

Board of Trustees
Village of Baxter Estates
March 6, 2006
7:30pm

Present: Deputy Mayor Charles Comer
Trustee Douglas Baldwin
Trustee Ray Keenan
Village Clerk Yvonne Whitcomb
Attorney Christopher Prior

Excused: Mayor John Maher and Trustee Vivian Schneck

Also present: Treasurer Laurence Tuck, Robert Reese, Donald Reese, Margaret Murphy, Jack Otto, James Sacrestano, Marilyn Sacrestano, Klaus P. Marreck, Ben Melamed.

In the Mayor's absence, Deputy Mayor Charles Comer chaired the meeting.

1. Clerk

A. Minutes

On motion of Trustee Baldwin, seconded by Trustee Keenan, it was unanimously RESOLVED that the reading of the minutes of the February 6, 2006 meeting of the Board of Trustees be waived and that they hereby are approved as presented by Clerk Whitcomb.

2. Treasurer

A. Abstract of Vouchers

On the motion of Trustee Baldwin, seconded by Trustee Keenan, it was unanimously RESOLVED that the Abstract of Audited Vouchers, dated March 6, 2006, for the General Fund, totaling \$20,250.42, be and hereby is approved as prepared by Treasurer Tuck.

On the motion of Trustee Baldwin, seconded by Trustee Keenan, it was unanimously RESOLVED that, in the absence of Mayor Maher, Deputy Mayor Charles Comer be authorized to sign the Abstract of Vouchers dated March 6, 2006.

B. Tentative 2006-2007 Budget

On the motion of Trustee Comer, seconded by Trustee Keenan it was unanimously RESOLVED that there will be a special meeting of the Board of Trustees on Saturday, March 25, 2006 at 9:30am at the Village Hall, 2 Harbor Road, Port

Washington, for the purpose of working on the Tentative Budget for the fiscal year commencing June 1, 2006 and ending May 31, 2007, with Treasurer Tuck.

C. Office furniture

On the motion of Trustee Baldwin, seconded by Trustee Keenan, it was unanimously RESOLVED that the Village Clerk be authorized to purchase office furniture in an amount not to exceed \$500.00.

3. New Business

A. Register of Vital Statistics

On the motion of Trustee Keenan, seconded by Trustee Baldwin, it was unanimously adopted the following resolution

BE IT HEREBY RESOLVED AS FOLLOWS:

WHEREAS, pursuant to the New York State Public Health Law, the Village must appoint a Registrar of Vital Statistics, which office may be held by the Town Clerk of the Town of North Hempstead; and

WHEREAS, the office of the Registrar of Vital Statistics requires extensive record keeping, which the Board finds is most effectively discharged by the office of the Town Clerk, with the extensive resources available to the Town Clerk; and

WHEREAS, pursuant to Public Health Law §4123, the appointment of a Registrar of Vital Statistics, is for a four year term; and

WHEREAS, the Board desires to re-appoint newly re-elected Town Clerk of the Town of North Hempstead, Michelle Schimel, as Registrar of Vital Statistics for the Village of Baxter Estates for a four year term, commencing January 1, 2006 and expiring December 31, 2009;

NOW THEREFORE, the Board of Trustees of the Village of Baxter Estates hereby appoints Michelle Schimel, Town Clerk of the Town of North Hempstead, as Registrar of Vital Statistics for the Village of Baxter Estates, for a term commencing as of January 1, 2006, and expiring on December 31, 2009.

Upon motion duly made, seconded and unanimously carried, the foregoing resolution was adopted by the Board of Trustees, with the vote as follows:

Mayor John Maher:	Absent
Trustee Charles Comer:	Aye
Trustee Ray Keenan:	Aye

Trustee Vivian Schneck: Absent
Trustee Douglas Baldwin: Aye

B. Ray Keenan-Visioning Committee

On the motion of Trustee Keenan, seconded by Trustee Baldwin, it was unanimously RESOLVED that the Mayor be authorized to send a thank you letter to Supervisor Jon Kaiman of the Town of North Hempstead for his efforts on behalf of the Shared Visioning Plan for the Port Washington peninsula.

4. Old Business

A. Parking Pads

Robert Reese, 27 Bayside Avenue, addressed the Board. He stated that the parking pad on his property, has been in place for forty years.

The Village Clerk read a letter from Attorney Martin Silver, on behalf of Kenneth Burack, 7 Overlook Drive, stating that “the parking area has been in use long before any Village Ordinance and well within the time requirements which would allow the right for such use to continue under the laws of this state”. Attorney Prior noted that the attorney’s indirect reference to grant for parking relevant to zoning codes is not relevant to unauthorized uses of Village property. The Board asked that Mr. Prior respond to Mr. Silver.

B. Port Counseling Center

The Board reviewed the copy of the service contract between Port Counseling Center and the Village of Port Washington North with the intent of considering a similar contract with the Port Counseling Center and the Village of Baxter Estates. The Port Counseling Center presently pays no taxes to the Village. The Board tabled the matter for future consideration.

C. Generators

The Board read a letter from Attorney Prior regarding possible changes in the Village Zoning Code regarding generators. The Board will review other Villages Codes and will consider the matter at the April meeting.

D. Village Signs

On the motion of Trustee Baldwin, seconded by Trustee Comer, it was unanimously RESOLVED that the Village purchase and install a minimum of five Village signs for an amount not to exceed \$6,000.

E. Walden Associates Inc./GIS Grant

On the motion of Trustee Baldwin, seconded by Trustee Keenan it was unanimously RESOLVED to accept the proposal by Walden Associates Inc., dated March 6, 2006, recommending expenditures for hardware and software from the proceeds of the 2005-2006 New York State Archives Grant to the Village. The Village Clerk, after consulting on the propriety of same with Walden, arranged additional purchases with such proceeds to exhaust same on authorized items prior to the expiration of the Village right to spend such proceeds.

F. Stormwater Runoff Permit

Attorney Prior will contact the New York State Department of Environmental Conservation and report to the Board at the next meeting.

5. Public Works

A. Street Sweeping

On the motion of Trustee Baldwin, seconded by Trustee Comer, it was unanimously RESOLVED that the Village solicit bids for the sweeping of Village streets.

B. Overlook Drive

On the motion of Trustee Keenan, seconded by Trustee Baldwin, it was unanimously RESOLVED to approve the re-paving of the top of Overlook Drive by John McGowan and Sons, Inc., for an amount not to exceed \$3,000.00, pending further research by the Village Clerk and approval of the Village Building Inspector.

C. Ben Melamed-Curb cut for 11 Shore Road

The Board requested written recommendations from the Village Building Inspector and will re-consider the issue at the next meeting.

6. Tree Report

Sally Detor, 35 Hilltop Drive was granted permission to remove a tree in the front yard. The tree in the rear yard was removed.

Jill Fishbin, 17 Ridgeway Road, was granted permission to remove a dangerous tree.

Manual Alas, 42 Sandy Hollow Road, requested permission to remove a dangerous tree. Approval is tabled.

There being no further business before the Board, on motion of Trustee Keenan, seconded by Trustee Baldwin, it was unanimously RESOLVED that the meeting be and hereby is, adjourned at 10:00pm.