

The **Annual Meeting** of the Board of Trustees of the Village of Port Washington North was held on Monday, **April 11, 2005** at 7:30pm at the Manorhaven Village Hall, 33 Manorhaven Boulevard, Port Washington, New York.

Present: Mayor - Robert S. Weitzner
Trustees - Steven Cohen
- Daria Hoffman
- Michael Schenkler
Attorney - Stephen Limmer
Clerk - Palma Torrisi
Stenographer- Thomas Basile

A. Annual Meeting

1. Mayor Emeritus Pellegrino administered the Oath of Office to Mayor-Elect Robert S. Weitzner.

2. Mayor Weitzner administered the Oath of Office to Trustees-Elect Daria Hoffman and Michael Schenkler.

3. On motion of Trustee Cohen, seconded by Trustee Hoffman, it was **RESOLVED** that Mayor Weitzner's appointment of Michael Schenkler as Deputy Mayor for one official year, said term to expire April 2006 be approved. Mayor Weitzner administered the Oath of Office to him.

Vote was recorded as follows: Trustee Cohen-aye, Trustee Hoffman-aye, Trustee Schenkler-abstains, Mayor Weitzner-aye. Motion carried.

4. On motion of Trustee Cohen, seconded by Trustee Schenkler, it was unanimously **RESOLVED** that the following appointments made by Mayor Weitzner for a term of two official years, term to expire April 2007, be approved:

- a. Palma Torrisi as Village Clerk
- b. Linda Kropacek as Deputy Village Clerk
- c. George Stack as Treasurer

5. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously **RESOLVED** that the following appointments made by Mayor Weitzner for a term of one official year, term to expire April 2006, be approved:

- a. Palma Torrisi as Assessor
- b. Palma Torrisi as Receiver of Taxes
- c. George Stack as Budget Officer
- d. Barbara Dzorney as Building Inspector
- e. Peter Fagiola as Deputy Building Inspector
- f. Thomas McDonough as Superintendent of Public Works
- g. George Williams as Landmark Preservation Commissioner
- h. Robert Keane as Environmental Commissioner
- i. Thomas Imperatore as Planning Board Chairman
- j. Sheldon Greenbaum as Board of Appeals Chairman
- k. Stephen Limmer of Ackerman, Levine, Cullen, Brickman & Limmer as Village Attorney; and Ackerman, Levine, Cullen, Brickman & Limmer LLP for non-retainer legal work on behalf of the Village
- l. Richard Weber of Sidney B. Bowne & Son and Kenneth Pritchard of Dvirka & Bartilucci as Village Engineers

6. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously **RESOLVED** Mayor Weitzner's appointment of Stanley Ronell as a member of the Planning Board for a term of five years, term to expire April 2010, be approved.

7. On motion of Trustee Cohen, seconded by Trustee Schenkler, it was unanimously **RESOLVED** that Mayor Weitzner's appointments of Nick Miscioscia

as a member of the Board of Appeals for a term of five years, term to expire April 2010, and Gail Ross and James Cosolito as alternate members of the Board of Appeals, for terms of one year, terms to expire April 2006, be approved.

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

WHEREAS, Mayor Thomas J. Pellegrino has served the Village of Port Washington North for thirty-four years and, during that time, he has established close and cordial relations with many residents and other property owners within the Village and with neighboring villages, the Town, the County, the special districts within the Town that service the Village, and community and County leaders and organizations; and

WHEREAS, the members of the Board of Trustees, although active and knowledgeable in community affairs, have a relatively short history as members of the Board of Trustees; and

WHEREAS, Mayor Pellegrino still has the desire to serve the Village and assist the Board of Trustees;

NOW THEREFORE, BE IT RESOLVED, as follows:

1. Thomas J. Pellegrino is hereby appointed as the Commissioner of Community Development and Affairs of the Village of Port Washington North for a term of one year.

2. As and to the extent directed by the Mayor, the Commissioner of Community Development and Affairs shall act as a liaison on behalf of the Mayor and the Board of Trustees with the residents and other property owners within the Village and with the neighboring villages, the town, the county, the special districts within the Town that service the Village, and community and County leaders and organizations, to assist the Mayor and the Board with learning about and dealing with the diverse needs of the Village and the surrounding community.

