

A Regular Meeting of the Board of Trustees of the Village of Port Washington North was held on Wednesday, **November 18, 2020** at 7:30 p.m. at the Village Hall, 3 Pleasant Avenue, Port Washington, New York. Pursuant to the Governor's Executive Order 103 the meeting was also held via video conference. The public was able to hear and participate in the meeting by computer link, telephone dial-in and, additionally, the public was able to ask any questions through email.

Present:	Mayor	-	Robert S. Weitzner
	Trustees	-	Steven Cohen
		-	Matthew Kepke
		-	Michael Malatino
		-	Sherman Scheff
	Clerk	-	Palma Torrisi
	Attorney	-	Stuart Besen

1. Public Hearing – Bill 2 of 2020 Restricting Gas & Diesel Powered Leaf Blowers

Mayor Weitzner opened the public hearing, duly advertised in the November 11, 2020, *Port Washington Times*, to consider the adoption of Bill 2 of 2020, Restricting the Use of Gas and Diesel Powered Leaf Blowers. A stenographic transcript of the hearing was made and is on file with the Village Clerk. All those present wishing to speak having been heard, on motion of Trustee Malatino, seconded by Trustee Kepke, it was unanimously

RESOLVED that the public hearing be and hereby is adjourned to December 16, 2020 at 7:45 p.m. at the Village Hall, 3 Pleasant Avenue, Port Washington, New York.

2. Clerk

On motion of Trustee Malatino, seconded by Trustee Cohen, it was unanimously RESOLVED that the reading of the minutes of the Board of Trustees meetings of September 23 and October 5, 2020 be waived and that they be and hereby are approved as prepared by Clerk Torrisi.

3. Treasurer

A. On motion of Trustee Scheff, seconded by Trustee Malatino, it was unanimously RESOLVED that the reading of the Abstract of General Fund Vouchers #227, totalling \$65,203.27, be waived and that it be and hereby is approved as prepared by Treasurer Bella.

B. On motion of Trustee Kepke, seconded by Trustee Cohen, it was unanimously RESOLVED that the budgetary modifications for the fiscal year June 1, 2019 to May 31, 2020 be and hereby are approved as submitted by Treasurer Bella.

On motion of Trustee Scheff, seconded by Trustee Kepke, it was unanimously

RESOLVED that the budgetary modifications for the fiscal year June 1, 2020 to May 31, 2021 be and hereby are approved as submitted by Treasurer Bella.

C. Trustee Scheff stated that he reviewed the bank statement reconciliations for October 2020.

4. Reports

A. Public Works

On motion of Trustee Malatino, seconded by Trustee Scheff, it was unanimously RESOLVED that the Public Works report for the months of November 2020 be and hereby are accepted as presented by Superintendent Novinski.

B. Building Department

1. On motion of Trustee Scheff, seconded by Trustee Malatino, it was unanimously RESOLVED that the Building Department report for November 2020 be and hereby is accepted as submitted by Superintendent Barbach.

2. On motion of Trustee Kepke, seconded by Trustee Malatino, it was unanimously RESOLVED that the Board of Trustees of the Village of Port Washington North hereby authorizes Building Superintendent Robert Barbach to proceed in the enforcement of the property maintenance provisions of the Village Code, pursuant to Chapter 128, Section 14, against the premises at 141 Soundview Drive, Port Washington, NY (designated on the Nassau County Land & Tax Map as Section 4, Block 115, Lot 71); and be it further RESOLVED that the Village, upon the finding of a clear and present danger upon said premises, may take such action as it deems necessary to remove the dangerous condition, and may assess the cost of such action against the property; and be it further RESOLVED that the last property owner, Melvyn Kimmel, according to Village records, shall be issued notice that a public hearing on the aforesaid matter will be held on February 24, 2021 at 7:30 p.m. at the Village Hall, 3 Pleasant Avenue, Port Washington, New York, where he, or his representative, will have the opportunity to respond and be heard.

