

A Regular Meeting of the Board of Trustees of the Village of Port Washington North was held on Tuesday, **February 5, 2013** at 7:30 p.m. at the Village Hall, 71 Old Shore Road, Port Washington, New York.

Present:	Mayor	-	Robert Weitzner
	Trustees	-	Steven Cohen
		-	Michael Malatino
		-	Sherman Scheff
		-	Michael Schenkler
	Clerk	-	Palma Torrisi
	Attorney	-	Stuart Besen
	Court Reporter	-	Joanne Horrocks

1. Bill 1 of 2013 – Temporary Structures

Mayor Weitzner introduced the Short Environmental Impact Statement prepared by Attorney Besen. On motion of Trustee Schenkler, seconded by Trustee Cohen, the following resolution was unanimously adopted:

WHEREAS, the Village has prepared and reviewed an environmental assessment form containing an explanation of the action and impacts and has conducted a public hearing with respect to Bill 1 of 2013, Temporary Structures, and

WHEREAS, the Village Board of Trustees has declared its intention to declare itself lead agency; and

WHEREAS, the Village Board of Trustees has reviewed the environmental assessment form, and pursuant to said review of the relevant environmental factors affected by the proposed action, and the Village Board of Trustees has determined that said action be classified as an Unlisted Action and be deemed a Negative Declaration, causing no significant adverse effect upon the environment, in accordance with the Environmental Conservation Law of the State of New York and its regulations thereon,

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of Trustees, as Lead Agency, finds that the Unlisted Action be classified as exempt pursuant to SEQRA and that it be deemed to constitute a Negative Declaration. The deeming of this action as a Negative Declaration indicates that it would cause no significant adverse effect on the environment.

On motion of Trustee Cohen, seconded by Trustee Schenkler, it was RESOLVED that Bill 1 of 2013 be and hereby is adopted as LOCAL LAW 1 of 2013 to read as follows:

LOCAL LAW 1 of 2013 TEMPORARY STRUCTURES

Section 176-124.2 Terms defined.

TEMPORARY STRUCTURES-A Structure including a building which may or may not meet the zoning requirements for the zoning district within which it is located, which will be placed or erected for a short period of time, and then be removed.

Section 176-124.3. Permit for temporary structures required.

No temporary structure shall be placed or erected without first obtaining a permit from the building inspector of the Village of Port Washington North.

Section 176-124.4 Standards for issuance of permits for temporary structures.

The building inspector may issue permits for temporary structures on residential or non-residential properties, as provided in this article, subject to such terms and conditions as the building inspector may deem necessary to safeguard adjoining properties and the health, safety and general welfare of the community. In the consideration and determination of applications for temporary structures, the building inspector shall consider the following standards as applied to the specific application, as well as any other criteria which the building inspector may deem relevant to the safety and well-being of the adjoining property owners and the community and which are relevant to the specific application.

- a. The uses permitted in the district in which the property is located, although not restricted to such uses.

- b. Whether the proposed temporary structure is of such character, size, location, design and site layout as to be appropriate to and in harmony with the surrounding properties for the limited time during which it shall be erected.
- c. Whether the proposed temporary structure will provide a desirable service, facility or convenience to the applicant without significantly burdening the adjoining property owner or community.
- d. Whether the goals of the application can reasonably be accomplished in a less intrusive manner to the adjoining property owner or community.
- e. Whether the proposed temporary structure will be hazardous, conflicting or incongruous to the immediate neighbourhood or adjoining property owner by reason of excessive traffic, assembly of persons or vehicles, proximity to travel, or other factors as determined by the building inspector.
- f. Whether the proposed temporary structure will be of such a nature as to be objectionable to nearby residents by reason of noise, lights, vibration, litter or other factors of aesthetics or impact.
- g. All temporary structures shall be a minimum of three (3) feet from any sidewalk or Village right of way.
- h. All temporary structures shall be on a paved surface unless otherwise determined by the building inspector that the applicant has exhausted all other alternatives and a paved surface is not possible for the particular applicant.

Section 176-124.5 Filing Fees.

The filing fees on the applications to the Village of Port Washington North shall be pursuant to fee schedule and as prescribed from time to time by the Board of Trustees.

Section 176-124.6 Time and extensions of time.