3. The compensation to be paid to the Commissioner of Community Development and Affairs for the Village's 2005/2006 official year shall be \$1,000.00 for the year.

Mayor Weitzner administered the Oath of Office to those present.

9. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously **RESOLVED** that Michelle Schimmel be appointed as the **Registrar of Vital Statistics** and that James W. Burton, Sr., be appointed as the Deputy Registrar, for the Village of Port Washington North for terms to expire December 2006.

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

Whereas before the incorporation of the Village of Port Washington North the territory was included within the limits of the following **SPECIAL DISTRICTS**: Port Washington Garbage District, Port Washington Police District and Port Washington Water District; and

Whereas a portion of the territory was included within the limits of the Port Washington Water Pollution Control District; and

Whereas the Board of Trustees, after due consideration, has determined that it is in the best interests for the Incorporated Village that the Special Districts continue the service that they heretofore rendered;

Now, therefore, be it RESOLVED that the Board of Trustees of the Village of Port Washington North does hereby request the officers of the Town of North Hempstead to extend for the year **2006** against the property in the area of the Incorporated Village of Port Washington North the following Special Districts' taxes:

Port Washington Garbage District
Port Washington Police District
Port Washington Water District

and the said Board requests that the Town of North Hempstead extend for the year **2006** the Sewer Tax against the property of said Village within the limits of the Port Washington Water Pollution Control District.

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

RESOLVED that the Port Washington News be and hereby is designated as the **official newspaper** for the Village of Port Washington North for the official year ending April 2006.

12. Treasurer Stack recommended the following banks as authorized depositories for Village funds, pending agreement by such banks to the limitations upon such accounts to be set forth in a rider to such bank's forms of resolutions, to be prepared by the Village Treasurer and the Village Attorney:

Bank of America	First National Bank of Long Island
Bank of New York	HSBC
Bank of Smithtown	North Fork Bank
J.P. Morgan Chase	State Bank of Long Island
CitiBank	

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

RESOLVED that 71 Old Shore Road, Port Washington, New York, be and hereby is designated as the place of the regular meetings of this Board until further notice and that the day and time of said **regular meetings** shall be 7:30 p.m. on the following dates:

May 10, 2005	September 26, 2005	February 1, 2006
June 27, 2005	October 24, 2005	February 27, 2006
July 25, 2005	November 28, 2005	March 27, 2006
August 22, 2005	December 19, 2005	April 3, 2006
	January 23, 2006	April 24, 2006

14. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously **RESOLVED** that the Board of Trustees hereby adopts the following:

Investment Policy

A. SCOPE. This investment policy applies to all moneys and other financial resources available for investment on the Village's own behalf or on behalf of any other entity or individual.

B. OBJECTIVES. The primary objectives of the local government's investment activities are, in priority order:

1. to conform with all applicable federal, state and other legal requirements;
2. to adequately safeguard principal;
3. to provide sufficient liquidity to meet all operating requirements; and
4. to obtain a reasonable rate of return.

C. DELEGATION OF AUTHORITY. The Board of Trustees' responsibility for administration of the investment program is delegated to the Treasurer who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal contro

prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived. All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

E. DIVERSIFICATION. It is the policy of the Village to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

F. INTERNAL CONTROLS. It is the policy of the Village for all moneys collected by any officer or employee of the government to transfer those funds to the Treasurer within 10 days of receipt, or within the time period specified in law, whichever is shorter. The Treasurer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

G. DESIGNATION OF DEPOSITORIES. The banks and trust companies authorized for the deposit of moneys are:

Bank of America	First National Bank of Long Island
Bank of New York	H S B C
Bank of Smithtown	North Fork Bank
JP Morgan Chase	State Bank of Long Island
CitiBank	

H. COLLATERALIZING OF DEPOSITS. In accordance with the provisions of General Municipal Law, Section 10, all deposits of the Village, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured by a pledge of "eligible securities" with an aggregate "market value", as provided by General Municipal Law, Section 10, equal to the aggregate amount of deposits.

