approve or undertake the sale of the Village's property; and be it

FURTHER RESOLVED, that the Board of Trustees hereby adopts a Negative Declaration of Environmental Significance in connection with the action of declaring the said parcel "surplus" and agreeing to sell same to the Peninsula Public Library.

Trustee Goldstein seconded the motion. All in favor.

**Item 6 – Approve a Resolution to authorize the Mayor of the Village of Lawrence to execute the Contract of Sale of the aforementioned parcel to the Peninsula Public Library**

**Board Action:** Trustee Goldstein moved the approval of the following Resolution per the above:

WHEREAS, this Board has identified a certain parcel of land as “surplus”; determined the sale of such surplus property to the Peninsula Public Library to be an Unlisted Action under SEQRA and made a Negative Declaration of Environmental Significance with respect to same; and

WHEREAS, this Board has been presented with a proposed Contract of Sale of said parcel to the Library offering to purchase said property for the sum of \$3,333,000;

NOW THEREFORE, BE IT RESOLVED, that the Mayor of the Village of Lawrence be, and he hereby is, authorized to execute the Contract of Sale of the said parcel to the Peninsula Public Library, a copy of which proposed Contract is on file with the Village Clerk.

Deputy Mayor Fragin seconded the motion. All in favor.

**Item 7 – Approve LY&CC Marina boat slip upgrade for a member’s proposed 82’ boat**

**Board Action:** Trustee Goldstein moved the approval to authorize the Mayor to hire the best vendor and spend an amount not to exceed \$6,000.00, for a LY&CC Marina boat slip upgrade (which includes moving three poles/pilings and adding one new pole), to accommodate a member’s proposed new 82’ boat due to arrive in December, and to classify said action as Type II under SEQRA. Deputy Mayor Fragin seconded the motion. All in favor.

**Item 8 – Approve the appointment of Philip Kerstein as a member of the Board of Building Design**

Mayor Edelman appointed Philip Kerstein as a member of the Board of Building Design.

**Board Action:** Trustee Goldstein moved the ratification of the appointment of Philip Kerstein as a member of the Board of Building Design. Mayor Edelman seconded the motion. The vote was as follows:

Mayor Edelman	Aye
Deputy Mayor Fragin	Abstained
Trustee Goldstein	Aye
Trustee Diamond	Abstained



The motion does not pass. Philip Kerstein was not confirmed as a member of the Board of Building Design.

Village Administrator Ronald Goldman seized the moment to commend Mayor Alex H. Edelman and the Board of Trustees on the momentous and auspicious occasion regarding the sale of the "surplus" property to Peninsula Public Library and their eventual move next to Zion Park, which was over ten years in the making. The Village Administrator went on to say that he has engaged in this process for well over ten (10) years, and he knows that a lot of thought has gone into it. The Library is an asset to the community and this Board is to be commended, and the Mayor, in particular, for taking the initiative to finally act; not only doing what's best for the Village in the short-term, financially, but also ensuring that an asset to the entire community remains housed in the Incorporated Village of Lawrence, brings in a financial remuneration to the population; but more importantly, embodies the best principles of libraries, books, education and service to the community. Since the public is not in attendance at tonight's Board of Trustees meeting "in mass", to appreciate this gesture, on behalf of the public Village Administrator Goldman would like to (again) commend the Mayor and the Board. Mayor Edelman thanked Mr. Goldman.

Deputy Mayor Fragin concurred with Village Administrator Goldman's comments and stated that he has been sitting on this Board "for quite some time", and this has dragged on for far too long. He added that the public should be aware that the Library is responsible for financing this and they will need to hold a referendum up for a vote by the community, in order to move forward with this. It is not the Village's responsibility.

On motion by Mayor Edelman, seconded by Trustee Goldstein, and unanimously approved, the Board adjourned at 9:10 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.   6   of 2017

VILLAGE OF LAWRENCE  
BOARD OF TRUSTEES

Local Law No.   6   of 2017

A LOCAL LAW TO AMEND  
CHAPTER 12 OF THE VILLAGE  
CODE CONCERNING THE  
BOARD OF BUILDING DESIGN

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

Section 1. Chapter 12 of the Village Code, entitled “Board of Building Design”, is hereby amended as follows:

§ 12-9A Fencing and driveway standards; appeals.

A. Fences.

(1) A fence located in a side yard:

- (a) Shall not be taller than five feet in height, based on the median grade along the path of the fence; and
- (b) Shall not extend further than the area between the rear property line and the front façade of the primary structure on the property.

An applicant may appeal to the Board of Building Design from a denial of their request for a side yard fence in excess of five feet where the side yard of the applicant’s property abuts the rear yard of another property and the height of the applicant’s fence is necessary to match the height of an existing rear yard fence on the adjoining property.

(2) A fence located in a rear yard shall not be taller than six feet in height, based on the median grade along the path of the fence.

B. Driveways.

(1) No property shall be approved for a horseshoe-shaped driveway, or for any other driveway requiring two curb cuts, unless the property has street frontage of at least 66 feet and a minimum distance of 50 feet between the curb (or if none, the paved surface of the street) and the front façade of the primary building on the property.



(2) An applicant may appeal to the Board of Building Design from a denial of their request for a driveway described in subsection (B)(1) herein. In deciding whether to grant relief from the general standard above, the Board shall consider the factors set forth in Section 12-6 of the Village Code as well as any other factors the Board deems relevant with respect to the character and aesthetics of the surrounding neighborhood.

C. Appeals.

Notwithstanding any other provision of this Code, appeals from decisions of the Board of Building Design rendered pursuant to this Section shall be taken by Article 78 proceeding commenced in a court of competent jurisdiction in Nassau County.

Section 2. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

**EXHIBIT B**

VILLAGE OF LAWRENCE  
BOARD OF TRUSTEES

Local Law No. 7 of 2017

A LOCAL LAW TO AMEND  
CHAPTER 200 OF THE VILLAGE  
CODE CONCERNING VEHICLES  
AND TRAFFIC

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

Section 1. Chapter 200 of the Village Code, entitled “Vehicles and Traffic”, is hereby amended as follows:

§200-53 Schedule XIV: Parking Prohibited Certain Hours.

Name of Street	Side	Hours/Days	Location
Lord Avenue	West	7:00 a.m. to <del>10:00</del> 10:30 a.m./All	From Central Avenue to Lismore Road

Section 2. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

**EXHIBIT C**

VILLAGE OF LAWRENCE  
BOARD OF TRUSTEES

Local Law No. 8 of 2017

A LOCAL LAW TO AMEND  
CHAPTER 200 OF THE VILLAGE  
CODE CONCERNING VEHICLES  
AND TRAFFIC

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

Section 1. Chapter 200 of the Village Code, entitled “Vehicles and Traffic”, is hereby amended as follows:

§ 200-23 No stopping certain hours.

No person shall stand, park or stop a vehicle during the times specified in Schedule XV (§ 200-54) of any day, unless otherwise indicated, upon any of the streets or parts of streets described in said Schedule XV, attached to and made a part of this chapter.

§ 200-54 Schedule XV: No Stopping Certain Hours.

In accordance with the provisions of § 200-23, no person shall stand, park or stop a vehicle between the times specified upon any of the following described streets or parts of streets:

Name of Street	Side	Hours/Days	Location
Central Avenue	North	7 a.m. to 9 a.m. and 4 p.m. to 7 p.m. Monday through Friday	The four (4) parking spaces nearest to Rockaway Turnpike

Section 2. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

**EXHIBIT D**



