

**THE MINUTES
FOR THE FEBRUARY 2, 2010
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
MEETING AT 6:00 P.M.**

A regular meeting of the board of Trustees was held at Northport Village hall.

Present: Mayor Doll, Trustees Kehoe, Maline and McMullen and Tobin, Village Clerk Donna Koch, Village Attorney James Matthews.

Absent: Superintendent Joseph Correia

ANNOUNCEMENTS:

PUBLIC HEARING(S)

PRESENTATIONS: The Board presented a proclamation to the students from Northport High School involved with fund raising for ALS research. Trustee Tobin stated he was impressed with this group who over the last six years has been able to raise over 1.5 million dollars for research. Several members of the Northport community have been stricken with ALS.

PUBLIC PARTICIPATION: Mayor Doll made the following statement: on January 19th after having a public hearing on the proposed historic review law we scheduled tonight February 2, to vote for the proposal.

Historic Preservation has been an issue for the entire 60 years that I have lived here. As I said at the beginning of the public hearing this proposal was developed taking into consideration material from previous proposals and input from the community. We have even met with some community members these last two weeks including today. We have listened to all of you. All the pros and cons. all the suggested laws from other Villages.

The document is basically the same as what we proposed at the public hearing with a few minor but significant changes. The most significant, in my opinion is a two year sunset clause. That means if we pass this version tonight, we will be required by law to re-evaluate the effect it has had on the village.

We will by that time have developed a track record, just like the main street historical law and the outdoor dining law. In 2 years we will be in this room again debating if this law should continue.

The second significant change is that an applicant can go to the ARCHIE board without having first been declared historic. In other words the historic designation or review will be voluntary. Mr. Matthews will explain that in more detail in a few minutes. no w on the 19th we held the public hearing concerning this proposal so legally we could

just vote on it right now. But his being Northport village I'm allowing further comments, due to the possibility of a large numbers of speakers I am limiting everyone to 3 minutes.

Mr. Mathews gave an overall description of the law.

Bill Friedman, Woodbine Ave. felt the law needed to be re-advertised, since changes were made. Mr. Mathews explained that the changes were minor and did not require re-advertising.

Bill Freidman, Woodbine Ave. stated it is a badly written law and will lead to litigation.

Kevin McLoughlin, Maple Ave. asked what will determine the age of his house. Mr.

Mathews stated it will based, on facts the Village has an each individual house.

Claire Ryan, Private Rd. stated she was against the Village telling her what she can and can't do with her house. She doesn't want property police.

Joann Moran stated that property values historical go up with preservation. Areas that are historically preserved are valued. Landmarking is done by the state and nationally.

Ms. Moran stated that Historic preservation works all over the country and it can work in Northport too.

Jim Ryan, Seaview Ave. stated he was in favor of this law and the fact that this is America if we don't like what this Board is doing we can vote them out.

Victor Howard, Ocean Ave. questioned if the board has considered any of the comments, made over the last several meetings from the residents opposed. Mayor Doll asked Leah Fink to respond to Mr. Howard. Ms. Fink stated while she is still not in favor of the law, but felt the Board has listened and has made changes.

Lee Holcomb, Bayview Ave. stated he was on the committee that met with the Board. And while he believes in preservation, he does not believe this law is the right way to go.

Trustee Tom Kehoe, stated if we could make it 100 % voluntary, then more people would be in favor of it.

Leah Kink stated she was worried that over time things that had been removed from the first draft of the legislation could seep back in.

James Bergen, thanked the Board for their hard work and efforts but still remains in opposition.

Lois O'Hara stated the Board added a sunset provision and that's a good idea.

Ann Stevens questions if a sample of the roughly three hundred homes (over 100 years old) had been done. The answer was no.

Arlene Handel, Bayview Ave. Stated the legislation is valuable. It will only effect major renovations.

Trustee Maline stated for the record that he has listened to that he respects the opposition. Since the last public meeting we've meet with the opposition and we've made changes. These changes are less restrictive and therefore another public hearing is not necessary. There is a sunset provision in the law, the Village will keep data and if we see that it is not working by that time we will repel it. I intend to vote for this law, but I will listen to any data that comes in and if changes need to be made I will vote to make them.