I. SAFEKEEPING AND COLLATERALIZATION. Eligible securities used for collateralizing deposits shall be held by a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events that will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the Village or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

J. PERMITTED INVESTMENTS. As permitted by General Municipal Law, Section 11, the Village authorizes the Treasurer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts
- Certificates of deposit
- Obligations of the United States of America
- Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America
- Obligations of the Village, but only with any moneys in a reserve fund established pursuant to General Municipal Law, Section 6-c, 6-d, 6-e, 6-f, 6-h, 6-j, 6-k, 6-l, 6-m or 6-n.

All investment obligations shall be payable or redeemable at the option of the Village within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the Village within two years of the date of purchase.

K. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS. The Village shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments that can be made with each financial institution or dealer. All financial institutions with which the Village conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the Village. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Treasurer is responsible for evaluating the financial position and maintaining a list of proposed depositories, trading partners and custodians. Such listing shall be evaluated at least annually.

L. PURCHASE OF INVESTMENTS. The Treasurer is authorized to contract for the purchase of investments:

1. Directly from an authorized trading partner
2. By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the Board of Trustees
3. By utilizing an on-going investment program with an authorized trading partner pursuant to a contract authorized by the Board of Trustees.

All purchased obligations, unless registered or inscribed in the name of the Village, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Village by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Section 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the village, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the Village a perfected interest in the securities.

15. On motion of Trustee Cohen, seconded by Trustee Hoffman, the **PURCHASING POLICY AND PROCUREMENT PROCEDURE** was unanimously readopted as follows:

A. The Village shall not procure any goods or services without competitive bidding unless the Village Clerk has first determined and documented that such procurement is not required by law to be subject to competitive bidding.

B. Except for procurements made pursuant to subdivision 3 of section 103 or section 104 of the General Municipal Law, Section 175-b of the State Finance Law, Section 186 of the Correction Law, or the policies and procedures adopted pursuant to paragraph "f" of this resolution, alternative proposals or quotations for goods and services shall be secured by use of written requests for proposals, written quotations, verbal quotations or any other method of procurement which furthers the purposes of this resolution.

C. The method of procurement utilized shall be selected by the Village Clerk to take into account, in her discretion, the method that will best further the purposes of this resolution and the cost-effectiveness of the method.

D. Adequate documentation of each action taken in connection with each procurement subject to this resolution shall be maintained.

E. Documentation justifying any contract awarded to other than the lowest responsible dollar offeror, setting forth the reasons such an award furthers the purpose of this section shall be maintained.

F. The solicitation of alternative proposals or quotations will not be in the best interest of the Village in emergency situations or when entering into personal service contracts.

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

WHEREAS, pursuant to Village Law Section 5-524(6), this Board, by resolution, may authorize certain payments in advance of its audit of claims, in order to provide for the smooth, continuous, and proper operation of the Village's affairs, NOW, THEREFORE, BE IT RESOLVED that the Village Treasurer is hereby authorized to may **payment in advance** of audit of claims for **electric, gas, water, sewer, telephone services, cable, postage, freight and express charges**. All such claims shall be presented at the next regular meeting for audit, and the claimant and the officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by this Board.

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

RESOLVED that the **INVENTORY OF FIXED ASSETS** for this Village be entered into the minutes as recommended by the New York State Department of Audit & Control, and is herein listed:

