

The regular meeting of the Board of Trustees was held on Thursday, October 10, 2013 at Village Hall, 196 Central Avenue, Lawrence New York 11559.

Those members present were: Mayor Martin Oliner  
Deputy Mayor C. Simon Felder  
Trustee Michael A. Fragin  
Trustee Irving Langer  
Trustee Alex H. Edelman

Also present were: Ronald Goldman, Village Administrator  
Abraham Farber, Deputy Treasurer  
Peter Bee, Village Attorney  
Alison Cohen, Secretary to the BOT

The Board convened in public work session at 7:15 p.m.

#### **WORK SESSION**

No Board Action was taken during the Work Session.

**REGULAR MEETING** - Mayor Oliner called the regular meeting to order at 8:15 p.m.

#### **GOOD & WELFARE**

1. Mayor Oliner noted that an automatic sensor has been installed to control the light on the flagpole in front of Village Hall.
2. Trustee Fragin commented on the issue of teenagers congregating outdoors in various areas of the Village over the holiday season. Trustee Fragin commended the auxiliary police for their help in maintaining order and ensuring safety. Discussion ensued regarding under-age alcoholic drinking. Administrator Goldman commended Inspector Barbieri and the 4<sup>th</sup> Precinct personnel for their service to the Village.

#### **NEW BUSINESS**

##### **Approval of minutes:**

BOT August 29, 2013  
BOT September 12, 2013

**Board Action:** Mayor Oliner moved the approval of the minutes of the August 19, 2013 BOT meeting. Trustee Langer seconded the motion. All in favor.

**Board Action:** Mayor Oliner moved the approval of the minutes of the September 12, 2013 BOT meeting. Trustee Fragin seconded the motion. All in favor.

**Item 1 – Approve Abstracts #'s**

<b>General Fund</b>	<b>#697, 698</b>
<b>Recreation Fund</b>	<b>#121, 122</b>
<b>Trust Fund</b>	<b>#257</b>
<b>Sewer Fund</b>	<b>#68</b>
<b>Payroll</b>	<b>#2352, 2353</b>

**Board Action:** Mayor Oliner moved the approval of General Fund Abstracts #697 and #698. Trustee Langer seconded the motion. Discussion ensued as follows:

Mayor Oliner inquired regarding the need for a BOT resolution to dispose of Village vehicles. It was noted that ten Village vehicles, no longer in service, were removed from the Village's insurance policy. Some of the vehicles were destroyed by Hurricane Sandy. The Mayor requested that Administrator Goldman and Mr. Farber obtain disposal information from Mr. Robert Daniels for the vehicles and to inquire with Salerno Insurance Brokerage whether the Village can receive refunds on premiums paid.

Mayor Oliner also inquired regarding the status of the electric/bubble vehicles (given to the Village through a grant) at the LY&CC. Administrator Goldman stated that both were lost during Hurricane Sandy and one vehicle was replaced. The Mayor inquired regarding who authorized the vehicle's replacement and whether the original vehicles had been scheduled on the insurance policy and whether or not the replacement vehicle is currently insured. Administrator Goldman said he will provide this information.

Deputy Mayor Felder noted that Herris Tree Service should invoice in a timelier manner, with separate invoices by project, in order to ensure accuracy of the bills.

Mayor Oliner stated that the Village must obtain estimates/quotes in accordance with the Village procurement policy prior to issuing a purchase order for any tree work.

Discussion ensued regarding the monthly bill from the Lawrence Cedarhurst Fire Department pursuant to the fire service contract. Trustee Edelman said he would like to revisit the contract negotiation in the next "round". He would also like to obtain a comparison of Lawrence's rates against those of other villages.

Vote taken on motion to approve the abstracts: All in favor.

**Board Action:** Mayor Oliner moved the approval of Recreation Fund Abstracts #121 and #122. Trustee Fragin seconded the motion.

All in favor.

**Board Action:** Mayor Oliner moved the approval of Trust Fund Abstract #257. Trustee Fragin seconded the motion. All in favor.

**Board Action:** Mayor Oliner moved the approval of Sewer Fund Abstract #68. Deputy Mayor Felder seconded the motion.

Discussion ensued regarding health insurance premiums paid for retired sewer employees. Mayor Oliner said that such payments should be charged against the sewer rents collected by the Village for Nassau County under the Inter-Municipal Agreement (IMA).

Administrator Goldman reviewed J.R. Holzmacher's audit of bills presented by Nassau County in connection with the sewer consolidation project. The Mayor expressed concern regarding possible Nassau County project overruns and requested that Administrator Goldman read the IMA and possibly have Village Attorney Peter Bee facilitate a meeting with Nassau County. Mayor Oliner requested that Village Attorney Peter Bee set up a meeting with John Butler of Nassau County regarding other issues as well.

Vote taken on motion: All in favor.

**Board Action:** Mayor Oliner moved the approval of Payroll Abstracts #2352 and #2353. Trustee Fragin seconded the motion. All in favor.

