

The regular meeting of the Board of Trustees was held on Thursday, November 15, 2012 at Lawrence 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

Also present were: David E. Smollett, Administrator
Abraham Farber, Deputy Treasurer
A. Thomas Levin, Village Attorney
Alison Cohen, Secretary to the BOT

Absent was: Trustee Irving Langer

Mayor Oliner opened the public work session at 7:40 pm. No Board actions were taken during the work session.

The Mayor convened the regular meeting at 8:03 PM.

GOOD & WELFARE

1. Jackie Handel thanked Mayor Oliner and commended the Village staff for their extraordinary efforts during, and in the aftermath of, Hurricane Sandy.

2. Village resident Aaron Felder presented and read a petition from the residents who live within flood zone "A" requesting that the Village Administration research and implement a flood prevention solution as soon as possible. Mayor Oliner said the Village Administration is already acting on this and is exploring prophylactic measures to prevent or mitigate flood damage.

3. Trustee Fragin acknowledged and thanked first responders and emergency service personnel including the Lawrence-Cedarhurst Fire Department, Nassau County Auxiliary Police and Hatzalah, for their exemplary and heroic service to the Village during and after Hurricane Sandy.

Trustee Fragin noted that many residents in evacuation zones did not heed evacuation instructions, placing themselves and first responders at great risk. He urged residents to follow evacuation instructions in the future. He also noted that evacuation routes are inadequate.

Trustee Fragin also acknowledged the efforts of the Mayor, Trustees and Village Administration in preparing for the storm and dealing with its effects.

4. Mayor Oliner commended Trustee Fragin for all of his efforts during and after the storm. The Mayor gave a broad overview of the sequence of events and the procuring of resources beginning with the preparation for Hurricane Sandy (and the Nor'easter) through storm itself, the aftermath and the clean-up, security issues,

problems dealing with LIPA and the restoration and repair processes. He also put forth a recommendation that in the event of a major disaster such as Hurricane Sandy, governmental authority should be decentralized from the State to the local level to empower local governmental entities to marshal the resources necessary to deal with the specific issues facing each particular jurisdiction.

Mayor Oliner acknowledged the presence of Nassau County Legislator Howard Kopel and invited him to address the meeting. Legislator Kopel commented on the effectiveness of Mayor Oliner's advocacy on behalf of the Village and described some of the challenges in working with LIPA and in securing emergency resources from the County and State. He also commented on some of the issues that arose from the storm involving the County's Bay Park sewer treatment plant.

5. Monroe Street resident, Sarah Flegman, spoke about the destruction her home sustained, particularly at the basement level, and requested that the Village reconsider zoning restrictions to allow for third levels on homes which cannot accommodate basements due to flooding concerns. Mayor Oliner said that building codes in the Village will have to be re-examined to ensure that properties are built in a manner providing for sufficient ground surface to absorb rainwater.

6. Isle of Wight resident, Frank Bulkley spoke about the area's current, twice daily flooding during high tide due to the storm's breach of the dike near his home located on Daniel Cox Road. Trustee Fragin and Mayor Oliner confirmed that the Village Administration is aware of this and is seeking solutions to rectify the situation.

Trustee Mael inquired regarding jurisdiction and responsibility for maintenance of the dike and who had built the dike. Mr. Bulkley stated that the dike was not built by the Village, but that the Village had taken it over in 1975 from the Isle of Wight Association and is responsible for its maintenance.

Approval of minutes: BOT October 18, 2012

Board Action: Tabled

NEW BUSINESS

Item 1 – Approve Abstracts #'s

General Fund	#663
Recreation Fund	#72
Sewer Fund	#58
Trust Fund	#246
Payroll	#2327, 2328

Board Action: Mayor Oliner moved the approval of General Fund Abstract #663, Recreation Fund Abstract #72, Sewer Fund Abstract #58, Trust Fund Abstract #246, and Payroll Abstracts #2327 and #2328. Trustee Mael seconded.

Discussion ensued regarding General Fund Voucher # 678 for Gloria K Personnel. Administrator Smollett said he would research the original approval for the expenditure.