- a. All permits for temporary structures shall automatically expire 90 days from the date of the permit.
- b. An applicant may apply for a 30 day extension of time to maintain a temporary structure for a \$50.00 renewal fee. All extensions of time are in the discretion of the building inspector. Extensions of time may be extended more than once, but at no time to be extended more than three times.

Section 176-124.7 Enforcement.

The provisions herein described shall be enforceable by the Village of Port Washington North, and failure of the Village to enforce any and all said regulations or provisions shall in no event be deemed a waiver of the right to do so.

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

2. Public Hearings

A. Bill 2 of 2013 – Regulating Generators

Mayor Weitzner opened the Public Hearing, duly advertised in the January 25, 2013 *Port Washington News*, to consider the adoption of Bill 2 of 2013, Regulating Generators. A stenographic transcript of the hearing is on file with the Village Clerk. All those present wishing to speak having been heard, the Mayor closed the public hearing.

Mayor Weitzner introduced the Short Environmental Impact Statement prepared by Attorney Besen. On motion of Trustee Malatino, seconded by Trustee Cohen, the following resolution was unanimously adopted:

WHEREAS, the Village has prepared and reviewed an environmental assessment form containing an explanation of the action and impacts and has conducted a public hearing with respect to Bill 2 of 2013, Regulating Generators, and WHEREAS, the Village Board of Trustees has declared its intention to declare itself lead agency; and

WHEREAS, the Village Board of Trustees has reviewed the environmental assessment form, and pursuant to said review of the relevant environmental factors affected by the proposed action, and the Village Board of Trustees has determined that said action be classified as an Unlisted Action and be deemed a Negative Declaration, causing no significant adverse effect upon the environment, in accordance with the Environmental Conservation Law of the State of New York and its regulations thereon,

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of Trustees, as Lead Agency, finds that the Unlisted Action be classified as exempt pursuant to SEQRA and that it be deemed to constitute a Negative Declaration. The deeming of this action as a Negative Declaration indicates that it would cause no significant adverse effect on the environment.

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was RESOLVED that Bill 2 of 2013 be and hereby is adopted as LOCAL LAW 2 of 2013 to read as follows:

LOCAL LAW 2 of 2013

EMERGENCY PERMANENT GENERATORS

Section 176-235 Terms defined.

BOARD-The Board of Trustees of the Village of Port Washington North

PERMANENT EMERGENCY GENERATORS –an outdoor device to be used as a temporary generator of electricity for a dwelling when the electricity being furnished to that dwelling by an off-site utility company is temporarily disrupted for reasons other than non-payment.

ACCESSORY STRUCTURE-An electric generator shall be deemed a permitted accessory structure to a dwelling subject to the provisions of this section.

Section 176-236. Permit for permanent emergency generators required.

No permanent emergency generator shall be placed or erected without first obtaining a permit from the building inspector of the Village of Port Washington North.

Section 176-237. Standards for issuance of permits for permanent emergency generators.

The building inspector may issue permits for permanent emergency generator on residential or non-residential properties, as provided in this article, subject to such terms and conditions as the building inspector may deem necessary to safeguard adjoining properties and the health, safety and general welfare of the community. In the consideration and determination of applications for permanent emergency generators, the building inspector shall consider the following standards as applied to the specific application, as well as any other criteria which the building inspector may deem relevant to the safety and well-being of the adjoining property owners and the community and which are relevant to the specific application.

- a. All generators shall be installed and maintained in compliance with all federal, state, county and local laws, including the New York State Uniform Fire Prevention and Building Code. All applicants shall first obtain permits from all other governmental entities as required before applying for a permit from the Village of Port Washington North.

- b. All generators installed shall not be invisible from the street, unless the generator is screened by a full evergreen landscaped buffer as approved by the building inspector.
- c. All generators must be certified by their manufacturer not to produce a continuous airborne sound level in excess of 60 dBA.
- d. No more than one generator, permanent or portable may be permitted on a residential property.
- e. A permanent emergency generator and a portable generator may not be lit up by lights.
- f. All generators shall be used only during electrical power outages and as required by the manufacturer for maintenance purposes. Maintenance operation shall only take place during the hours between 9:00 a.m. and 5:00 p.m. not to exceed once a week for a maximum period of 45 minutes.

