

A Regular Meeting of the Board of Trustees of the Village of Port Washington North was held on Monday, **March 27, 2006** at 7:30pm at the Village Hall, 71 Old Shore Road, Port Washington, New York.

Present: Mayor - Robert S. Weitzner
 Trustees - Steven Cohen
 - Daria Hoffman
 - Michael Malatino
 - Michael Schenkler
 Attorney - Stephen Limmer
 Clerk - Palma Torrissi

1. Clerk

A. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the reading of the minutes of the meetings of the Board of Trustees of February 1, 2006, February 21, 2006, and February 27, 2006 be waived and that they be and hereby are approved as prepared by Clerk Torrissi.

B. Assessor Torrissi reported that Grievance Day was held on February 27, 2006 from 6:00 pm to 10:00 p.m. at the Village Hall and that the Board of Trustees and the Assessor, sitting as the Board of Review, would now deal with applications for exemption and for correction of assessment.

1. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the following application for Senior Citizens Exemption, totaling \$7,050.00, for the 2006 Assessment Roll be and hereby are approved:

<u>Name</u>	<u>Section-Block-Lot</u>			<u>Amount</u>
Mario & M. Bertha Catu	4	J	11	\$2,300.00
Frances Eaton Sarro	4	Q	115	\$2,125.00
Takashi & Kazuko Yoshida	4	120	3	\$2,625.00

And be it further RESOLVED that the following application for Senior Citizens Exemption for the 2006 Assessment Roll be and hereby is disapproved:

<u>Name</u>	<u>Section-Block-Lot</u>		
Martin & Ernestine Diesing	4	J	11

2. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the following applications for Veteran Exemptions for the 2006 Assessment Roll, totaling \$25,149.00, be and hereby are approved:

<u>Name</u>	<u>Section-Block-Lot</u>				<u>\$ Amount</u>
Harold & Elsie Cohen	4	J	753	#6	1,400.
Selwyn & Patricia Rudnick	4	J	753	#8	585.
Don & Janet Canfield	4	J	753	#12	585.
Claire L. Bradley	4	J	753	#17	3,200.
Kathleen & Mcihael Arnopp	4	J	753	#23	480.
Marilyn Joseph	4	J	753	#37	1,612.
Patricia Coleman	4	J	753	#40	800.
Eugene & Jean DeMar	4	J	753	#41	800.
Abe Seldin & Marion McManus	4	J	753	#48	800.
John & Rosemary O'Connor	4	J	753	#60	800.
Louis & Carmela Franzese	4	J	753	#71	800.
Alexandra Chaffers	4	J	753	#73	3,200.
Modestino & Doris Caporaso	4	J	753	#91	480.
Joseph & Norma Hohenstein	4	J	753	#214	585.
Joseph & Melissa Insinga	4	J	753	#216	1,850.

Harold Sokoloff	4	J	753	#218	3,300.
Anne Wheeler	4	115	45		3,872.

3. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the following applications for Correction of Property Assessments be and hereby are denied and that the tentative assessments remain unchanged on the 2006 Village Assessment Roll:

<u>Applications for Correction</u>	<u>of</u>		<u>Property</u>	<u>Assessments</u>		
<u>Name</u>	<u>Section</u>	<u>Block</u>	<u>Lot</u>	<u>Unit</u>	<u>Assessment Roll</u>	<u>Requested Assessment</u>
Gerhard & Brigitta Clusener	4	J	37		18,000	4,500
Jack Talve & Mark Talve	4	J	636		760	76
Thomson Industries Inc.	4	J	690		9,335	2,333
Jack Talve & Mark Talve	4	J	716		194,240	19,424
Dallas Realty	4	J	752		585	58
Gulfway Marine Service Inc.	4	N-1	58		52,250	5,234
84 Shore Road Development Rlty	4	N-2	411		18,250	1,825
Stop & Shop Supermarket Co.	4	Q	10, 34, 128		122,550	12,255
Bernie Yatauro	4	Q	226		12,500	1,250
15 Smull Place LLC	4	Q	227 & 4 - 48 - 49		24,000	1,248
G. R. Annuity Trust of Amrit Sethi	4	Q	236		23,970	79
Stop & Shop Supermarket Co.	4	Q	244		298,250	29,825
Richard A. LaPera	4	29	208		7,650	765
Stop & Shop Supermarket Co.	4	48	8,27,34,35,36,37		108,743	10,874
Jack Santomauro	4	48	39		8,400	2,100
V & S Realty Corp.	4	48	40		10,000	2,500
Robert Brady	4	48	41		25,250	591
Vittorio Raimondo	4	48	42		2,050	513
R. B. S., LLC	4	51	17		5,235	52
S. K. Foods Corp.	4	51	17		5,235	1,309
R. B. S., LLC	4	51	109		6,500	65
S. K. Foods Corp.	4	51	109		6,500	1,625
R. B. S., LLC	4	51	111		23,265	233
S. K. Foods Corp.	4	51	111		23,265	5,816
A. Hausspiegel & S. Goodman	4	117	9		9,300	930
ALK Abbello	4	123	4		70,000	17,500
ALK Abbello	4	123	4		70,000	17,500
Thomson Industries Inc.	4	123	8 & 44A		250,000	62,500
Thomas E. Hoar, Inc.	4	123	15		45,000	4,500
Thomson Industries Inc.	4	123	15		45,000	11,250
Steven Klein	4	123	16 & 26		50,000	5,000
Publishers Clearing House	4	123	18, 20, 23, 24, 43		600,000	60,000
Thomson Industries Inc.	4	123	21		25,000	6,250
Albert Oswald Realty Holding Co.	4	123	27		43,000	3,660
Channel Drive, Inc.	4	123	29 & 30		75,000	7,500
LFP 167 Shore LLC	4	125	19		4,200	8
New York Community Bank	4	125	19		4,200	110
LFP 167 Shore LLC	4	125	22		82,300	164
New York Community Bank	4	125	22		82,300	5,033
LFP 167 Shore LLC	4	125	23		4,950	9
New York Community Bank	4	125	23		4,950	165
Spivak Realty Co.	4	128	21		134,400	33,600
Spivak Realty Co.	4	128	23		145,300	36,325
Spivak Realty Co.	4	128	24		140,300	35,075
King Kullen Gr., HSBC, Genovese	4	129	1		150,000	15,000

