

DRAFT

CC: Mayor, BOT, Atty

A **Regular Meeting** of the Board of Trustees of the Village of Port Washington North was held at the Village Hall, 3 Pleasant Avenue, Port Washington, New York, on Tuesday, **October 8, 2024** at 7:30 p.m.

Present:	Mayor	-	Robert S. Weitzner
	Trustee	-	Steven Cohen
		-	Matthew Kepke
		-	Michael Malatino
	Clerk	-	Palma Torrisi
	Attorney	-	Stuart Besen
	Research Assistant	-	Angelique Melnyk
	Court Reporter	-	Lorraine Marinazzo

Excused: Trustee Scheff

1. Public Hearing – Bill 1 of 2024 Outdoor Storage of Commercial Vehicle Accessories

On motion of Trustee Kepke, seconded by Trustee Cohen, it was unanimously RESOLVED that the public hearing be opened. Whereupon, Mayor Weitzner opened the public hearing, duly advertised in the September 31, 2024 *Port Washington News*, to consider the adoption of Bill 1 of 2024, a proposed local law to amend Section 176-142 of the Port Washington North Village Code to prohibit the outdoor storage of commercial vehicle accessories, including those accessories used for purposes of commercial operations. A stenographic transcript of the hearing was made and is one file with the Village Clerk. All those present wishing to speak having been heard, Trustee Cohen made a motion, seconded by Trustee Malatino, it was unanimously RESOLVED that the public hearing be closed. Whereupon, the Mayor closed the public hearing. On motion of Trustee Kepke, seconded by Trustee Malatino, it was RESOLVED that Bill 1 of 2024 be and hereby is adopted as **LOCAL LAW 1 of 2024** to read as follows:

176-142 COMMERCIAL VEHICLES.

- A. As used in this section, the term “commercial vehicle” shall include every type of motor vehicle used for commercial purposes on the highways, such as the transportation of goods, wares and merchandise and motor coaches carrying passengers.

- B. No commercial vehicle **including commercial, construction and industrial accessories materials, and equipment used for purposes of commercial operations** shall be stored or parked on any property which is zoned or used for residential purposes. It shall be an affirmative defense in any prosecution for a violation of this section that:

- (1) It was reasonable or necessary for the vehicle to be parked at the subject location while the operator was actually engaged in either the loading or the unloading of the vehicle at the subject location; or
 - (2) It was reasonable or necessary for the vehicle to be parked at the subject location while the operator of the vehicle was actually engaged in performing services on the premises or performing services of a residential nature for a person then present at and a resident of the subject premises.
- C. No commercial vehicle including commercial, construction and industrial accessories, materials and equipment shall be serviced at any time on any property which is zoned or used for residential purposes, or on a public highway which is immediately adjacent to any property which is zoned or used for residential purposes. It shall be an affirmative defense in any prosecution for a violation of this section that such service was reasonably or necessarily required before such vehicle and accessories could be safely moved to a permitted location.
- D. No commercial vehicle including commercial, construction and industrial accessories, materials and equipment shall be washed or otherwise cleaned at any time on any property which is zoned or used for residential purposes, or on a public highway which is immediately adjacent to any property which is zoned or used for residential purposes.

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

2. Clerk

On motion of Trustee Cohen, seconded by Trustee Kepke, it was unanimously RESOLVED that the reading of the minutes of the meeting of the Board of Trustees of August 6, September 10 and September 23, 2024 be waived and that they be and hereby are approved as prepared by Clerk Torrisi.

3. Treasurer

A. On motion of Trustee Kepke, seconded by Trustee Cohen, it was unanimously RESOLVED that the reading of the Abstract of Vouchers for the General Fund #274, totaling \$261,666.82, be waived and that it be and hereby is approved as prepared by Treasurer Bella.

B. The Board approved the budget modifications made to road construction, highways and contingency by Treasurer Bella. The Treasurer reported that Trustee Scheff reviewed the bank statement reconciliations for August 2024.

4. Reports

A. Public Works

On motion of Trustee Malatino, seconded by Trustee Kepke, it was unanimously RESOLVED that the Public Works report for September/October 2024 be and hereby is accepted as prepared by Superintendent Poole.

B. Building Department

On motion of Trustee Malatino, seconded by Trustee Cohen, it was unanimously RESOLVED that the Building Department report for September/October 2024 be and hereby is accepted as prepared by Superintendent Barbach.

C. Traffic Safety & Emergency Management

On motion of Trustee Malatino, seconded by Trustee Cohen, it was unanimously RESOLVED that the Emergency Management and Traffic Safety reports for the month of October 2024 be and hereby are approved as presented by Commissioner Kaplan.

D. Communications Commission

On motion of Trustee Malatino, seconded by Trustee Kepke, the Board accepted the Beautification Commission report for the month of October 2024 as submitted by Commissioner Summa.

5. Business

A. Change of January 2025 Board of Trustees Meeting Date

On motion of Trustee Cohen, seconded by Trustee Kepke, it was unanimously RESOLVED that the date of the January 2025 regular monthly meeting of the Board of Trustees be and hereby is rescheduled to Thursday, January 16, 2025.

B. Superintendent of Buildings – Rate of Pay

On motion of Trustee Malatino, seconded by Trustee Cohen, it was unanimously RESOLVED that effective October 9, 2024, the rate of pay for the Superintendent of Buildings will be \$133.00 p/hr.

C. Assessment Consulting Agreement – Ronny Shatzkamer

On motion of Trustee Cohen, seconded by Trustee Malatino, it was unanimously RESOLVED that Ronny Shatzkamer be retained as a consultant for assessment and other Village matters at \$100 p/hr subject to agreement being reviewed by the Village Attorney.

D. Speed Sign – Evolis

On motion of Trustee Cohen, seconded by Trustee Malatino, it was unanimously RESOLVED that the Village of Port Washington North hereby authorizes the purchase of 3 speed signs at the cost of \$3,000 per sign.

E. Shoreline Planning Proposal – Sbarro/Louie’s

On motion of Trustee Malatino seconded by Trustee Kepke, it was unanimously RESOLVED that the Village of Port Washington North hereby enters into a revised plantings agreement with Louie’s Real Estate Main Street LLC to and that the Mayor is hereby authorized to execute the contract subject to attorney review.

Mayor Weitzner thanked Clerk Torrisi for her 40 years of service and wished her well in her retirement.

On motion of Trustee Malatino, seconded by Trustee Kepke, it was unanimously RESOLVED that the meeting be and hereby is closed at 8:44 p.m.

Palama Torrisi, Village Clerk
Angelique Melnyk, Research Assistant to the Board of Trustees