Section 176-238. Location of Permanent Emergency Generators

- a. Permanent emergency generators may be located in the rear yard immediately adjacent to the rear wall of the main building, provided the generator is no closer than as recommended by the manufacturer or as required by NFPA 37. Additionally, all generators must be at least 3 feet from any lot line and dwelling.
- b. Permanent emergency generators may be located in a side yard provided the generator is at least 3 feet from the lot line and set back at least 10 feet from the front of the main building. Additionally, full evergreen landscaped buffer shall be maintained for so long as any generator remains in the side yard.

Section 176-239. Filing Fees.

The filing fees on the applications to the Village of Port Washington North shall be pursuant to fee schedule and as prescribed from time to time by the Board of Trustees.

Section 176-240. Enforcement.

The provisions herein described shall be enforceable by the Village of Port Washington North, and failure of the Village to enforce any and all said regulations or provisions shall in no event be deemed a waiver of the right to do so.

Effective date of this local law shall take effect upon filing with the Secretary of State.

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

B. Conditional Use Permit – ALK Abello Inc.

Mayor Weitzner opened the Public Hearing, duly advertised in the January 25, 2013 *Port Washington News*, to consider the application of Two Channel Drive, L.L.C., as owner, and ALK-Abello, Inc., as applicant, for the premises located at 2 Channel Drive, Port Washington, New York, for a Conditional Use Permit for the occupancy of 40,000 square feet for office space, warehousing for storage, and to perform light manufacturing for a pharmaceutical company. The parcel of land is located in the Maritime Business Zoning District and is further described as Section 4, Block 123, Lots 8 & 44A on the Nassau County Land & Tax Map. A stenographic transcript of the hearing is on file with the Village Clerk. On motion of Trustee Cohen, seconded by Trustee Schenkler, the following resolution was unanimously adopted:

WHEREAS, the applicant ALK ABELLO and the Owner of the premises Two Channel Drive LLC seek a conditional use permit to occupy 40,000 square feet for the following uses; office space, warehouse space, light manufacturing and for packaging at 2 Channel Drive, Port Washington, New York. Specifically designated on the Nassau County Land and Tax Map as Section 4, Block J Lot 690 and Section 4 Block 123 Lots 8, 44a and 51 which is Zoned

Maritime Business District which does not permit the above requested uses without a resolution by the Board of Trustees granting a Conditional use Permit.

WHEREAS, the applicant is a pharmaceutical manufacturer with long standing offices in the Village of Port Washington North at 35 Channel Drive, Port Washington, New York. That the Board of Trustees finds that if the conditional use application is not granted the applicant would suffer undue hardship especially as compared to the minimal impact to the surrounding neighborhood and community. That the Board of Trustees finds that the conditional use permit is needed by the applicant in order that they may maintain their offices in the Village of Port Washington North.

WHEREAS, a public hearing was conducted on February 5, 2013, where the applicant and owner presented testimony that the conditional use permit they were seeking to obtain would not change or alter the exterior structure of the building and would not increase the amount of traffic and that there is sufficient parking pursuant to the Village Code, and the granting of the conditional use permit would not interfere with the quiet enjoyment of the Village of Port Washington North.

WHEREAS, at the public hearing it was determined that the following conditions shall be met by the applicant and owner in order to be issued a conditional use permit:

- (a) That all spaces in the parking lot be provided pursuant to the presented site plan;
- (b) That all deteriorated parking spaces be repaired;
- (c) That all parking spaces be appropriately aligned;
- (d) That required number of handicap spaces be appropriately located and designated;
- (e) That no parking areas be properly marked and designated; and
- (f) That applicant submits a final parking plan to the Village Building Department and Port Washington Fore Department.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Port Washington North hereby authorizes the applicant ALK ABELLO to have a conditional use permit to occupy 40,000 square feet at 2 Channel Drive for the purposes of office space and warehouse space for packaging, but denies that part of their application seeking the space for light manufacturing at the premises known as 2 Channel Drive, Port Washington, New York and authorizes the building inspector to issue a conditional use permit conditioned on the parking conditions as enumerated in this resolution.

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

3. Clerk

A. Minutes

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the reading of the minutes of the Board of Trustees meeting of November 27, 2012 and December 4, 2012 be waived and that they be and hereby are approved as prepared by Clerk Torrasi.

