

Lawrence, New York, May 13, 2010

The regular meeting of the Mayor and Board of Trustees was held on Thursday, May 13, 2010, in the Lawrence Village Hall, 196 Central Avenue, Lawrence, New York 11559.

Mayor Felder called the meeting to order at 8:00 PM

Those members present were: Mayor C. Simon Felder  
Deputy Mayor Martin Oliner  
Trustee Edward I. Klar  
Trustee Joel Mael  
Trustee Michael A. Fragin

Also present were: David E. Smollett, Administrator, Elizabeth Kaye, Deputy Clerk/Treasurer and A. Thomas Levin, Village Attorney.

Those members absent were: NONE

Upon motion by Deputy Mayor Oliner, seconded by Trustee Klar, and unanimously carried, the minutes of April 8, 2010 and May 6, 2010, were approved, as corrected.

### **REPORTS**

Police – Mayor Felder discussed the most recent police report, a copy of which is on file in Village Hall. Trustee Fragin discussed his concerns with the intersection at Central Avenue and Doughty Avenue. Officer Keles commented that the sequencing of the lights needs to be adjusted. Mayor Felder instructed Administrator Smollett to contact the appropriate agency regarding this concern.

Mayor Felder reported that he had arranged with Nassau County Public Works through Legislator Kopel, to analyze the turning signal at the intersection of Central Avenue and Rockaway Parkway. Administrator Smollett was asked to follow-up.

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Trustee Mael commented that the board has been asking for data on accidents at this intersection for quite some time. Officer Keles commented that paper copies of reports are only available for a short period of time. It was suggested that the Village request that the accident number be included with the police report which would allow the Precinct to pull up the report more quickly and read the summary section of the accident.

Mayor Felder invited residents from 360 Central Avenue to address the board regarding complaints about the change in traffic direction on Williams Street.

Several residents in attendance expressed their concern with the change in one-way access to Williams Street. Administrator Smollett explained that this change was made to reduce the volume of cars coming down Mulry Street off of Washington Street. Trustee Mael commented that the board felt there was a dangerous situation created on Washington Street due to back-up of traffic off of Mulry Street from school buses. The board indicated that it would engage a traffic expert to study the situation.

Fire – No news to report.

Finance - Trustee Mael gave the Finance Report and moved to approve Abstract #'s 588-593, 13, 222, seconded by Trustee Klar and unanimously approved. The board addressed Item #4 which requested separate approval for club membership refunds. The board determined that separate approval was not necessary if refund requests were made before the policy cut-off date of April 30<sup>th</sup>. Trustee Mael asked for follow-up explanation on certain budgetary variances.

Public Works – Deputy Mayor Oliner reported that Superintendent Sal Castro was injured on duty.

Recreation – Trustee Klar reported on improvements at the club and updated the board on the search for a new manager.

Water Pollution Control Facility – No news to report.

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Sanitation – Trustee Klar reported that he and Administrator Smollett would be attending the District’s meeting to discuss concerns.

Nassau County Office of Emergency Management - Administrator Smollett reported that he and Dr. Sicklick had been given a tour of the County’s new Emergency facility. Administrator Smollett reported that he would be meeting with the State Office of Emergency Management to discuss the recent storm damage. Administrator Smollett was asked to get copies of emergency plans from other villages.

Ms. Sharon Douglas of the American Red Cross addressed the board regarding her organization’s services provided during emergencies.

### OLD BUSINESS

Item A – Combined with Emergency Management Report

Item B - The Board discussed a survey of other courts in connection with return dates for parking tickets. Village Attorney Levin informed the board that it had no authority to establish fines or return dates for pleas of guilty by mail, and that such matters were within the purview of the Village Justice Court. Deputy Mayor Oliner stated that if the financial impact is minimal, the return time should be changed from 14 to 30 days. Trustee Klar commented that there would be no need to change if the impact is minimal. Mayor Felder indicated his preference for 30 days. Mr. Levin advised the Board that it needed to adopt a local law to update the existing Traffic Violations section of the Code for parking tickets.

Trustee Klar made a motion, which was seconded by Trustee Fragin and unanimously approved, to set the public hearing for June 10, 2010 at 8:00 pm, on Intro Bill 5-10 to amend the Traffic Violations section of the Code.

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Item D – Storm Related Costs and Insurance Claims

The Board requested that storm related costs be broken out separately on the financials.

Item E - Traffic Control and Pedestrian Safety at Intersection of Sutton and Broadway

Mayor Felder asked the board to consider traffic control measures at the intersection of Sutton and Broadway. Trustee Fragin recalled that the police had written a letter regarding the intersection of Lord and Broadway. Mayor Felder asked the administration to look into any police evaluation of the intersections of Sutton and Lord and Broadway.

NEW BUSINESS

Item 1 - Public Hearing on Local Law Related to Sidewalk Maintenance

At 9:50 pm, a motion was made by Trustee Fragin, seconded by Trustee Klar, and unanimously approved, to open the public hearing on proposed local law L4-10 amending the section in the Code on sidewalk maintenance.

Village Attorney Levin explained that the proposed change would now include removal of snow and ice and would improve enforcement of the law. Trustee Mael suggested expanding enforcement authority beyond the Building Superintendent, and the Board agreed to would change the wording to Building Superintendent or designee.