C. Emergency Management & Traffic Safety

1. On motion of Trustee Kepke, seconded by Trustee Malatino, it was unanimously RESOLVED that the Emergency Management and Traffic Safety report for November 2020 be and hereby is accepted as presented by Commissioner Kaplan.

2. On motion of Trustee Scheff, seconded by Trustee Kepke, it was unanimously RESOLVED that the parking of vehicles is prohibited on westerly side of Bay Drive from its intersection with Soundview Drive to a point 74 feet north of the intersection of Bay Drive and Soundview Drive.

3. On motion of Trustee Malatino, seconded by Trustee Kepke, it was unanimously RESOLVED that the stopping and standing of vehicles is prohibited on the westerly side of Port Drive from its intersection with Cow Neck Road to a point 60 feet south of the intersection of Port Drive and Cow Neck Road.

D. Beautification

It was stated that a company has been engaged to set out rat bait in Bay Walk Park for three months. On motion of Trustee Cohen, seconded by Trustee Kepke, it was unanimously RESOLVED that the Beautification Commission report for the month of November 2020 be and hereby is approved as presented by Howard Roth.

E. Justice Court

The Board accepted the Justice Court report for the month of August 2020.

5. Business

A. Appointment of Special Village Prosecutor

On motion of Trustee Malatino, seconded by Trustee Scheff, it was unanimously RESOLVED that the appointment by Mayor Weitzner of Marybeth Malloy, Esq., of the law firm Berkman, Henoch, Peterson, Peddy & Fenchel PC, to the position of Special Village Prosecutor to fill the unexpired term of Lindsay Langella, said term to expire April 2021, be and hereby is ratified; and that the rate of pay shall be \$425.00 per court session, including conferencing, up to three hours, and \$150.00 per hour for each hour thereafter, and \$125.00 per hour for plea negotiations.

B. Fire Protection & Emergency Medical Service

On motion of Trustee Scheff, seconded by Trustee Malatino, it was unanimously RESOLVED that the Board of Trustees of the Village of Port Washington North will hold a public hearing on Wednesday, December 16, 2020 at 7:30 p.m. at the Village Hall, 3 Pleasant Avenue, Port Washington, New York, with regard to a proposed contract with the Port Washington Fire Department, Inc. for the furnishing of fire protection and emergency medical service within the Village for the period of January 1, 2021 through December 31, 2021 at a cost to the Village of \$281,704.00.

C. Conditional Use – ALK-Abello, 35 Channel Drive

On motion of Trustee Kepke, seconded by Trustee Scheff, it was unanimously RESOLVED that the Conditional Use permit of ALK-Abello to extend the use of existing temporary storage containers at 35 Channel Drive (premises designated on the Nassau County Land & Tax Map as Section 4, Block 123, Lot 4), be approved and that Temporary Structure Permit TS 2015-103 is hereby extended for a period of one year to December 18, 2021.

D. Firefly Supplemental Financial Information

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

WHEREAS, the Village of Port Washington North is one of seven co-sponsors of a Length of Service Award Program (LOSAP) on behalf of the Port Washington Fire Department in accordance with an inter-municipal agreement signed by each of the seven municipalities that contract with the Port Washington Fire Department; now, therefore be it

RESOLVED that the Board of Trustees of the Village of Port Washington North approves the extension of the agreement with Firefly Admin Inc. as the third-party administrator of the LOSAP for a period of one year, and authorizes the Mayor to execute the agreement.

6. Executive Session

On motion of Trustee Scheff, seconded by Trustee Malatino, it was RESOLVED that the Board enter into Executive Session to discuss potential litigation with counsel.

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

On motion of Trustee Kepke, seconded by Trustee Malatino, it was RESOLVED that the Executive Session be adjourned and the Regular Meeting be reconvened.

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

Mayor Weitzner stated that no action was taken in Executive Session

On motion of Trustee Malatino, seconded by Trustee Kepke, it was RESOLVED that the meeting be and hereby is adjourned at 11:05 p.m.

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

Palma Torrisi, Village Clerk