

Minutes Of The 2021 Annual Organizational Meeting and the Regular  
Meeting Of The Port Washington Garbage District  
Held On Thursday January 14, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Robert Carpentier: Attorney

The 2021 Organizational Meeting was called to order at 8:00am and began with Pledge of Allegiance.

Immediately following the Pledge, The Commissioners announced receiving Commissioner Mary P. Giordano's resignation letter dated and effective January 8, 2021.

The Commissioners were nominated and approved for the following positions:

Chairman and Secretary – Paul Oleksiw  
Treasurer – William Scaglione

Attorney for District – Robert A. Carpentier of Robert A. Carpentier P.C.  
Attorneys At Law (Engagement Letter provided).  
Approved unanimously.

Accountant for the District – Phyllis Marangelli of Sollazzo and Marangelli,  
LLP.  
Approved unanimously.

Independent Auditor for the District – Robert A. Johnson CPA, P.C.  
(Engagement Letter provided).  
Approved unanimously.

Website Consultant for District – Doug Augenthaler. Approved unanimously

Regularly Scheduled Meetings will be held 12:00pm on the second and last Thursdays of each month except for Thursday November 25, 2021 (Thanksgiving) which is changed to Wednesday November 24, 2021.

Meetings will be held at the office of Robert A. Carpentier located at 1 Pleasant Avenue Port Washington, NY 11050. Approved unanimously.

Official newspaper for the District – Port Washington News and / or Newsday. Approved unanimously.

Surety Bonds Provider – Jasper Surety Agency. Approved unanimously.

Depository for District records – Public Storage. Approved unanimously.

District depositories. Approved unanimously.

1. Valley National – primary depository
2. Chase – other depository
3. Bank of America – other depository
4. BNY Mellon – collateral depository

Insurance agency and provider. Approved unanimously.

1. Epic Insurance Brokers – insurance agent (formally CookMarran Assoc.)
2. NYMIR – insurance provider.

Wireless provider – AT&T Wireless. Approved unanimously.

Commissioner Oleksiw made a motion to close the Annual Organizational meeting at 8:30am and open the Regularly Scheduled Meeting. The motion was approved unanimously.

As a result of Commissioner Mary P. Giordano's resignation letter and having the District's best interest in mind, the Commissioners, in the course of business, considered asking former PWGD Commissioner Patricia Van Dusen to fill the un-expired term. Ms. Van Dusen was contacted during the meeting and asked if she was willing to accept the responsibilities. She replied that she considers it an honor that she was considered and accepted. Ms. Van Dusen served as a Port Washington Garbage District Commissioner for 24 years.

Commissioner Scaglione made a motion to appoint Patricia Van Dusen to fill the un-expired term of Mary P. Giordano. The motion was approved unanimously.

Ms. Van Dusen is to be sworn in at 10:00am on Thursday January 14, 2021.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on Thursday December 31, 2020. The motion was approved unanimously.

The Commissioners discussed emails and phone calls made to the District.

Commissioner Oleksiw made a motion to remove Rhonda and Richard Sussman's case from any future discussion and it is now considered closed. The motion was approved unanimously.

The complaint filed with the District by JVR Automotive against Dejana Industries was discussed.

Commissioner Scaglione announced that he was able to get the monthly charges from Public Storage reduced.

Various bills and invoices were reviewed and paid.

Commissioner Oleksiw made a motion for recess at 9:30am until 10:00am. The motion was approved unanimously.

The Commissioners entered back into the regularly scheduled meeting at 10:00am.

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Robert Carpentier: Attorney  
Patricia Van Dusen: Resident

Patricia Van Dusen was sworn in as a Commissioner of the Port Washington Garbage District. Her duties as Commissioner are effective immediately. She is to serve the remainder of Commissioner Giordano's term which ends on January 31, 2021.


Commissioner Oleksiw made a motion to approve a letter drafted by Attorney Robert Carpentier that will be sent to Town of North Hempstead Supervisor Judi Bosworth with a copy to Councilwoman Mariann Dalimonte and Town Clerk Wayne Wink. The Letter is to inform them of the

appointment and swearing-in of Patricia Van Dusen. The motion was approved unanimously.

Commissioner Oleksiw announced that the next meeting of the P.W.G.D. is Thursday January 28, 2021 at 12:00pm.

There being no further business, Commissioner Scaglione made a motion to adjourn the meeting at 11:00am. The motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Paul Oleksiw", with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman

Minutes of the Regular Meeting of the Port Washington Garbage District  
Held On Thursday January 28, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Robert Carpentier: Attorney  
Patricia Van Dusen: Resident  
Councilwoman Mariann Dalimonte  
Erin Molyneux: Legislative Aide  
Mitch Pernick: Legislative Aide

The meeting was called to order at 12:00pm and began with the Pledge of Allegiance.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on January 14, 2021. The motion was approved unanimously.

