

August 10, 2021

A Public Hearing for the Board of Trustees was held on the above date at 8:02 pm in person at Village Hall and by Zoom and tele-conference.

ZOOM Meeting: <https://us02web.zoom.us/j/84861577746?pwd=M1RURTEwNTVjOGIPWWVVeXFjQjNMOT09>
Meeting ID: 848 6157 7746; Passcode: 945886. By Dial-In: 1- 646- 558- 8656 US (New York) Meeting ID: 848 6157 7746; Passcode: 945886.

Present were Mayor Kevin Fitzgerald, Trustees Lynn Pombonyo, Frank J. Chiara, & Jennifer Stewart, Village Administrator Gerard M. Bambrick, Village Clerk Susan E. Walsh, Deputy Village Clerk Rosaleen Shea, Superintendent of Public Works Kevin Ginnane, Deputy Superintendent of Public Works Joe O'Grady, Police Lieutenant Thomas McCarthy, Building Superintendent Renee Marcus and Village Attorney John E. Ryan. Trustee Archie T. Cheng and Police Commissioner Stephen McAllister were excused with notice.

The purpose was to consider the enactment of a local law known as Local Law No. 2 of 2021, entitled "A Local Law amending Article VIII of the Code of the Incorporated Village of Floral Park to prohibit the smoking, vaping or consumption of tobacco or cannabis products on all Village owned or leased properties."

Trustee Pombonyo offered Resolution No. 2021-155 to adopt Local Law No. 2 of 2021 and close the public hearing.

The Resolution was seconded by Trustee Chiara and adopted on roll call as follows:

Trustee Pombonyo	- Aye
Trustee Cheng	- Excused
Trustee Chiara	- Aye
Trustee Stewart	- Aye
Mayor Fitzgerald	- Aye

The hearing was closed at 8:09 pm.

A copy of the transcript and a copy of the legal notice of public hearing is attached and made a part of these minutes.

Susan E. Walsh
Village Clerk

Att.

LEGAL NOTICE

**INCORPORATED VILLAGE OF FLORAL PARK
NOTICE OF PUBLIC HEARING
LOCAL LAW NO. 2 OF 2021**

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Code of the Incorporated Village of Floral Park and the Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Incorporated Village of Floral Park at the Village Hall, One Floral Boulevard, Floral Park on the 10th day of August, 2021 at 8:00 o'clock in the evening of that day, to consider enactment of a local law entitled: "A Local Law amending Article VIII of the Code of the Incorporated Village of Floral Park to prohibit the smoking, vaping or consumption of tobacco or cannabis products on all Village owned or leased properties." This local law shall take effect immediately upon its filing with the Secretary of State.

DATED: July 30, 2021
August 6, 2021

BY ORDER OF THE BOARD OF TRUSTEES
INCORPORATED VILLAGE OF FLORAL PARK, NEW YORK
SUSAN E. WALSH
VILLAGE CLERK

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M I N U T E S
OF THE MEETING
OF THE
PUBLIC HEARING
INCORPORATED VILLAGE OF FLORAL PARK
August 10, 2021
8:00 p.m.

P R E S E N T:

- KEVIN M. FITZGERALD, MAYOR
- DR. LYNN POMBONYO, DEPUTY MAYOR/TRUSTEE
- ARCHIE T. CHENG, ESQ. TRUSTEE (Excused w/Notice)
- FRANK J. CHIARA, TRUSTEE
- JENNIFER STEWART, TRUSTEE

ALSO PRESENT:

- JOHN RYAN, ESQ. Village Attorney
- GERARD M. BAMBRICK, Village Administrator
- SUSAN E. WALSH, Village Clerk
- RENEE MARCUS, Superintendent of Buildings
- LT. TOM MCCARTHY, Police Department
- KEVIN GINNANE, Superintendent Public Works

Catherine P. Murphy
Court Reporter

- 8/10/2021 - LOCAL LAW #2 -

1 MAYOR FITZGERALD: Good evening. If I can
2 ask everyone to stand for the Pledge of
3 Allegiance.

4 (Pledge of Allegiance said.)

