

A Special Meeting of the Board of Trustees of the Village of Port Washington North was held on Monday, July 21, 2008 at 5:45pm at the Village Hall, 71 Old Shore Road, Port Washington, New York.

Present: Mayor - Robert Weitzner  
Trustees - Steven Cohen  
- Sherman Scheff  
- Michael Schenkler

Excused: Trustees Cohen and Malatino

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

WHEREAS, the Village of Port Washington North (hereafter "Village") has entered into a contract of sale dated the 23<sup>rd</sup> day of April 2007 (hereafter "Contract") with Red Wind Property Group, LLC (hereafter "Red Wind") to purchase real property located at 2 Channel Drive, Port Washington, New York (hereafter "Property") for various municipal uses; and

WHEREAS, the Village and Red Wind wish to extend the above listed Contract in order to provide the Village additional time to close title to the "Village Property" as defined in paragraph 33 A of the Contract and close title to in accordance with the Contract;

NOW, THEREFORE, BE IT RESOLVED, upon the recommendation of the Village Attorney Anthony Sabino, that a First Rider to the Contract of Sale Dated the 23<sup>rd</sup> day of April 2007 by and between Red Wind Property Group, LLC, Seller, and the Village of Port Washington North, Purchaser, be entered into upon the following terms:

1. Paragraph 33 A of the Contract is modified to extend the Purchaser's time to close title to the Village Property up to and including May 1, 2009.
2. The Purchaser shall reimburse the Seller the sum of \$28,750.00 per month on a monthly basis representing the Seller's agreed upon expenses for the expenses associated with the Premises. Said payment shall be made to the Seller upon the presentation of a signed voucher to the Village at the next monthly meeting after receipt of the signed voucher. The carrying charges shall terminate upon the day a closing date is set by the Purchaser or cancellation of the contract by the Purchaser due to termination of the contract of sale for the Village Property. Said payment shall terminate and be apportioned to the date notice of cancellation is received by the Seller. In the event of a cancellation of the Contract pursuant to this rider or the terms and conditions of the contract, the Seller shall return the down payment to the Purchaser and neither party shall have any liability to the other.
3. The closing shall take place within 5 business days of the closing of the Village Property upon written notice to the Seller by the Purchaser.
4. All other terms and conditions of the Contract remain in full force and effect except as modified above.

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

2. On motion of Trustee Scheff, seconded by Trustee Schenkler, it was unanimously RESOLVED that sealed proposals for Bay Walk Park – Phase I Improvements, Contract

1

A – General Site Improvements and Contract B – Pier and Bulkhead Improvements, will be accepted by the Village of Port Washington North at 71 Old Shore Road, Port Washington, New York 11050, until 12:00 noon on Wednesday, August 20, 2008 at which time and place all bids will be opened and read.

On motion of Trustee Schenkler, seconded by Trustee Scheff, it was unanimously RESOLVED that the meeting be and hereby is adjourned at 6:00 p.m.

Robert S. Weitzner, Acting Secretary