

A **Regular Meeting** of the Board of Trustees of the Village of Port Washington North was held on Monday, **June 26, 2006** at 7:30pm at the Village Hall, 71 Old Shore Road, Port Washington, New York.

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

1. Clerk

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that the reading of the minutes of the Board of Trustees meetings of April 11, 2006 and May 3, 2006 be waived and that they be and hereby are approved as prepared by Clerk Torrisi.

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 #51, totaling \$210,825.75, and the Trust & Agency Abstract of Vouchers #18, totalling \$6,004.12, be waived and that they be and hereby are approved as presented by Treasurer Stack.

B. On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that the Budget Report as of April 30, 2006, showing the General Fund Balance to be \$1,894,126, and the Trust & Agency Balance to be \$61,523, be and hereby is accepted as prepared by Treasurer Stack.

C. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the Budget be modified as indicated on the Draft Budget Report dated June 26, 2006.

3. Reports

A. Building Department

1. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the Building Department report for June 2006 be and hereby is accepted as prepared by Building Inspector Dzorney and Deputy Inspector Lauria.

2. Sign – Shell Station (4-N2-412)

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the Sign Permit application S06-05, submitted by Catapano Engineering on behalf of Bill Wolf Petroleum Corp., for a 24.8 square foot pole sign at the gasoline service station located at 78 Shore Road, Port Washington, (Section 4, Block N-2, Lot 412), be and hereby is denied.

3. Sign – Azuma Sushi (4-N2-411)

The Board reviewed the sign applications submitted by Azuma Sushi, which the applicant stated it will redesign.

B. Public Works

1. On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that the report of the Public Works Department for the month of June 2006 be accepted as presented by Superintendent LoMonte.

2. Upon complaint by Janet Orloff, the Board directed Superintendent LoMonte to inspect in front of 44 Soundview Drive to determine whether: the curb tree needs to be elevated; there are pot holes that need filling; the sidewalks have lifted.

C. Environmental Commission

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the Environmental Commission report for the month of May 2006 be and hereby is accepted as prepared by Commissioner Keane.

4. Business

A. Sidewalk Repair Contract

Clerk Torrisi reported that the following bids were received by 12:00 noon on June 22, 2006 for the Sidewalk Repair & Replacement Work contract:

<u>Name of Firm</u>	<u>First Year</u>	<u>Second Year</u>	<u>Third Year</u>
E. Cook Industries Inc.	\$46,263.75	\$46,263.75	\$49,072.50
Castle Industries	\$43,563.20	\$44,463.20	\$44,953.20
Stasi Brothers Asphalt	\$60,898.75	\$62,597.50	\$63,616.25
John McGowan & Sons	\$52,110.00	\$52,110.00	\$52,110.00

Superintendent LoMonte recommended Castle Industries as the lowest responsible bidder. On motion of Trustee Cohen, seconded by Trustee Hoffman, it was unanimously RESOLVED that Castle Industries be and hereby is awarded the Sidewalk Repair & Replacement Work contract, as the lowest responsible bidder, for a one-year period, in accordance with its bid proposal dated June 16, 2006.

B. Radcliff Retaining Wall

Clerk Torrisi reported that the following bids were received by 12:00 noon on June 22, 2006 for the contract for the Removal & Replacement of Timber Retaining Wall Radcliff Avenue:

E. Cook Industries	\$41,875.00
Cow Bay Sprinkler	\$19,500.00
Stasi Brothers Asphalt	\$19,000.00

Superintendent LoMonte recommended Stasi Brothers Asphalt as the lowest responsible bidder. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that Stasi Brothers Asphalt Corp. be and hereby is awarded the contract for the Removal & Replacement of Timber Retaining Wall Radcliff Avenue, as the lowest responsible bidder, at a cost not to exceed \$19,000.00, in accordance with its bid proposal dated June 12, 2006.