B. Clerk's Tax Return

Clerk Torrasi submitted to the board a written report of taxes for the year June 1, 2012 to May 31, 2013 assessed against various properties in the Village which are unpaid and past due. On motion of Trustee Schenkler, seconded by Trustee Malatino, the following resolution was unanimously adopted:

WHEREAS the Village Clerk on the 5th day of February 2013 did return and file an account of unpaid taxes to this Board for the year 2012, to wit:

**VILLAGE OF PORT WASHINGTON NORTH
CLERK'S TAX RETURN
2012 TAXES
FEBRUARY 1, 2013**

<u>Year</u>	<u>Assessed To</u>	<u>Section</u>	<u>Block</u>	<u>Lot</u>	<u>\$ Amount</u>
2012	Angelo & Filomena Gaudioso	4	J	38	1,402.73 + Penalties
2012	Elena Parrino, Angela Goodwin & John Gaudioso	4	J	39	484.58 + Penalties
2012	Filomena Gaudioso	4	Q	234	534.31 + Penalties
2012	Alan C. Becker & Sharon Becker	4	115	54	752.37 + Penalties
2012	Steven Harris & Tamara Harris	4	117	20	1,462.28 + Penalties
2012	Madeline Petrone	4	118	21	1,319.84 + Penalties
2012	David Keisman & Joyce Keisman	4	119	28	1,266.28 + Penalties
2012	Paula Ptaschnik	4	126	17	1,089.03 + Penalties
2012	Jack K. & Lorena R. Passauer	4	137	42	1,358.10 + Penalties

County of Nassau)
State of New York) ss:

I, Palma Torrisi, Clerk of the Village of Port Washington North, Nassau County, New York, do hereby certify that the foregoing is a true and correct statement of the Tax Return of the Village of Port Washington North for the 2012 tax year as of February 1, 2013. Witness my hand and official seal of the said Village this 1st day of February 2013.

Seal

Palma Torrisi, Village Clerk

WHEREAS the Board of Trustees, at a meeting at the Village Hall in the Village of Port Washington North on the 5th day of February 2013 did examine such account and did compare it with the original tax rolls and did therefore certify to the effect that they found it to be correct, a copy of which certification is affixed hereto; and WHEREAS from the account of unpaid taxes returned by the Clerk of the Village of Port Washington North, New York, to this Board for the year 2012, the following taxes still remain due and unpaid after diligent efforts have been made to collect the same, to wit:

<u>Year</u>	<u>Assessed To</u>	<u>Section</u>	<u>Block</u>	<u>Lot</u>	<u>\$ Amount</u>
2012	Angelo & Filomena Gaudioso	4	J	38	1,402.73 + Penalties
2012	Elena Parrino, Angela Goodwin & John Gaudioso	4	J	39	484.58 + Penalties
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2012	Alan C. Becker & Sharon Becker	4	115	54	752.37 + Penalties
2012	Steven Harris & Tamara Harris	4	117	20	1,462.28 + Penalties
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2012	David Keisman & Joyce Keisman	4	119	28	1,266.28 + Penalties
2012	Paula Ptaschnik	4	126	17	1,089.03 + Penalties
2012	Jack K. & Lorena R. Passauer	4	137	42	1,358.10 + Penalties

NOW, THEREFORE, BE IT 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 2012 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 2013, but not later than June 30, 2013, in accordance with Section 1452, subdivision 4, of the Real Property Tax Law; that a copy of this resolution, certified by the Clerk shall be transmitted forthwith to the Treasurer of the Village with the account, affidavit and certificate of such unpaid taxes, and that the Village Treasurer, upon receiving such account of unpaid taxes and a certified copy of this resolution, be and hereby is authorized and directed to cause to be published in the official newspaper of the Village, once each week for three consecutive weeks, a list as shown in the tax roll with the amount of the tax, interest, fees and charges thereon, excepting therefrom such parcels of

property on which the Village holds and owns one or more unredeemed certificates of tax sale; and also a notice that said real estate will, on a day to be determined by said Village Treasurer and specified in said notice, be sold at public auction at a place in said Village to be designated by said Village Treasurer, to discharge the tax, interest, fees and charges aforesaid, which may be due thereon at the time of such sale, and that the said Village Treasurer, at the time and place specified in said notice proceed with the sale of said real estate upon which such taxes are unpaid, as set forth above, and continue the same from day to day until the sale is completed; that such real estate shall be sold subject to any unpaid assessments thereon levied by the Village of Port Washington North and also subject to any unpaid tax liens purchased and held by the Village; and
BE IT FURTHER RESOLVED that in all cases where no bid shall be made on a lot or parcel of land so offered for sale for any amount sufficient to pay the said tax, interest, fees and charges, the said premises shall be deemed to have been sold to and purchased by the said Village of Port Washington North.