There being no one else requesting to speak the Board voted on the resolution.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following bills were approved for payment.

Fiscal Year 2009/2010 General Fund bills in the amount of \$ 102,674.69

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following bills were approved for payment.

Fiscal Year 2009/2010 Capital Fund bills in the amount of 4,024.08

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following bills were approved for payment.

Fiscal Year 2009/2010 Fire Department bills in the amount of \$16,719.05

TREASURER REPORT: no report this evening.

COMMISSIONER REPORTS: Trustee McMullen reported he is still waiting to hear from the Town of Huntington regarding when paving of the walkways in the park will begin. Trustee Kehoe reported the Business Development Committee is still research Bed and Breakfasts.

CHIEF OF POLICE REPORT: no report this evening.

SUPERINTENDENT REPORT: no report this evening.

NEW BUSINESS: Permit Fees ~ Trustee McMullen

OLD BUSINESS:

REQUESTS: 1. Request from Sewer Plant Worker Donna Bee to attend training.

CORRESPONDENCE: 1. Letter from Ray Huber regarding Bed & Breakfasts.

RESOLUTIONS:

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following resolution was unanimously approved.

RESOLUTION 2010 – 19 ~ APPROVAL OF THE JANUARY 15, 2010 MINUTES

WHEREAS: Copies of the minutes of the January 15, 2010, meeting were sent to the Board for approval, therefore,
BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following resolution was unanimously approved.

RESOLUTION 2010 – 20 ~ APPROVAL OF THE JANUARY 19, 2010 MINUTES

WHEREAS: Copies of the minutes of the January 19, 2010, meeting were sent to the Board for approval, therefore,
BE IT RESOLVED that said minutes are approved without reading, at this time.

The following resolution was put to a roll call vote:

Trustee Maline ~ Yes	Trustee Kehoe ~ No
Trustee McMullen ~ Yes	Mayor Doll ~ Yes
Trustee Tobin ~ Yes	

RESOLUTION 2010- 21 LOCAL LAW No. 2

WHEREAS: a Public Hearing of the Village Board of Trustees was held at the Northport American Legion Hall 7 Woodside Ave , Northport, New York at 7:00 o'clock in the evening of the 19th day of January 2010, to consider the following proposed local law:

**LOCAL LAW No. 2 OF 2010
 A LOCAL LAW OF
 THE VILLAGE OF NORTHPORT
 TO ADD CHAPTER 15 HISTORIC REVIEW
 IN ALL ZONING DISTRICTS EXCEPT CENTRAL
 BUSINESS A AND B DISTRICTS AND TO
 ADD CHAPTER 16 HISTORIC DISTRICTS
 TO THE CODE OF THE VILLAGE OF NORTHPORT**

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2010 – 22 ELECTION INSPECTORS

BE IT RESOLVED: that the Board of Trustees of the Incorporated Village of Northport hereby appoints, pursuant to Section 15-116 of the Election Law, the following Inspectors of Election for each of the three Village Election Districts to preside at all Village Elections in such districts until their successors are appointed; each Inspector shall receive compensation at the rate of \$10.30 per hour;

Election District No. 1	Election District No. 2	Election District No. 3
Tom Mitman (Chairperson)	George Sumereau (Chairperson)	Maureen O'Brien (Chairperson)
Joan Mitman	Molly Smith	

		Marilyn Barker
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AND BE IT FURTHER RESOLVED: That the Board of Trustees of the Incorporated Village of Northport hereby appoints, Catherine Romanczyk and Joy Nygren to serve as Election Inspectors/Computer Operators.

AND BE IT FURTHER RESOLVED: That Cathy Romanczyk and Joy Nygren will receive their regular days pay and an additional 9 hours in compensation time.

