

A **Regular Meeting** of the Board of Trustees of the Village of Port Washington North was held on Tuesday, **July 13, 2021** at 7:30 p.m. at the Village Hall, 3 Pleasant Avenue, Port Washington, New York 11050

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

1. Clerk

On motion of Trustee Malatino, seconded by Trustee Kepke, it was unanimously RESOLVED that the reading of the minutes of the meetings of the Board of Trustees of April 28, 2021 and May 11, 2021 be waived and that they be and hereby are approved as prepared by Clerk Torrisi.

2. Treasurer

A. On motion of Trustee Scheff, seconded by Trustee Kepke, it was unanimously RESOLVED that the reading of the Abstracts of General Fund Vouchers #235, totalling \$75,563.82, and Trust & Agency Vouchers #174, totalling \$1,762.00, be waived and that they be and hereby are approved as presented by Treasurer Bella.

B. The Mayor reported that Trustee Scheff reviewed the bank statement reconciliations for June 2021.

3. 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 June 2021 be and hereby is accepted as prepared by Superintendent Novinski.

B. Building Department

1. On motion of Trustee Malatino, seconded by Trustee Kepke, it was unanimously RESOLVED that the Building Department report for June/July 2021 be and hereby are accepted as submitted by Superintendent Barbach.

2. On motion of Trustee Scheff, seconded by Trustee Malatino, it was unanimously RESOLVED that the application of Kimley-Horn for a drive-up service, consisting of 4 drive-up designated parking stalls with side loading areas, 4 walls signs and 2 double-sided post-and-panel signs, at Target, 101 Shore Road, Port Washington, NY 11050 (premises designated on the Nassau County Land & Tax Map as Section 4, Block 129, Lot 1, be approved in accordance with the plans dated April 26, 2021 and submitted on June 18, 2021.

C. Emergency Management & Traffic Safety

On motion of Trustee Malatino, seconded by Trustee Scheff, it was unanimously RESOLVED that the Emergency Management & Traffic Safety report for June 2021 be and hereby is accepted as presented by Commissioner Steven Kaplan.

D. Beautification Commission

On motion of Trustee Kepke, seconded by Trustee Scheff, it was unanimously RESOLVED that the Beautification report for June 2021 be and hereby is accepted as presented by Commissioner Roth.

E. Justice Court

The Board accepted the Justice Court report for the month of May 2021.

4. Public Comment

Sam Cacioppo questioned how the Village enforces its prohibition on gas-powered leaf blowers.

5. Business

A. Appointment of Planning Board Chair & Vice Chair

On motion of Trustee Malatino, seconded by Trustee Kepke, it was unanimously RESOLVED that the appointments by Mayor Weitzner of Scott Baxter as Planning Board Chair, for a term of one official year, said term to expire April 2022, and Keith Kindler as Planning Board Vice Chair, for a term of one official year, said term to expire April 2022, be and hereby are ratified.

B. Biener Auto Conditional Use Extension for Motor Vehicle Storage

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

RESOLVED that the Board of Trustees hereby extends the conditional use permit of Biener Auto Group Inc., 795 Northern Boulevard, Great Neck, New York 11021, to allow the outdoor storage and parking of motor vehicles at 101 Winners Circle, Port Washington, New York 11050 (said premises are designated on the Nassau County Land & Tax Map as Section 4, Block 123, Lots 18, 20, 23, 24, 43 & 50 and are owned by Parvis Farahzad, 101 Channel Drive LLC, 750 Route 25A, East Setauket, New York 11733) to October 31, 2021, upon the same terms and conditions as the permit granted on January 22, 2020.

C. Road Repair Contract

On motion of Trustee Malatino, seconded by Trustee Scheff, it was unanimously RESOLVED that the Village of Port Washington North hereby exercises its option to extend the contract for Road Repairs (Asphalt) with American Paving & Masonry Corp., for the period September 1, 2021 through August 31, 2022, upon the terms, conditions and prices set forth in the bid proposal and contract for Road Repairs awarded on July 22, 2020.

D. Snow Plowing, Sanding & Salting 2021/22 Contract

On motion of Trustee Kepke, seconded by Trustee Scheff, it was RESOLVED that the Village of Port Washington North hereby exercises its option to extend the contract for Snow Plowing, Sanding and Salting of Village Streets and Bay Walk Park with Creative Snow by Cow Bay, for the period commencing October 1, 2021 and ending April 30, 2022, upon the terms, conditions and prices set forth in the contract for Snow Plowing, Sanding and Salting of Village Roads and Bay Walk Park awarded on September 23, 2020.

E. Tax Certiorari Settlement – 40 Pleasant Avenue

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

WHEREAS there is now pending in the Supreme Court, Nassau County, proceedings by the owners of certain real property within the Village of Port Washington North to reduce the assessed valuation placed on property for Village Tax purposes; and WHEREAS the Village Attorney recommends that said proceeding be settled in accordance with a written memorandum to the Board dated July 7, 2021; NOW, THEREFORE, BE IT RESOLVED that the Village Attorney is hereby authorized to settle the following tax certiorari proceeding on the basis indicated:

Retained Annuity Trust of Amrit Sethi (Montessori Nursery School)
40 Pleasant Avenue
Section 4, Block Q Lot 236

Tax	Present	Proposed
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<u>Year</u>	<u>Assessment</u>	<u>Assessment</u>	<u>Refund</u>
2015/16	\$13,000	--	{ Lump
2016/17	\$13,000	--	{
2017/18	\$13,000	--	{ Sum
2018/19	\$13,000	--	{
2019/20	\$13,000	--	{ Settlement
2020/21	\$13,000	--	{
2021/22	\$13,000	--	{ of \$2,750.00

BE IT FURTHER RESOLVED that a lump sum settlement of \$2,750.00 is approved and that the Assessor is hereby directed to place an assessment of \$11,000 upon the Village Assessment 2022/23 Roll for Section 4, Block Q, Lot 236; and BE IT FURTHER RESOLVED that there shall be a three-year moratorium on filing tax certioraris for the aforesaid property.

6. Executive Session

On motion of Trustee Kepke, seconded by Trustee Scheff, it was unanimously RESOLVED that the Board enter into executive session to discuss contract negotiations with the Village Attorney.

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

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

On motion of Trustee Malatino, seconded by Trustee Kepke, it was unanimously RESOLVED that the meeting be and hereby is adjourned at 9:30 p.m.

Palma Torrisi, Village Clerk