There being no comments from the public, at 9:55 pm, it was moved by Deputy Mayor Oliner, seconded by Trustee Klar, and unanimously approved, to close the public hearing. Mr. Levin stated that the Mayor had to certify the need to act on the changed language without delay in order for the Board to adopt the legislation this evening. Mayor Felder so certified, upon which Mayor Felder moved to adopt the amended legislation, seconded by Deputy Mayor Oliner and unanimously approved.

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Item 2 – Public Hearing on Annual Stormwater Report

At 10:00 pm, Trustee Klar made a motion to open the public hearing on the Annual Stormwater Report, which was seconded by Trustee Fragin and unanimously approved.

Deputy Clerk/Treasurer Elizabeth Kaye presented the annual report which showed how the Village managed its stormwater over the preceding year through compliance with six minimum control measures.

There being no comment from the public, at 10:05 pm, it was moved by Trustee Klar, seconded by Deputy Mayor Oliner and unanimously approved, to close the public hearing.

Item #3 – Memorial Day Parade

Deputy Mayor Oliner moved to approve the Memorial Day parade with Cedarhurst, which was seconded by Trustee Fragin, and unanimously approved.

Item #4 – Approval of Torah Procession for A. Edelman

Mayor Felder indicated that all paperwork and police escorts were in place for the procession. Mayor Felder made a motion to approve the Torah Procession for Mr. A. Edelman for Sunday, May 16, 2010 starting at noon, with a street closure at Sutton Place, which was seconded by Deputy Mayor Oliner and unanimously approved. Trustee Fragin requested that applications for Torah Processions be more detailed regarding street closures.

Item # 6 – left blank (originally Rosenberg Torah Procession)

Deputy Mayor Oliner commented that Mrs. Rosenberg was able to revise her time and date so now the police could accommodate her procession. Trustee Mael made a motion to approve the Rosenberg Torah procession for Sunday, June 13, 2010 at 11:00 am on the condition that no buses are en route, which was seconded by Mayor Felder, and unanimously approved.

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Item # 7 – Licensing Landscapers

Village Attorney Levin explained that the Village did not have a local law which required licensing of landscapers. Trustee Klar moved to schedule a public hearing for June 10, 2010 at 8:00 pm to consider proposed local law L6-10 for licensing landscapers, which was seconded by Trustee Fragin and unanimously approved.

Trustee Klar asked Administrator Smollett about the film shooting at the Club. Administrator Smollett responded that all paperwork was received. Village Attorney Levin advised that the Village was protected for restoration work, if necessary.

At 10:30 pm, Mayor Felder opened the Good & Welfare portion of the meeting.

Mr. Michael Convertino, 353 Central Avenue, complained that the Village did not offer 24-hour resident parking permits in the lot behind Amazing Savings. Administrator Smollett was asked to review parking activity in this lot and advise the Board.

Ms Wortheim, resident of the Plaza Apartments, complained about the change in access to her garage and requested that Williams Street be returned to its original traffic direction.

Ms. Hamilton, office manager for a dentist on Williams Street, complained that patients now have difficulty approaching the office with the new one-way on Williams Street.

Mrs. Kevelson, President Lawrence Association, asked the Board why Lawrence Association items not covered at the April meeting were not on the May agenda.

Deputy Mayor Oliner addressed the items:

- The Library attorney would contact the MTA directly
- The Village is not set up to televise meetings under the Cablevision agreement
- Revising term limits needs to be done via local law on advice of counsel

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Mr. Madowitz, Waverly Place, asked the Board to establish alternate side parking on Waverly Place. Administrator Smollett indicated that he had met with the residents on the street to discuss their concerns. Mr. Smollett pointed out that the end of Waverly Place widens so alternate side of the street parking would not be necessary. Discussion ensued regarding alternate side of the street parking versus one side of the street parking. Trustee Mael moved to authorize placement of No Parking Signs on the first half of the east side of Waverly Place, which was seconded by Trustee Fragin and unanimously approved. Mayor Felder stated for the record that he preferred alternate side-of- the-street parking.

Mr. Madowitz informed the Board that rain water puddles at the end of Waverly Place. Administrator Smollett would look into the situation.

Administrator Smollett asked the Board to approve his attendance at the May NYCOM conference. Trustee Klar moved to rescind the existing policy of no conferences to a case-by-case basis, seconded by Mayor Felder, and unanimously approved. Trustee Klar moved to approve Administrator Smollett's attendance at the NYCOM conference not to exceed \$1000, seconded by Mayor Felder, and unanimously approved.

There being no further business, upon a motion by Trustee Klar, seconded by Deputy Mayor Oliner, and unanimously approved, at 11:10 pm the Board convened in Executive Session, to discuss legal advice, and possible litigation.

At 11:20 pm, the board returned from Executive Session to the public meeting. A motion was made by Trustee Klar, seconded by Trustee Fragin, and unanimously approved, to close the meeting.

This is to certify that I, David E. Smollett read the foregoing minutes and the same are in all respects a full and correct record of such proceedings.

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David E. Smollett, Administrator,  
Clerk/Treasurer