On the motion of Trustee Tobin and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2010 -23 CHASE CREDIT CARD

WHEREAS: The Incorporated Village of Northport a municipality organized under the State of New York desires to obtain financial accommodations from Chase bank USA, N.A. (the Bank) pursuant to the use of a business card account number, the related account and card bearing such account number, and

WHEREAS: as of 2/2/10 the Village of Northport intends to authorize one employee/user Village Clerk Donna M. Koch to use such Card for and in connection with corporate business on behalf of the Incorporate Village; and

WHEREAS: the Bank will not issue such card unless the Incorporated Village agrees to obligate itself for the prompt payment of credit extended pursuant to the use of such card, including credit extended pursuant to the use of a Card for either purchases or cash advance transactions, whether such use or indebtedness was authorized or unauthorized by the Company;

NOW THEREFORE, be it resolved that the company shall apply to the Bank for the issuance of a Card in the name of such employees and agent of the Company as may be designated by the Bank:

BE IT FURTHER RESOLVED: that the Mayor of the Incorporated Village of Northport , is hereby authorized, directed and empowered, in the name of the Incorporated Village of Northport, to execute a Business Card Agreement in the form approved by such individual and take such actions as are contemplated thereby;

BE IT FUTHER RESOLVED: That the Bank is hereby authorized to act upon these resolutions until written notice of their revocation is delivered to Bank.

On the motion of Trustee Tobin and seconded by Trustee McMullen with Trustee Kehoe abstaining the following resolution was approved.

RESOLUTION 2010 – 24 DEPOSITORY OF FUNDS

Be It Resolved: that Flushing Bank is hereby added to the list of depositories for funds for the Village of Northport

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following resolution was unanimously approved.

RESOLUTION 2010 25~ 320 WOODBINE AVE

WHEREAS: The Planning Board granted final approval for the Forongi steep slope permit at 320 Woodbine Avenue, and

WHEREAS: Approval recommended that the Board of Trustees accept \$1,600 in lieu of the required drainage and said amount be placed in the drainage capital fund, now therefore

BE IT RESOLVED: That \$1,600 is hereby accepted, and

BE IT FURTHER RESOLVED: That the \$1,600 be transferred to the capital drainage account.

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following resolution was unanimously approved.

RESOLUTION 2010 – 26 SABIA PLATT

WHEREAS: The Map of Sabia Plat (subdivision #139) was granted conditional final reapproval on January 26, 2010, and

WHEREAS: One of the conditions of final approval required the Board of Trustees reaccept the bond that was previously accepted on February 10, 2009, now

BE IT RESOLVED: That the assignment of First National Bank of Long Island Certificate Savings account #296000008 in the name of Joseph J. Sabia, in the amount of \$6,562.00 is hereby accepted, and

BE IT FURTHER RESOLVED: That the first year term for this bond shall start on February 10, 2010.

On the motion of Trustee Kehoe and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2010 – 27~SETTLEMENT OF CLAIMS

WHEREAS, claims were made by James Mahoney and William Forster for LOSAP credits previously earned for service as volunteer firemen but not paid based upon credited service; and

WHEREAS, the Village referred this matter to their insurance company, which has recommended settlement of these claims with the payment of amounts for all prior credited service;

WHEREAS, the Village Attorney recommends this settlement and believes that the costs to the Village will increase if these claims are not settled,

NOW, THEREFORE, BE IT RESOLVED: that the Mayor, Village Attorney and/or counsel representing the Village as designated by the Village insurance company are authorized to execute documents necessary to effectuate a settlement of these LOSAP claims for all prior credited service without interest, with the settlement amounts subject to verification by the Village Attorney and the settlement documents subject to approval as to form by the Village Attorney and counsel for the Village.

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

On the motion of Trustee Maline and seconded by Trustee Tobin the Board moved into executive session. 9:45 PM

On the motion of Trustee Kehoe and seconded by Trustee McMullen the Board moved out of executive session.10:25 PM

The next regular meeting of the Board of Trustees will be Tuesday February 16, 2010 at 6:00 PM. Northport Village Hall 224 Main Street Northport, NY 11768

Meeting adjourned: 10:25 PM.

Respectfully submitted,

Donna M. Koch,
Village Clerk