5 A T & T Telephones	\$ 648.	4 Computers	\$6400.
2 Sharp Calculators	220.	3 Blue Swivel Chairs	593.
Street Light System	9500.	3 Double Door Files	360.
5 Desks	784.	2 Small Storage Cabinet	120.
12 Legal Files	1128.	3 Walnut Tables	415.
1 Storage Counter	500.	8 Executive Swivel Chairs	1000.
1 Microwave	90.	28 Stacking Chairs	428.
1 Office Safe	225.	17 Steel Folding Chairs	101.
7 Notice Boards	500.	7 Wastebaskets	30.
1 Refrigerator	101.	3 Bulletin Boards	155.
3 Office Chairs	308.	8 Village Signs	16000.
1 Markerboard	71.	1 IBM Wordprocessor	180.
1 Shredder	129.	1 Printer	100.
1Two-Drawer File	183.	1 Gray Swivel Chair	200.
Misc. Office Supplies	1435.	6.25 miles of Roads	4,950,000.
Land: 4 – N1 – 1	458,000.	Land: 4 – N1 – 2	336,400.
Land: 4 – N1 – 3	120,000.	Land: 4 – N1 – 330	572,400.
Land: 4 – N1 – 332	240,000.	Land: 4 – Q – 33	13,600.
Land: 4 – 125 – 10	155,200.	Land: 4 – 125 – 20	138,800.

Land: 4 – 137 – 52 86,000. Land: 4 – 137 – 53 14,000.
Land: 5 – B – 162 141,600.

18. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously

RESOLVED that the following affidavit of

Disclosure of Interest

Pursuant to Section 803 of General Municipal Law

STATE OF NEW YORK)

) ss:

COUNTY OF NASSAU)

Stephen G. Limmer, being duly sworn, deposes and says:

a. that he is the duly appointed and acting Village Attorney for the Village of Port Washington North;

b. that he is a member of the law firm of Ackerman, Levine, Cullen, Brickman & Limmer LLP, having offices at 175 Great Neck Road, Great Neck, New York 11021, with whom the Village of Port Washington North is contemplating contracting for various legal services during the fiscal year **2005-2006**, and as such he will have a pecuniary interest in said contracts.

the Clerk is directed to extend and carry upon the Assessment Roll the amount to be levied against each parcel of real property shown thereon.

Vote was recorded as follows: Trustee Cohen-aye, Trustee Hoffman-aye, Trustee Schenkler-aye, Mayor Weitzner-aye. Motion carried.

c. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously

RESOLVED that a warrant for the collection of taxes be issued to the Clerk in the following form:

YOU ARE COMMANDED to receive and collect from the several persons named in the assessment roll, the several sums named in the last column thereof opposite their respective names, altogether a total of **\$1,105,555** for the purposes set forth in a budget heretofore adopted for the fiscal year June 1, **2005** to May 31, **2006**, a copy of which is annexed to the minutes; and

You are hereby COMMANDED to receive as much taxes as may voluntarily be paid to you from June first to and including July first of this year, without additional charge; and all taxes for which payment has not been received and remain unpaid after July 1, **2005**, shall have added an additional five percent (5%) interest for the month of July, and for each month and fraction thereafter, an additional interest payment, which shall be computed at the maximum percentage rate permitted, pursuant to the Real Property Tax Law, until said taxes and accrued interest are paid in full; and you are to make a return of this warrant by **February 1, 2006**; and if any tax on real estate or any interest herein placed upon the tax roll shall be unpaid at the time when you are required to return this warrant and roll, you are to deliver to the Board of Trustees an account of the taxes remaining due containing a description of the lands upon which such taxes were unpaid as the same were placed upon the tax list, together with the amount of the tax so assessed and interest thereon.

Dated: April **11, 2005**

Seal

Robert S. Weitzner, Mayor

In witness whereof, I have hereunto set my hand as Clerk of the above Village this **11th** day of April **2005**.

d. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously

RESOLVED that the **annual salaries** effective June 1, **2005** for the officials be and hereby are as follows:

Mayor	\$2,500	Treasurer	\$29,484	Attorney	\$38,000
Trustees	6,000	Clerk	58,200	Bldg. Insp.	75.00/hr.
Planning Bd.	2,500	Deputy Clerk	43,200	Supt.Public Wks.	12,000
Bd. Appeals	3,000				

and established that the salary for an Alternate Member of the Board of Appeals be \$41.67 per meeting; that the salary for the Deputy Building Inspector be \$35.00 per hour; and that for the firm of Ackerman, Levine, Cullen, Brickman & Limmer LLP the hourly rates for additional retainer time be \$220.00 per hour, and for non-retainer work \$258.00 per hour for partners, \$245.00 for of counsel attorneys, \$100.00 to \$195.00 per hour for associates, and \$65.00 to \$95.00 per hour for paralegals.