C. Bill 1 of 2006 – Amending Economic Development B Zone Uses

Mayor Weitzner introduced Bill 1 of 2006, a proposed local law amending the permitted uses within the Economic Development B District of the Village of Port

Washington North. A copy of the bill was delivered to each of the members of the Board of Trustees present this evening. The Mayor also presented a short environmental assessment form prepared by the Village Attorney. On motion of Trustee Schenkler, seconded by Trustee Cohen, the following resolution was unanimously adopted:

WHEREAS Bill 1 of 2006, amending the permitted uses within the Economic B District of the Village, has been submitted to the Board of Trustees for its consideration; and

WHEREAS a short environmental assessment form has been submitted on behalf of the Village; and

WHEREAS the members of the Board have carefully reviewed said assessment form; and

WHEREAS the subject bill concerns the legislative action of this Board;

NOW, THEREFORE, BE IT RESOLVED that this Board hereby designates itself as the lead agency for environmental review with regard to the adoption of the proposed local law and this Board determines that the proposed local law is an unlisted action as determined by the Commissioner of the Department of Environmental Conservation, and that it will not have an adverse impact on the environment, and sets a public hearing with regard to the proposed adoption of this local law for the 24th day of July 2006 at 7:30 p.m. at the Village Hall, 71 Old Shore Road, Port Washington, New York.

D. Public Works Maintenance Requirements Services

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that proposals for Public Works Maintenance Requirements Services will be received at the Village Hall, 71 Old Shore Road, Port Washington North, New York, until 12:00 noon on Tuesday, July 18, 2006.

E. Tree Inventory Summer Intern

On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the Village engage the services of Joshua Krebs, for \$10.00 per hour, and purchase a hand-held Palm-type device, at a cost not to exceed \$1,000.00, to create an inventory of all Village-owned trees.

F. New York State Health Insurance Program

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that the Village hereby enters into an agreement with the New York State Department of Civil Service, as more particularly set forth in a document entitled "Medicare Part D Retiree Drug Subsidy Distribution Agreement for NYSHIP Participating Employers" and on file with the Village Clerk, whereby the New York State Department of Civil Service shall administer the Medicare Part D Retiree Drug Subsidy on behalf of the Village and shall distribute to the Village its share of reimbursements received by the New York State Health Insurance Program.

G. Curb Tree Removal Request – 47 Avenue B

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the application of Mark Lazarovic of 59 Sintsink Drive, West, Port Washington, New York, to remove a 6" to 7" caliper curb tree in the middle of the proposed driveway at 47 Avenue B and to plant a replacement tree approximately 25' to 30' west of the removed tree, in accordance with an architectural site plan submitted, be and hereby is granted upon receipt by the Village of written agreement by Mark Lazarovic to the following conditions:

1. The species and caliper of the replacement tree shall be approved by the Village's Superintendent of Public Works;

2. The replacement tree shall be maintained for a period of 5 years, and the obligation to maintain said tree shall continue with the present homeowner, Mark Lazarovic, and any future owner of the premises;
3. The homeowner shall indemnify and hold harmless the Village from any damages or injury to person or property including, but not limited to, the Village's sidewalks, curbs and streets.

H. 21 Soundview Drive

Dr. Madeline Pugliese addressed the Board with a proposal to purchase 21 Soundview Drive from the Village subject to the premises being rezoned Business.

I. Tree Survey Requirement

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that a tree survey, from the property lines to the street edge(s), will be required for all applications for a new building or substantial alteration to a building.

J. Road Opening Specifications

On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the Board hereby engages the services of Village engineers Dvirka & Bartilucci to prepare road opening specifications for the Village at a cost not to exceed \$1,500.00.

5. Executive Session

On motion of Trustee Malatino, seconded by Trustee Schenkler, it was unanimously RESOLVED that the Board enter into Executive Session to seek advice of counsel regarding contract negotiations.

On motion of Trustee Malatino, seconded by Trustee Cohen, it was unanimously RESOLVED that the Executive Session be ended and that the regular meeting be reconvened.

The Mayor stated that no action was taken in executive session.

6. Business (continued)

On motion of Trustee Malatino, seconded by Trustee Schenkler, it was unanimously RESOLVED that the Village hereby authorizes the Town of North Hempstead to repave Durbyan Street and that portion of Avenue B between Durbyan Street and Avenue C pursuant to an intermunicipal agreement between the Village and the Town.

The Board directed that Avenue C be repaved by Stasi Brothers Asphalt Corp. under the terms of the Road Repairs contract between the Village and Stasi, dated May 22, 2006.

On motion of Trustee Malatino, seconded by Trustee Cohen, it was unanimously RESOLVED that the meeting be and hereby is adjourned at 11:30 p.m.

Palma Torrisi, Village Clerk