

Present: Mayor - Robert S. Weitzner
Trustees - Steven Cohen
- Daria Hoffman
- Michael Malatino
- Michael Schenkler
Attorney - Christopher Prior

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 July 24, July 31 and August 8, 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 Cohen, it was RESOLVED that the reading of the Abstract of Vouchers #54, totaling \$13,980.39, and the Abstract of Trust & Agency Vouchers #21, totaling \$2,570.60, be waived and that they be and hereby are approved as prepared by Treasurer Stack.

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

B. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the Budget Report as of July 31, 2006, showing the General Fund Balance to be \$2,487,647.00, and the Trust & Agency Balance to be \$55,292.00, be and hereby is accepted as prepared by Treasurer Stack.

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

3. Reports

A. Building Department

On motion of Trustee Cohen, seconded by Trustee Schenkler, it was unanimously RESOLVED that the Building Department report for the month of September 2006 be and hereby is accepted as submitted.

B. Public Works

The Board directed the Public Works Department to remove a branch stuck about 25 feet up in the tree in front of 25 Seaview Lane.

C. Environmental Commission

Robert Keane delivered the report of the Environmental Commission to the Board. On motion of Trustee Schenkler, seconded by Trustee Hoffman, it was unanimously RESOLVED that the Environmental Commission report for the month of September 2006 be and hereby is approved as presented by Commissioner LoMonte.

4. Business

addressed the Board with regard to enforcement and prosecution of speeding laws and possible means to curtail speeding, such as speed humps and speed monitors.

B. Street Light Maintenance Contract

Clerk Torrisi reported that competitive bidding is not required for the Street Light Maintenance 2006-2007 contract. However, a competitive price was obtained from New York Trenchless Inc. indicating that it would continue the current contract. On motion of Trustee Malatino, seconded by Trustee Hoffman, it was unanimously RESOLVED that the Street Light Maintenance 2006-2007 contract be and hereby is awarded to New York Trenchless Inc. at a cost not to exceed \$335.00 per month and as more particularly set forth in a written agreement for November 1, 2006 through October 31, 2007.

C. Avenue C Reconstruction

Clerk Torrisi reported that the following bids were received at the Village Hall by 10:00 a.m. on September 25, 2006 for the 2006 Avenue C Road Reconstruction project:

Intercounty Paving Associates, Hicksville, NY	\$225,550.00
New York Paving, Old Bethpage, NY	\$223,087.00
John McGowan & Sons Inc., Sea Cliff, NY	\$179,999.01
Bimasco Inc., Hauppauge, NY	\$201,422.00
Stasi Brothers Asphalt Inc., Westbury, NY	\$183,375.86

Dvirka & Bartilucci reported that John McGowan & Sons was the lowest responsible bidder. On motion of Trustee Schenkler, seconded by Trustee Cohen, it was unanimously RESOLVED that the 2006 Avenue C Road Reconstruction contract be and hereby is awarded to John McGowan & Sons, Inc. as the lowest responsible bidder, in accordance with its bid of \$179,999.01 for the project.

D. Snow Removal 2007/8 Contract

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was RESOLVED that the existing contract with Dejana Industries Inc. for Snow Plowing, Sanding & Sanding of Village Streets be extended pursuant to the terms of the contract for an additional one-year period for the 2007/8 Snow Season with the understanding and upon the agreement with Dejana Industries Inc. that the contract for the said period will be deemed amended so that in no event shall the product of multiplying the unit prices bid for hourly rates for equipment and manpower by the number of units for the entire 2007/8 Snow Season exceed 1.75% above the total amount paid for such units by the Village under the 2006/7 contract for the 2006/7 Snow Season.

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

E. Park Maintenance Contract

On motion of Trustee Schenkler, seconded by Trustee Malatino, it was RESOLVED that the invitation for bids for the Park Maintenance 2006/7 & 2007/8 contract be advertised in the September 28, 2006 Port Washington News and that the bids be received at the Village Hall by Noon on Tuesday, October 10, 2006.

Vote was recorded as follows: Trustee Cohen-absent, Trustee Hoffman-aye

The Board considered the request of Seth Mondschein to remove the female ginko tree in front of his home at 89 Soundview Drive.

On motion of Trustee Hoffman, seconded by Trustee Cohen, it was unanimously RESOLVED that the Village will remove the female ginko tree and plant another tree in front of the home of Seth Mondschein at 89 Soundview Drive.

G. Regulating Restaurants

The Board directed counsel to draft legislation to prohibit certain types of restaurants that would cause unsafe traffic conditions within the Village.

H. Residential Zoning Study

The Mayor announced that the Board is gathering comments from Village officials with regard to the residential zoning study being undertaken by Saccardi & Schiff.

5. 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 tax certiorari proceeding and Danaher contract negotiations.

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

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

6. Business (continued)

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

WHEREAS there is now pending in the Supreme Court, Nassau County, a proceeding by the owner of certain property within the Village of Port Washington North to reduce the assessed valuation placed on its property for Village tax purposes; and

WHEREAS the Village Attorney recommends that said proceeding be settled in accordance with a written memorandum to this Board dated September 6, 2006; and

NOW, THEREFORE, BE IT RESOLVED, that the Village Attorney is hereby authorized to settle following tax certiorari proceeding on the basis indicated.

Spivak Realty d/b/a S&H Realty v. Port Washington North
Section 4, Block 128, Lots 21, 23, 24

Tax Year	Present Assessment	Proposed Assessment	Reduction	Total Tax Rate/	Refund
2001/02	\$420,000				
2002/03	\$420,000				
2003/04	\$420,000				
2004/05	\$420,000				
2005/06	\$420,000				
2006/07	\$420,000				
2007/08		\$300,000			
					Lump Sum Settlement of \$40,000 **

** Cash refund paid in two fiscal years. \$20,000 in 2006 and \$20,000 in July, 2007

On motion of Trustee Malatino, seconded by Trustee Hoffman it was unanimously RESOLVED that the meeting be and hereby is adjourned at 11:15 p.m.