Mayor Oliner revised the motion to exclude Voucher # 678 from the abstract approvals. Trustee Mael seconded. All in favor of the abstract approvals, with the exclusion of Voucher #678.

Item 2 – Public Hearing for Local Law L1205 Re: providing LCFD financing and receiving a mortgage

Board Action: Mayor Oliner moved to open the public hearing for Local Law L1205 Re: providing LCFD financing and receiving a mortgage. Trustee Mael seconded and the motion was adopted unanimously.

Mayor Oliner explained the purpose of the law which is to provide for construction of additions to the Lawrence Cedarhurst Fire Department fire house and to permit the Village to assist in the financing of such public improvements. Village Attorney Levin noted several revisions to the proposed text of the Local Law, which were accepted by the Board. No comments were made by the public.

Board Action: Mayor Oliner moved to close the public hearing for Local Law L1205 Re: providing LCFD financing and receiving a mortgage. Deputy Mayor Felder seconded. All in favor.

Mayor Oliner certified the need to proceed with adoption of the laws with the changes noted by Village Attorney Levin, without waiting the requisite statutory seven (7) days for such changes to be reviewed by the Board.

Board Action: Mayor Oliner moved the adoption of the Local Law L1205 Re: providing LCFD financing and receiving a mortgage. Deputy Mayor Felder seconded. All in favor.

Item 3 – Continuation of Public Hearing to adopt Local Law L1204A amending the Code in relation to maintenance of Village Residents' Premises

Board Action: Mayor Oliner opened the continued public hearing. There were no public comments. Mayor Oliner moved to close the public hearing to adopt Local Law L1204A amending the Code in relation to maintenance of Village Residents' Premises. Trustee Fragin seconded. All in favor.

Board Action: Mayor Oliner moved the adoption of Local Law L1204A amending the Code in relation to maintenance of Village Residents' Premises. Deputy Mayor Felder seconded. All in favor.

Item 4 – Approve LCFD Fire Protection Agreement

Board Action: Tabled

Item 5 – Approve LCFD firehouse construction and financing agreement

Board Action: Tabled

Item 6 – Approve Amendment of Local Law L1203 to amend the Code of the Village of Lawrence, in relation to excessive noise or disturbance from construction

Board Action: Mayor Oliner moved the adoption of Local Law L1203 to amend the Code of the Village of Lawrence, in relation to excessive noise or disturbance from construction. Deputy Mayor Felder seconded. All in favor.

Item 7 – Continuation of Public hearing – Community ascertainment hearing with respect to proposed renewal of a cable television franchise agreement with CSC Acquisition – MA, Inc. (Cablevision)

Village Attorney Levin explained the parameters regarding the ascertainment hearing as well as his involvement with the renewal of the Cablevision agreement. Mayor Oliner instructed Village Attorney Levin to finalize the negotiations and Agreement with Cablevision, after further discussions are held with the Board to determine its wishes. The Village Attorney was requested to re-send his prior advice to the Board in this regard.

Trustee Mael stated that he would like to have Jeff Clark, Cablevision’s representative, come back to answer questions with regard to their handling of and “lack of performance” during the storm. Discussion ensued at length about Cablevision.

Board Action: Trustee Fragin moved to close the public hearing – Community ascertainment hearing with respect to proposed renewal of a cable television franchise agreement with CSC Acquisition – MA, Inc. (Cablevision). Mayor Oliner seconded. All in favor.

Storm Related:

Trustee Mael offered the following observations and recommendations related to the storm:

1. The Village should acquire an inventory of portable four-way Stop signs or portable traffic lights to deploy at key intersections in the event of power outages.
2. The Village Administration should notify residents that Village Hall will be open during emergency situations. Also, the Administration should compile a manual or checklist of procedures for residents to follow in emergency situations.
3. The Village website needs to be updated to allow residents to sign up with email contact information directly on the website.
4. The Village needs to acquire an emergency POD from OEM so that it is properly prepared in the event of future emergency situations.

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There being no further business, Mayor Oliner moved to adjourn the meeting. Trustee Fragin seconded. All in favor.

Meeting adjourned at 10:15 PM.

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