

The regular meeting of the Board of Trustees was held on Thursday, May 30, 2013 at Village Hall, 196 Central Avenue, Lawrence New York 11559.

Those members present were: Mayor Martin Oliner  
Deputy Mayor C. Simon Felder  
Trustee Joel A. Mael  
Trustee Michael A. Fragin (arrived at 8:15 p.m.)  
Trustee Irving Langer

Also present were: Abraham Farber, Deputy Treasurer  
A. Thomas Levin, Village Attorney (arrived at 9:00 p.m.)  
Alison Cohen, Secretary to the BOT

Absent were: David E. Smollett, Village Administrator

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

### **GOOD AND WELFARE**

No comments were forthcoming from the public at the beginning of the meeting. See below for comments made at the end of the meeting.

**Approval of minutes:** BOT May 9, 2013

**Board Action:** Mayor Oliner moved the approval of the minutes of the May 9, 2013 BOT meeting. Trustee Langer seconded the motion. All in favor.

### **NEW BUSINESS**

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

<b>General Fund</b>	<b>#688</b>
<b>Recreation Fund</b>	<b>#110, 111</b>
<b>Trust Fund</b>	<b>#252</b>
<b>Payroll</b>	<b>#2343</b>

**Board Action:** Mayor Oliner moved the approval of General Fund Abstract #688. Trustee Langer seconded the motion. All in favor.

**Board Action:** Mayor Oliner moved the approval of Recreation Fund Abstracts #110 and #111. Trustee Langer seconded the motion. All in favor.

**Board Action:** Mayor Oliner moved the approval of Trust Fund Abstract #252. Trustee Langer seconded the motion. All in favor.

**Board Action:** Mayor Oliner moved the approval of Payroll Abstract #2343. Trustee Langer seconded the motion. All in favor.

**Item 2 – Neil Maron/Shaaray Tefila new Torah procession – Parade Permit Approval**

Mayor Oliner explained that Village Attorney Tom Levin had previously advised that parade permits do not require Board authorization. The authority to issue such permits is vested in the Village Administrator (Code 125-2) and applicants for such permits are entitled to prompt action on the permit application without having to wait for a Board meeting. So said, this was just for informational purposes with no Board action required.

**Item 3 – Employee Retirement – Tom Rizzo**

Mayor Oliner acknowledged Thomas Rizzo and his family's presence at the meeting and expressed his appreciation to Mr. Rizzo for his loyal and dedicated service during his 30 ½ years of employment with the Village of Lawrence. Mayor Oliner called Mr. Rizzo up to the dais and read a Proclamation in his honor; which he then presented to him.

Mayor Oliner said that while Mr. Rizzo's retirement as of May 30, 2013 marks a sad day for the Village, he is gratified to announce that Mr. Rizzo wants to come back to work at the Village on a part-time basis.

**Board Action:** Mayor Oliner moved to hire Thomas Rizzo on a part-time basis of 19.5 hours per week at an hourly rate of \$29.58 with an annual salary cap not to exceed \$30,000. Trustee Langer seconded the motion. All in favor.

**Item 4 – Ratify contract to Curra Home Improvements to restore Marina building on an emergency basis**

**Board Action:** Mayor Oliner moved to ratify the contract with Curra Home Improvements, Inc., for the restoration of the Marina building in the amount of \$57,000.00. This was the lowest proposal received for the work and was awarded on an emergency basis in order to ensure the safe and timely restoration of the facility for public use. Trustee Langer seconded the motion. All in favor.

**Item 5 – Cablevision franchise renewal**

**Board Action:** Mayor Oliner moved the adoption of the Cablevision franchise renewal agreement as presented to the Board at the prior BOT meeting on May 9, 2013. Trustee Langer seconded the motion. All in favor.

**GOOD AND WELFARE**

1. **Traffic and construction on Route 878 and Rockaway Tpke.** - Trustee Fragin inquired as to the status of the construction issues on Route 878 at Burnside Avenue. Deputy Treasurer Abe Farber said that Administrator Smollett had been

in touch with Nassau County DOT which advised that the construction was for the Nassau County sewer plant sewer project with no deadline provided for completion. With regard to the traffic situation on Rockaway Turnpike and Route 878, Administrator Smollett and Mayor Oliner have been in touch with Tom Locascio in Senator Skelo's office on several occasions and will be following up.