State of New York)
County of Nassau) ss:

We the undersigned, constituting the Board of Trustees of the Village of Port Washington North, hereby certify that we have compared the foregoing return and account of taxes for the year 2012, as submitted by the Village Clerk, with the original tax roll for the Village for the year 2012, from which such account was transcribed and find it to be correct.

Robert Weitzner, Mayor

Steven Cohen, Trustee

Michael Malatino, Trustee

Sherman Scheff, Trustee

Michael Schenkler, Trustee

Sworn to before me this 5th day of February 2013

Palma Torrissi, Notary Public

State of New York)
County of Nassau) ss:

I, Palma Torrissi, Clerk of the Village of Port Washington North, Nassau County, New York, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Board of Trustees of the Village of Port Washington North at a regular meeting of said Board held on February 5, 2013 at which a quorum was present. Witness my hand and official seal of the said Village this 5th day of February 2013.

Palma Torrissi, Village Clerk

SEAL

C. Village Election

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

WHEREAS the village of Port Washington North has requested a lever voting machine from the Nassau County Board of Elections for use at the March 19, 2013 General Village Election; and

WHEREAS the Nassau County Board of Elections is requiring that the Village provide the County with a Release, Disclaimer and Indemnity in order to rent a lever voting machine;

NOW, THEREFORE, BE IT RESOLVED that the Village of Port Washington North hereby approves that a Release, Disclaimer and Indemnity be provided to the Nassau County board of Elections for the rental of a lever voting machine, and that Mayor Weitzner is hereby authorized to execute said Release, Disclaimer and Indemnity.

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

D. Tentative Assessment Roll

Clerk Torrisi reported that she, as the Assessor of the Village of Port Washington North, has completed the Assessment Roll of the Village of Port Washington North for the year 2013, and that a copy thereof has been filed with the Village Clerk on February 1, 2013. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously

RESOLVED that the Board of Trustees acting as the Board of Assessors have completed and accepted the Assessment Roll of the Village of Port Washington North for the year 2013, that a copy thereof has been filed with the Village Clerk on February 1, 2013, and that a legal notice shall be published stating that the Assessment Roll may be seen and examined by any person during business hours at the Village Hall, 71 Old Shore Road, Port Washington, New York 11050, until the 19th day of February 2013.

E. Grievance Day and Annual Meeting

On motion of Trustee Schenkler, seconded by Trustee Scheff, it was unanimously RESOLVED that on the 19th day of February 2013, at the Village Hall, 71 Old Shore Road, Port Washington, New York 11050, the Board of Trustees and the Assessor will meet for the purpose of hearing complaints in relation to assessments from 10:00 a.m. to 2:00 p.m. on said day. Each complainant shall file with the Village Clerk on or before February 19, 2013 a statement under oath, specifying the respect in which the assessment complained of is incorrect, which statement must be made by the person whose property is assessed or by some person authorized to make such statement who has the knowledge of the facts stated therein; and BE IT FURTHER RESOLVED that the Board of Trustees will hold the Annual Meeting of the Village of Port Washington North at the Port Washington North Village Hall, 71 Old Shore Road, Port Washington, New York, on Wednesday, April 3, 2013 at 7:30 p.m.

4. Treasurer

A. Abstract of Vouchers

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that the reading of the General Fund Abstract of Vouchers #134, totalling \$32,688.57, and the Trust & Agency Abstract of Vouchers #88, totalling \$1,347.00, be waived and that they be and hereby are approved as presented by Treasurer Bella.

B. Budget Report

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the Budget Report as of January 31, 2013, showing the General Fund Balance to be \$1,589,088.00 and the Trust & Agency Fund Balance to be \$4.62, and the modifications contained therein, be and hereby are accepted as presented by Treasurer Bella.

5. Reports

A. Public Works

On motion of Trustee Malatino, seconded by Trustee Scheff, it was unanimously RESOLVED that the Public Works Department report for the month of January 2013 be and hereby is accepted as submitted by Superintendent Novinski.