Port Bay Associates LLC	4	129		1	150,000	37,500
99 Shore Road LLC	4	129		7	5,100	1,275
HSBC Bank, Genovese Drug Strs.	4	129	10, 12, 14C		405,000	40,500
Port Bay Associates LLC	4	129	10, 12, 14C		405,000	101,250
99 Shore Road LLC	4	129	15A		18,400	4,600
Danitza Parchment	4	134		4	10,150	2,902
Kenneth & Lisa Roedel	4	135		25	10,200	1,020
Adam & Ilyse Wofse	4	137		2	11,200	2,800

4. Mayor Weitzner reported that the Assessment Roll for the year 2006 was finally completed and filed in the office of the Village Clerk.

5. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the Board of Trustees will hold a Public Hearing with regard to the proposed Budget, for the fiscal year June 1, 2006 through May 31, 2007, at the Village Hall, 71 Old Shore Road, Port Washington, New York 11050, at 7:45 p.m. on Tuesday, April 11, 2006.

2. Treasurer

A. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the reading of the General Fund Abstract of Vouchers #48, totaling \$75,948.52, and the Trust & Agency Abstract of Vouchers #15, totalling \$536.60, be waived and that they be and hereby are approved as presented by Treasurer Stack.

B. On motion of Trustee Hoffman, seconded by Trustee Schenkler, it was unanimously RESOLVED that the Budget Report as of January 31, 2006, showing the General Fund Balance to be \$2,012,401, and the Trust & Agency Assets to be \$32,531, be and hereby is accepted as prepared by Treasurer Stack.

C. The Board directed that notice be given to the Village's Building Department, Public Works, Board of Appeals, Planning Board, attorneys and engineers that no further Village action will be taken on those projects where there is a negative reimbursable account balance.

D. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the budget modifications contained in the February 28, 2006 budget report be and hereby are adopted as proposed by Treasurer Stack.

E. On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that the Village hereby engages Lundy & Company, CPA's, P.C., in accordance with its letter dated March 23, 2006, to: perform an independent, external audit of the Village's finances for the fiscal year commencing June 1, 2005 and ending on May 31, 2006, and to file the Annual Financial Report electronically with the State Comptroller, at a cost not to exceed \$4,200.00; to file the Annual Financial Report with the State Comptroller electronically at a cost not to exceed \$500; to complete a GASB 34 compliant financial statement, at a cost not to exceed \$1,500.00; and to conduct an audit of the Village Justice Court, at a cost not to exceed \$2,750.00

F. On motion of Trustee Schenkler, seconded by Trustee Cohen, the following resolution was unanimously adopted:

(insert H S B C resolution)

On motion of Trustee Schenkler, seconded by Trustee Cohen, the following resolution was unanimously adopted:

Notwithstanding anything to the contrary set forth in any Village Bank Resolution executed simultaneously herewith or hereafter relating to accounts and/or deposits made or maintained by the Village with HSBC Bank USA, N.A. (the "Bank"), including, without limitation, any form resolution required by the Bank to be signed by the Village, it is hereby agreed that the Bank shall honor the following requirements of the Village with regard to each Village account, except any accounts that relate to the Village Justice Court:

1. All Bank transactions shall require two signatures.
 - (a) One of said signatures must be the Village Treasurer AND
 - (b) The other shall be either that of the Village's Mayor or Deputy Mayor.
2. No ATM cards shall be issued.
3. Instructions bearing facsimile signatures are acceptable only if both of the following obtain:
 - (a) The facsimile signatures are of authorized signatories, one of which is the Village Treasurer, AND
 - (b) The beneficiary of the transaction is either the Village or the Depository Trust Corporation.
4. Bank shall follow no oral directions for any transactions apart from providing the Village's Treasurer, Mayor, or Deputy Mayor with balance information.
5. No signatory, or group of signatories, can delegate to non-signatories the authority to perform transactions on behalf of the Village.
6. The Bank's form of resolution to be executed by the Village, relating to Village accounts and deposits made or maintained with the Bank, and to which this Addendum is attached, shall be deemed modified for all purposes as follows: (a) each reference to "Secretary" shall be deemed to mean "Village Clerk"; (b) each reference to "Corporation" shall be deemed to mean "Village", as defined in this Rider; (c) the Bank acknowledges that the Village is a municipal corporation organized and existing under the New York State Village Law, and nothing in the form resolution shall be deemed to authorize or require the Village or any of its officers or agents to execute and deliver any instrument, or take any action, that it, he or she is precluded from doing under applicable laws, rules and regulations, and to the extent that any provision of such form resolution violates the foregoing, same shall be deemed null and void, and of no force or effect, but all remaining terms and conditions thereof shall be unaffected by the nullification in such manner of any other term or condition thereof.

3. Reports

A. Building Department

1. On motion of Trustee Cohen, seconded by Trustee Malatino, it was unanimously RESOLVED that the Building Inspector's report for January 18 to March 27, 2006 and the Deputy Inspector's report for February 27 to March 24, 2006, be and hereby are accepted as presented.

2. Sign Permit Applications

a. Shell Service Station Sign Permit Applications

On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the application of Shell Service Station for Sign Permit #S06-2 to install a business ground sign at 78 Old Shore Road, Port Washington, New York, (premises designated on the Nassau County Land & Tax Map as Section 4, Block N-2, Lot 412) be and hereby is denied based upon the plans submitted.

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the application of Shell Service Station for Sign Permit #S06-3 to install a wall front advertising sign at 78 Old Shore Road, Port Washington, New York, (premises designated on the Nassau County Land & Tax Map as Section 4, Block N-2, Lot 412) be and hereby is approved in accordance with the plans submitted.

b. My Gym Sign Permit Application

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that the application of My Gym for Sign Permits #S06-4 to install a store front advertising sign, at 65A Shore Road, Port Washington, New York, (premises designated on the Nassau County Land & Tax Map as Section 4, Block Q, Lot 244) be and hereby are approved in accordance with the plans submitted.

B. Public Works

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the public works report for the month of March 2006 be and hereby is accepted as presented by Superintendent McDonough.

4. Business

A. Public Employees & Treasurer Coverages

On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the Village authorizes Blaich Associates to secure the following coverages for the Village with Hanover Insurance Companies:

- Public Officials Faithful Performance blanket bond coverage for each public employee to a limit of \$250,000 per employee with \$2,500 deductible at a cost of \$797.00 per year
- Depositors Forgery coverage with a limit of \$50,000 and a deductible of \$1,000 at a cost of \$82.00 per year
- Theft Inside coverage with a limit of \$5,000 and a deductible of \$1,000 at a cost of \$51.00 per year
- Treasurer's Bond with a limit of \$100,000 at a cost of \$198.00 per year.

B. 107 Cow Neck Road & 21 Soundview Drive

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the Village of Port Washington North enter into an agreement with LPF 167 Shore Road, LLC, with a principal place of business at 317 Madison Avenue, Suite 1720, New York, New York 10017, with regard to the Village-owned premises at 107 Cow Neck Road and 21 Soundview Drive (designated on the Nassau County Land & Tax Map as Section 4, Block 125, Lots 10 & 20), and as more particularly set forth in a written agreement in accordance with the March 16, 2006 draft on file with the Village Clerk, and that Mayor Weitzner is authorized to execute and deliver this contract upon receipt of the agreement executed by LPF 167 Shore Road, LLC.

On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the Village engage the real estate services of Laffey Associates with regard to the sale of 107 Cow Neck Road and 21 Soundview Drive, upon such terms to be approved by the Village Attorney.

C. Traffic Control – Harbor Road

On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously

RESOLVED that the prohibition against making a right turn from westbound Harbor Road onto Pleasant Avenue, Monday through Friday between the hours of 7:00 a.m. and 10:00 a.m. be and hereby is repealed.

D. Waterfront Park Maintenance Endowment

Victor Cornelius of Endeavor Inc. addressed the Board with regard to conducting a private capital campaign to fund a waterfront park maintenance endowment.

On motion of Trustee Malatino, seconded by Trustee Hoffman, it was unanimously RESOLVED that the meeting be and hereby is adjourned at 10:45 p.m.

Palma Torrisi, Village Clerk