Mayor Oliner noted the shift of payroll certification from the previous Administrator David Smollett to Administrator Ronald Goldman. Mayor Oliner requested that Administrator Goldman and Village Attorney Peter Bee review the payroll prior to the Mayor's certification to make sure they are all in order.

Trustee Edelman suggested that an internal spot audit be done two or three times a year for payroll.

**Item 2 – Resolution to amend the Village Code regarding term limits for Trustees and set date for public hearing for November 14, 2013**

Discussion ensued regarding the proposed Resolution. Village Attorney Peter Bee, with input from the Mayor and BOT, will re-draft the language for this proposed local law for discussion and setting of Public Hearing at next BOT meeting. No further Board action taken at this time.

**Item 3 – Public Hearing to amend Village Code for metered parking**

**Board Action:** Mayor Oliner moved to open the Public Hearing to discuss the proposed Local Law No. 1 of 2013 to amend the Village Code for metered parking. Trustee Fragin seconded the motion. All in favor.

Discussion ensued with regard to the metered parking rules and regulations. Village Attorney Peter Bee was directed to re-draft the local law to change the hours of meter operation from 9:00am – 7:00pm to 9:00am – 6:00pm. The local law shall also impose "no parking" restrictions in the municipal lots from 3:00 a.m. to 5:00 a.m. (to be checked and confirmed). Mr. Bee was also directed to draft a new notice of public hearing for the revised local law.

Administrator Goldman was directed to prepare a memo regarding the current meter regulations throughout the Village.

**Board Action:** Mayor Oliner moved to close the Public Hearing. Trustee Langer seconded the motion. All in favor. By unanimous consensus, the members of the Board agreed to hold a public hearing at the next BOT meeting to address the revised meter regulations.

**Item #4 – Approve installation of fountains at Sutton Park**

Administrator Goldman stated that the Village received three proposals to supply three fountains for the pond in Sutton Park. The Village also received three proposals for installation of the fountains. Administrator Goldman recommended that the Village purchase the three fountains from the lowest responsible bidder, Sugar Creek Fountains, in the amount of \$4,286.40, as vetted by Building Inspector Gerald Castro and Superintendent of Building Department Michael Ryder. He also recommended that the installation be performed Mittman Electric, the lowest responsible bidder, at a cost of \$4,710.00. Discussion ensued with regard to the proposals, installation, maintenance and upkeep of the fountains.

**Board Action:** Mayor Oliner moved to approve the purchase of three (3) fountains for Sutton Park Pond from Sugarcreek Fountains in the amount of \$4,286.40 and the installation and electrical work to be performed by Mittman Electric at a cost of \$4,710.00. Trustee Edelman seconded the motion. All in favor.

Mayor Oliner stated that these fountains serve a public health need. Village Attorney Peter Bee was directed to draw up a licensure agreement for the residents bounding the pond to allow the Village access to maintain the fountains. Administrator Goldman is to ascertain whether or not the Village has adequate insurance coverage for this item, and if not, to procure such insurance as licensee.

**Item #5 – Appointments**

Mayor Oliner appointed Trustee Alex Edelman as Commissioner of Finance.

**Item #6 – Approval to purchase replacement DPW truck lost in fire**

Administrator Goldman reviewed the Village's DPW vehicles and their usage as well as monies received from insurance for the lost truck.

**Board Action:** Mayor Oliner moved the purchase of a replacement truck for the DPW, in the amount of \$34,394.25 (BOCES bid price) from Cars Unlimited of Suffolk LLC. Trustee Edelman seconded the motion. All in favor.

**Item #7 – Approval to purchase replacement lightning detection system at the LY&CC**

Trustee Langer stated that the current lightning detection system at the LY&CC has not worked since Hurricane Sandy. The system is intended to provide early warning detection of possible lightning on the golf course. The current system is twenty years old and the original manufacturer is no longer in business. As such, it is difficult to get replacement parts for the system to be effectively serviced.

**Board Action:** Mayor Oliner moved the purchase of a replacement lightning detection system from Storr Tractor in the amount of \$14,785.00; the lowest responsible proposal. Trustee Langer seconded the motion. All in favor.

**Discussion regarding the Lawrence Yacht and Country Club (LY&CC):** Mayor Oliner stated that the Village is having a rededication ceremony at the LY&CC on Sunday, November 3<sup>rd</sup> at 2:00 p.m. to thank Village and LY&CC employees, elected/appointed officials, media and volunteers for their involvement in the aftermath of Hurricane Sandy.

Leo McMahon provided an update on various items requiring additional repairs at the LY&CC.

**Board Action:** Mayor Oliner moved to approve the proposal from T & T Plumbing to complete the repair of the heating system, on an emergency basis, at the LY&CC in the amount of \$35,000.00. Trustee Langer seconded the motion. All in favor.

**Board Action:** Mayor Oliner moved to authorize Leo McMahon to obtain proposals and repair the current sound system at the LY&CC, at a cost not to exceed \$2,000.00. Trustee Langer seconded the motion. All in favor.