2. Bill 7A of 2004 – Rezoning Delco Plaza from E. D. A. to Business

Mayor Weitzner opened the public hearing, duly adjourned from March 14, 2005, to consider the adoption of Bill 7A of 2004, a proposed local law to rezone the premises known as Section 4, Block Q, Lot 244 on the Nassau County Land & Tax Map from Economic Development A District to Business District. The Mayor adjourned the public hearing to consider the adoption of Bill 7A of 2004 to 8:00 p.m. on April 19, 2005 at the Port Washington North Village Hall.

3. Bill 13B of 2004 – Rezoning Industrial Properties to E. D. A.

Mayor Weitzner opened the public hearing, duly adjourned from February 2, 2005, to consider the adoption of Bill 13B of 2004, a proposed local law rezoning all properties within the Industrial A District of the Village of Port Washington North to the Economic Development A District and amending the Economic Development A District. The Mayor adjourned the public hearing to consider the adoption of Bill 13B of 2004 to 8:00 p.m. on April 19, 2005 at the Port Washington North Village Hall.

4. Bill 3 of 2005 – Amending Residence C District as to 2-Family Homes

Mayor Weitzner opened the public hearing, duly advertised in the March 31, 2005 Port Washington News, to consider the adoption of Bill 3 of 2005, a proposed local law amending Article V, Residence C Districts, of the Code of the Village of Port Washington North, to delete two-family homes. A stenographic transcript of the hearing is one file with the Village Clerk. All those present wishing to speak having been heard, the Mayor closed the hearing.

C. Regular Meeting

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 28, 2005, March 3, 2005 and March 14, 2005 be waived and that they be and hereby are approved as prepared by Clerk Torrisi.

b. On motion of Trustee Cohen, seconded by Trustee Hoffman, it was unanimously
RESOLVED that this Board, pursuant to Article 14 of the Real Property Tax Law of the State of New York, determines to collect the amount of such unpaid taxes levied or assessed for the year **2004** by a tax sale in the manner and after the form and requirements as provided and prescribed by said Article and completed subsequent to the 20th day of March **2005** but not later than July 31, **2005** in accordance with Section 1452 subdivision 4 of the Real Property Tax Law; and
Be it further RESOLVED that pursuant to Section 1452 of the Real Property Tax Law, the Treasurer of the Village of Port Washington North will sell at **PUBLIC AUCTION** in the manner provided by law on the 9th day of June **2005** at 12:00 noon at the Village Hall, 71 Old Shore Road, Port Washington, New York, parcels of real estate to **DISCHARGE TAXES** as assessments for the fiscal year ending May 31, **2005**, fees, interest and charges which may be due thereon at the time of such sale.

2. Treasurer

a. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously
RESOLVED that the reading of the General Fund Abstract of Vouchers # 37, totaling \$78,091.00, and the Trust & Agency Abstract of Vouchers #4, totalling \$3,811.55, be waived and that they be and hereby are approved as presented by Treasurer Stack.

B. On motion of Trustee Cohen, seconded by Trustee Schenkler, it was unanimously
RESOLVED that the Budget Report as of February 28, 2005, showing the General Fund Balance to be \$908,257, and the Trust & Agency Cash Balance to be \$92,682, be and hereby is accepted as prepared by Treasurer Stack.

3. Reports

a. Building Department

1. On motion of Trustee Cohen, seconded by Trustee Schenkler, it was unanimously
RESOLVED that the Building Department report for the month of March 2005 be and hereby is accepted as presented by Inspector Dzierney.

2. The Board directed the Building Department to inspect the condition of the dumpster at Soundview Gardens that is closest to Dock Lane.

b. Public Works

1. The Board accepted the Public Works Department report for the month of March 2005 as presented by Superintendent McDonough.