5 MAYOR FITZGERALD: Good evening and
6 welcome to our August board meeting. This
7 evening we have two local laws, then our
8 agenda, followed by the board report and then
9 we'll open it up, which we do customarily for a
10 very long period of time, to any residents that
11 would like to address the Board.

12 So, I guess we will start with Miss Walsh,
13 Local Law number 2.

14 Trustee Cheng is absent with prior notice
15 of this evening.

16 MS. WALSH: Thank you, Mayor Fitzgerald.
17 Incorporated Village of Floral Park. Notice of
18 Public Hearing Local Law number 2 of 2021.
19 Please Take Notice that pursuant to Article 9
20 of the New York State Constitution, the
21 provisions of the Code of the Incorporated
22 Village of Floral Park and the Municipal Home
23 Rule Law of the State of New York, as amended,
24 a public hearing will be held in the
25 Incorporated Village of Floral Park at the

- 8/10/2021 - LOCAL LAW #2 -

1 Village Hall, One Floral Boulevard, Floral Park
2 on the 10th day of August, 2021 at 8:00 in the
3 evening of that day to consider enactment of a
4 local law entitled, "A Local Law amending
5 Article VIII of the Code of the Incorporated
6 Village of Floral Park to prohibit the smoking,
7 vaping or consumption of tobacco or cannabis
8 products on all Village owned or leased
9 properties." This local law shall take effect
10 immediately upon its filing with the Secretary
11 of State.

12 Dated July 30, 2021 and August 6, 2021.

13 By Order of the Board of Trustees Incorporated
14 Village of Floral Park, New York, Susan E.
15 Walsh, Village Clerk.

16 And that the Legal Notice has been
17 published in the official paper of the
18 Incorporated Village of Floral Park, New York
19 and posted according to law and was sent to the
20 Nassau County Planning Commission and pursuant
21 to section 239-L&M of the General Municipal Law
22 determined to defer to the Village to take
23 action as deemed appropriate.

24 MAYOR FITZGERALD: Thank you, Miss Walsh.

25 I would like to announce that the Board

- 8/10/2021 - LOCAL LAW #2 -

1 previously adopted a resolution determining
2 that the application does not have a
3 significant impact on the environment as
4 defined by SEQRA.

5 With that, is there anyone on the Board
6 that would like to speak on this Local Law?
7 Seeing none, is there anyone in the audience
8 that would like to speak with regards to the
9 Local Law in Village Hall? Anyone on Zoom?

10 Just one quick comment. This local law we
11 are presenting is based upon the recent changes
12 in New York State Law that now allows
13 legalization of cannabis, i.e. marijuana, and
14 prevents it from being smoked in our primary,
15 our village parks, not just the recreational
16 center, but all our pocket parks enjoyed by the
17 residents daily.

18 Nothing else anyone on the Board?
19 Nothing? Can I have a motion to adopt Local
20 Law number 2 and close the public hearing?

21 TRUSTEE POMBONYO: So moved.

22 TRUSTEE CHIARA: Second.

23 MAYOR FITZGERALD: Miss Walsh, would you
24 please poll the Board.

25 MS. WALSH: Trustee Pombonyo?

- 8/10/2021 - LOCAL LAW #2 -

1 TRUSTEE POMBONYO: Aye.

2 MS. WALSH: Trustee Chiara?

3 TRUSTEE CHIARA: Aye.

4 MS. WALSH: Trustee Stewart?

5 TRUSTEE STEWART: Aye.

6 MS. WALSH: Mayor Fitzgerald?

7 MAYOR FITZGERALD: Aye. Thank you.

8

9 Certified to be a true and

10 accurate transcript of the proceedings.

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CATHERINE P. MURPHY
Court Reporter

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