2. **Muni-meter parking** - Mayor Oliner mentioned that he and Gerry Castro are near completing research on various muni-meter options.
3. **Lights in Harborview/Lawrence Bay Park section** - Trustee Fragin requested an update regarding the lights in the Harborview/Lawrence Bay Park section. Mayor Oliner said that repair of the lights is being worked on actively. He met with LIPA the previous week and together with Mittman Electric, the Village is close to effecting repairs.
4. **Ocean Ave. and Chauncey Lane restoration** - The restoration projects for Ocean Avenue and Chauncey Lane are completed and Mike Ryder said that he is happy with the job that was done.
5. **Auditor for EFC Nassau County pump station project** - Trustee Mael requested an update with regard to the hiring of an auditor for the EFC Nassau County pump station project. Mayor Oliner stated that Administrator Smollett met with two companies and his recommendation is forthcoming. According to Mayor Oliner, Nassau County's "expert" is also supposed to meet with Administrator Smollett in this regard.
6. **LY&CC financials** - Trustee Mael asked about the LY&CC financials promised at the last Board meeting for this Board meeting. Deputy Treasurer Farber responded, saying that the auditors are in-house and he is working on finalizing the financials before the next Board meeting.
7. **Emergency planning** - Trustee Fragin raised the issue of emergency planning for the Village. He requested an update in this regard. Mayor Oliner requested that Trustee Fragin forward the two names he has to assist with the emergency planning. Administrator Smollett is to follow up and respond.
8. **Lighting responsibility in Harborview/Lawrence Bay Park** - Deputy Mayor Felder requested clarification with regard to LIPA's responsibility for the electrical, wiring, replacements and connections for the lighting issues in the Harborview/Lawrence Bay Park section.

Mayor Oliner explained the chain of responsibility. The Village contracts with LIPA to supply electrical power to the Village's street lamps. In areas of the Village where electric lines to the light poles are above ground, LIPA is responsible for repairing damaged wiring. In those areas where the Village decided to bury the electrical wire underground, LIPA is not responsible for

repairs to the underground wires. This is similar to any homeowner who decides to run the electrical wires from the outside LIPA pole to his/her home using underground wires where the responsibility for repair to the underground wires falls on the homeowner.

In the Harborview section, the Village decided many years ago to run the wire circuit supplying electricity to the streetlamps underground. This is why LIPA maintains that they have no responsibility to identify and repair the underground infrastructure. The Village has been exerting great effort to identify the problem. Suggested solutions range from digging up and replacing all of the copper wiring which could potentially cost millions of dollars, to using more focused techniques utilizing other technologies including ultrasound devices that assist in finding shorts in the system.

Last week we met with LIPA and impressed upon them that, notwithstanding the underground wiring, they are at least responsible for originating the electric feed into the system. In the Harborview circuit, there are multiple LIPA feeds into the area and, to date, they have not even been able to identify which entry point supplies electricity to the area. As such, it is possible the problem lies at the entry point which is definitely LIPA's responsibility. Accordingly, LIPA has been working with us to trace out the underground infrastructure, technically beyond their scope of responsibility, in order to help isolate the problem area.

Mayor Oliner said he believes we are very close to identifying the problem and he expects to have lighting restored in the very near future, possibly within ten days.

Deputy Mayor Felder thanked Mayor Oliner for explaining the situation, since a lot of people have asked him where the responsibilities lie, and he was not sure.

9. **Sanitation Issues** - Former Trustee, Park Commission member and resident, Howard Siskind, raised the ongoing issues of sanitation issues regarding all of the construction refuse from Hurricane Sandy restoration(s). He acknowledged that Administrator Smollett has been very helpful in this area whenever he has called Village Hall. Mr. Siskind said that the District One Department of Sanitation does not pick up the trash and does not answer the telephone when he tries to call them. Mayor Oliner explained that the Village has no authority or jurisdiction over the Department of Sanitation.

Trustee Fragin stated that he believes that the regular sanitation pick-ups have improved and that George Pappas has done a good job, but that they do not take construction debris. The individual contractors must cart away such debris. Mr. Siskind said that they will not remove large black plastic bags of garbage and a toilet (left out front), which he felt is not construction debris.

Lawrence Association President, Ronald Goldman, said that Sanitation should be answering the phones in a timely fashion and that this would be followed up by the Lawrence Association.

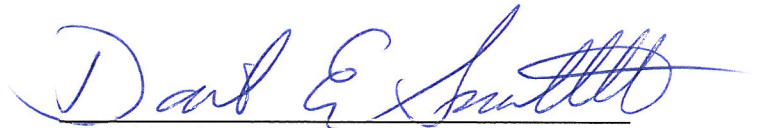
On motion by Trustee Mael, seconded by Mayor Oliner and unanimously approved, the Board convened in Executive Session at 8:45 p.m. to discuss matters leading to the hiring, dismissal, or discipline of one or more particular persons, collective bargaining matters, and legal advice (upon the arrival of the Village Attorney).

The Village Attorney arrived during the Executive Session discussion.

The Board reconvened in public session at 9:30 p.m.

There being no further business, the meeting was adjourned at 9:30 p.m.

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



David E. Smollett, Administrator,

Clerk/Treasurer