#### **Item #8 - Park Commission Recommendations**

Trustee Langer briefly explained the Park Commission recommendations placed before the Board. Discussion ensued with regard to the Park Commission's recommendations pertaining to the alcohol consumption policy on the golf course. Village Administrator Goldman was asked to direct and confirm that Royalton Caterers' insurance policies cover the golf course. He was also asked to confirm that with Salerno that the Village's insurance coverages encompass the golf course.

Discussion also ensued regarding the Park Commission's recommended golf outing rates for the 2014 season. No changes were made.

Discussion ensued regarding the Park Commission's refund and credit policy.

**Board Action:** Mayor Oliner moved the adoption of the LY&CC Membership Referral Program, per the Park Commission's recommendations as follows:

- **Tennis Referral Program** – Present members would receive a \$125.00 credit for every new member they bring in. The limit would be four referrals per member. The new member being referred would receive a \$125 discount on their 2014 membership. (Note: Referral credits for present members would not be redeemable until 2015.)
- **Marina Referral Program** – Present members would receive a \$250.00 credit for every new member they bring in. The limit would be four referrals per member. The new member being referred would receive a \$250.00 discount on their 2014

membership. (Note: Referral credits for present members would not be redeemable until 2015.)

- **Golf Referral Program** - Present members would receive a \$250.00 credit for every new member they bring in. The limit would be four referrals per member. The new member being referred would receive a \$250.00 discount on their 2014 membership. (Note: Referral credits for present members would not be redeemable until 2015.)

Trustee Fragin seconded the motion. All in favor.

The Marina rate recommendations were discussed, including possible electric surcharges. Trustee Edelman requested the monthly electric bills from the Marina to review and ascertain whether or not to impose an electric surcharge for members with boats of a certain size, per their usage.

#### **Item #9 – LY&CC Refunds**

**Board Action:** Mayor Oliner moved the adoption of the LY&CC refunds/credits as recommended by the Park Commission as follows:

- Ms. Elly Newman 50% credit towards her 2014 golf membership.
- Mr. Wayne Axman 20% credit towards his 2014 tennis membership.

Trustee Langer seconded the motion. The vote was as follows:

Trustee Langer – Aye

Deputy Mayor Felder – Aye

Trustee Fragin – Nay

Trustee Edelman – Aye

Motion passed.

**Board Action:** Mayor Oliner moved the appointment of Dr. Melvin Young to the Park Commission. Trustee Langer seconded the motion. All in favor.

#### **Item #10 – Approve Municipal Resolution regarding Water Quality Improvement Projects**

Administrator Goldman explained the Municipal Resolution regarding Water Quality Improvement Projects attached hereto as Exhibit A.

**Board Action:** Mayor Oliner moved the approval of the Municipal Resolution regarding Water Quality Improvement Projects and Nonagricultural Nonpoint Source Projects Municipal Resolution (attached hereto as Exhibit A). Trustee Edelman seconded the motion. All in favor.

#### **Item #11 – Approve renewal of Village insurance policy**

**Board Action:** Mayor Oliner moved approval of the recommendation of Salerno Brokerage Corp. to renew the Village of Lawrence's municipal insurance policies with NYMIR (New York Municipal Insurance Reciprocal) in the amount of \$452,200. Trustee Edelman seconded the motion. All in favor.

**Item #12 – Approve increase of Board of Zoning & Appeals application fee**

Administrator Goldman explained that the expenses for the Building Department have increased. He recommended increasing BZA application fees to \$1,500 for residences and \$2,000 for multiple dwellings or businesses.

**Board Action:** Mayor Oliner moved the approval of a Public Hearing at the November 18, 2013 BOT meeting to discuss the proposed Local Law No. 2 of 2013 regarding "Licenses and Permit Fees", to increase the application fees required to file appeals and applications to the Board of Zoning Appeals to \$1,500 for residences and \$2,000 for multiple dwellings/businesses. Trustee Langer seconded the motion. All in favor.

On motion by Mayor Oliner, seconded by Trustee Edelman and unanimously approved, the Board convened in Executive Session at 11:15 p.m. to discuss personnel, litigation and advice of counsel.

The Board reconvened in public session at 11:30 pm.

There being no further business, the meeting was adjourned at 11:30 pm.

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**

**Municipal Resolution  
Water Quality Improvement Projects and  
Nonagricultural Nonpoint Source Projects  
Municipal Resolution**

Resolution authorizing the items listed below pursuant to the Bond Acts enacted in 1965, 1972 and 1996 and the Environmental Protection Fund, as well as federal grant awards available for such projects.

WHEREAS, \_\_\_\_\_  
(Legal Name of Municipality)

herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law ("ECL") authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED BY \_\_\_\_\_  
(Governing Body of Municipality)

1. That \_\_\_\_\_  
(Name and Title of Designated Authorized Representative)

or such person's successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;

2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;

3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation

4. That this Resolution take effect immediately