2. The Board directed that the next Newsletter contain an article on the Village's dog curbing ordinance and requesting the compliance of residents.

c. Environmental Commission

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously
RESOLVED that the Village enter into an agreement with the Manhasset Bay Protection Committee (MBPC) to cooperate and participate in MBPC's preparation and submission of documents for compliance with the NYS Department of Environmental Conservation's Storm Water Management Phase II regulations.

4. Old Business

a. Thomson Industries Rezoning Application

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

WHEREAS, Blasland, Bouck & Lee, Inc. has submitted to the Village the

(Phase I Report),

(Phase II Report), and

(Supplemental Report), as engineers for Thomson Industries, Inc., with regard to the **application of Thomson Industries, Inc. to rezone 2 Channel Drive**, Port Washington, New York (premises shown on the Nassau County Land & Tax Map as Section 4, Block J, Lot 690 and Section 4, Block 123, Lots 8, 21, 44A & 51); and

WHEREAS, the Board of Trustees has given careful consideration to these reports;

NOW, THEREFORE, BE IT RESOLVED that the Village will **use and rely upon the Phase I Report, Phase II Report and Supplemental Report**, subject to the terms, conditions and limitations set forth in the aforementioned reports and in the Blasland, Bouck & Lee, Inc. letter to the Village, dated March 18, 2005; and be it further

RESOLVED that the Village Clerk is hereby authorized to sign the Blasland, Bouck & Lee, Inc. letter to the Village, dated March 18, 2005, as the representative of the Village, signifying the Village's acceptance of the terms and conditions stated therein.

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

RESOLVED that the Village enter into an agreement with Freudenthal & Elkowitz Consulting Group, Inc. to conduct and prepare a **Phase II Environmental Site Assessment**, at a cost not to exceed \$15,000.00, for the premises located at 2 Channel Drive and designated on the Nassau County Land & Tax Map as Section 4, Block J, Lot 690 and Section 4, Block 123, Lots 8, 21, 44A & 51; and hereby ratifies the signature of Thomas J. Pellegrino on March 22, 2005 to the letter agreement, upon the same terms and conditions as the prior agreement between the Village and Freudenthal & Elkowitz, using the three reports, prepared by Blasland, Bouck & Lee, Inc., submitted by Thomson Industries.

b. Thomas J. Pellegrino Waterfront Recreational Park

Mayor Weitzner announced that the Thomas J. Pellegrino Waterfront Park will be dedicated at a ceremony to be held on Sunday afternoon June 12, 2005 and that a celebration at the park will follow.

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

RESOLVED that the Board authorizes the expenditure of \$1,845.00 for Your Signs to produce and erect two signs for the Thomas J. Pellegrino Waterfront Recreational Park, in accordance with the plans submitted.

5. New Business

a. Home Goods Sign

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

RESOLVED that application S05-5 by Ad Art for a sign permit for Home Goods, at Delco Plaza on Shore Road in Port Washington, be approved in accordance with the plans submitted on March 7, 2005.

b. Town of North Hempstead: Intermunicipal Public Works Contract

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

RESOLVED that the Village enter into an intermunicipal agreement with the Town of North Hempstead for the use of certain equipment and professional services offered by the Town of North Hempstead's Department of Public Works and Highway Department in accordance with the terms, provisions, covenants and conditions more fully set forth in the agreement dated the 5th day of January 2005.

c. Zoning Committee

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

RESOLVED that a Zoning Committee be established and that Trustee Daria Hoffman be the Chairperson of the Zoning Committee.

d. Power Outage & Utilities Committee

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

RESOLVED that a Power Outage and Utilities Committee be established and that Trustee Steven Cohen be the Chairperson of the Power Outage and Utilities Committee.

e. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously

RESOLVED that there will be a meeting of the Board of Trustees of the Village of Port Washington North on Tuesday, April 19, 2005 at 8:00 p.m. at the Village Hall, 71 Old Shore Road, Port Washington, New York.

f. On motion of Trustee Cohen, seconded by Trustee Hoffman, it was unanimously

RESOLVED that Village Engineers Dvirka & Bartilucci be directed to prepare a bid, specifications and contract, at a cost not to exceed \$800.00, for the restoration of sidewalks for 2005.

On motion of Trustee Cohen, 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