B. Building Department

1. On motion of Trustee Malatino, seconded by Trustee Cohen, it was unanimously RESOLVED that the Building Department reports for January 2013 be and hereby are accepted as submitted by Building Inspector Barbach and Deputy Inspector Lauria.

2. On motion of Trustee Schenkler, seconded by Trustee Malatino, it was unanimously RESOLVED that **Sign Permit** application #PA2013-14 by Pleasant Avenue Realty LLC for a 34-inch high by 73.5-inch wide by 4.5-inch deep wall-front name sign, to be illuminated between the hours of 7:00 a.m. and 10:00 p.m., be and hereby is approved, in accordance with the drawings received January 18, 2013, for **Total Dollar Insurance at 1 Pleasant Avenue** (Section 4, Block 123, Lot 21) for one year.

C. Emergency Management

On motion of Trustee Malatino, seconded by Trustee Schenkler, it was unanimously RESOLVED that the Emergency Management report for the month of January 2013 be and hereby is accepted as presented by Commissioner Kaplan.

D. Justice Court

The Board accepted the Justice Court report for December 2012 submitted by Court Clerk Kropacek.

6. Business

A. Treasurer Appointment

The Mayor delivered Jean Gribbins' resignation letter, effective January 31, 2013, to the Board. Mayor Weitzner appointed Mary Jo Bella as Treasurer, effective February 1, 2013, to fill the unexpired term of Jean Gribbins, said term to expire April 2013.

B. Emergency Public Works Contract

On motion of Trustee Schenkler, seconded by Trustee Scheff, it was unanimously RESOLVED that the Village enter into a contract, nunc pro tunc, with Dom's Lawnmaker for the provision of emergency public works services, from October 29, 2012 to December 31, 2012, including all labor, materials and equipment to perform all of the work necessary to remove trees, tree stumps, branches and other debris caused by the super-storm known as "Sandy" and perform all remedial and restoration work to replace soil, stumps and trees at the direction of the Village's Superintendent of Public Works.

C. Nassau County Community Revitalization Project Intermunicipal Agreement

On motion of Trustee Malatino, seconded by Trustee Schenkler, it was unanimously RESOLVED that the Village of Port Washington North hereby enters into an intermunicipal agreement with Nassau County for the Village to undertake the Community Revitalization Shore Road Crosswalks Pedestrian Improvement Project,

to be reimbursed up to the amount of \$25,000.00, to make improvements to the Village's pedestrian crosswalks on roads in the Village, including but not limited to Shore Road.

D. Street Light Maintenance Contract

On motion of Trustee Schenkler, seconded by Trustee Scheff, it was unanimously RESOLVED that the Village Clerk, pursuant to the purchasing policy for public works contracts, shall solicit a minimum of three written price quotes, to be received in the Village Hall by 11:00 a.m. on February 28, 2013, for the Street Light Maintenance contract.

E. Bill 3 of 2013 – Expired Residential Building Permit Amnesty

On motion of Trustee Malatino, seconded by Trustee Schenkler, it was unanimously RESOLVED that the Board of Trustees will hold a public hearing at the Village Hall, 71 Old Shore Road, Port Washington, New York, on Tuesday, March 5, 2013 at 7:30 p.m. with respect to the proposed adoption of Bill 3 of 2013, regarding an Expired Residential Building Permit Amnesty.

F. Sale of 7.45 Village-Owned Acres

On motion of Trustee Scheff, seconded by Trustee Malatino, it was unanimously RESOLVED that an ad hoc committee, comprised of Trustee Schenkler, Trustee Cohen, Village Attorney Besen and Building Inspector Barbach, is hereby formed to develop criteria, evaluate and make recommendations with respect to the proposals, submitted in response to the Village's request for proposals for the sale of 7.45 Village-owned acres, by J. Kapadia & Bhavat Patel, Engle Burman Group, Continental Ventures/Pinewood Development, and Chatham Development Company.

7. Executive Session

On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the Board enter into executive session to discuss a real estate contract with counsel.

On motion of Trustee Schenkler, seconded by Trustee Scheff, it was unanimously RESOLVED that the executive session be adjourned and the regular meeting be reconvened.

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

On motion of Trustee Scheff, seconded by Trustee Malatino, it was unanimously RESOLVED that the meeting be and hereby is adjourned at 11:00 p.m.

Palma Torrisi, Village Clerk