Phone calls and emails made to the District were discussed.

On January 11, 2021, Councilwoman Dalimonte informed the Commissioners that she would like to schedule a meeting with the Commissioners to discuss a survey she would like to distribute to Main Street Merchants regarding garbage and litter problems along Main Street.

At 12:10pm and as an extended courtesy, Commissioner Oleksiw opened the meeting's Public Forum so that the meeting requested by Councilwoman Dalimonte could begin.

**Highlights of the meeting requested by Councilwoman Dalimonte**  
**(attached to the minutes is her draft letter presented to the**  
**Commissioners):**

Mrs. Dalimonte has been thinking of different ways to solve a litter problem she says exists on Main Street. She is aware that one of the root causes of litter is a result of rats and rodents chewing through garbage bags placed curbside through-out the business district. The rats and rodents remove pieces of garbage from the bag and that the displaced items of garbage are blown around causing litter. She used Bluetique as an example and explained the business is not a food establishment but the employees may

throw uneaten food in garbage bags and place the bags curbside for collection. This situation causes rats and rodents to chew into the bags in turn causing litter.

The Commissioners suggested having the Town of North Hempstead Code Enforcement address the litter situation and for the Nassau County Department of Health address the rat / rodent problem she spoke of. She responded that the Town of North Hempstead does not have the work force in the Code Enforcement Department to inspect Main Street for Town of North Hempstead litter law offenders.

All in discussion agreed that due to restricted rear access to most businesses, garbage collection still needs to take place curbside on Main Street. She used property owner Victor Musso's use of a trash compactor his tenants use as an example of his efforts to curb litter and control garbage.

The Commissioners are aware of his efforts and of the fact that Mr. Musso also has maintenance workers maintaining his properties cleanliness.

The Councilwoman indicated she would be passing an ordinance requiring all businesses in the Port Washington Business District to use garbage cans for their curbside garbage collection and to ban garbage from being placed curbside in bags. She feels the cans would also do a better job of containing loose garbage and help prevent the rat and rodents she claims are present on Main Street from getting into the garbage.

The Commissioners informed the Councilwoman that there is a limit to the size of garbage cans. Current law requires that garbage cans not to exceed 33 gallons in size and not to exceed 50 pounds when placed out for collection. Most businesses would required multiple cans and would have to find places to keep them.

Commissioner Scaglione indicated he would be willing to volunteer his time as a resident and inspect Main Street prior to collection to identify locations having rat / rodent issues resulting in compromised garbage / litter.

Mr. Pernick commented that the areas would have to be looked at more than once to see the evidence.

Commissioner Oleksiw asked Mr. Pernick if he was aware of any “hot spots” that can be watched. Mr. Pernick replied that there were not any particular hot spots but that he does see garbage bags placed curbside as being unsightly.

Mrs. Dalimonte announced that she feels 10 more municipal garbage cans are needed along Main Street. She said that when she was walking on Main Street the other day, she couldn't find a can to throw away her garbage.

The Commissioners informed the Councilwoman that the PWGD is in the final year of a three-year garbage collection contract and stressed that the District is against asking favors of the contractor (such as adding more cans than initially agreed to at the beginning of the contract). The Commissioners further stressed that if the Town of North Hempstead wants to place more cans curbside along Main Street that they would have to inform the District before the new contract bid specifications are agreed upon and made available for the bidding process.

All in discussion agreed that some municipal cans are abused by businesses. An example is the receptacle on Irma Avenue near Main Street. All in attendance are aware of the problem. The Councilwoman did contact the BID and ask for the receptacle to be moved and, to date, it has not. The Commissioners suggested having the TNH Code Enforcement investigate, identify the offenders and write a Notice of Violation or a summons. The Councilwoman again stressed that the TNH Code Enforcement does not have the man power to do this. She continued that she feels the Commissioners of the PWGD should be doing the investigating and should be writing the summons and that she will pass an ordinance permitting this. Commissioner Scaglione reminded the Councilwoman of what exactly the PWGD does which is pick-up garbage placed curbside and to monitor the performance of the contractor for the duration of the contract. He also reminded her that the District has no employees and that it's charter does not involve law enforcement or code enforcement.

Commissioner Scaglione questioned the Councilwoman about the frequency of street sweeping. It was pointed out that Main Street has no parking on the north side between the hours of 4:00am and 6:00am two times per week and on the south side three times per week to allow for street sweeping. Both Commissioners agreed that the curbs and streets have had no noticeable improvement in cleanliness recently. The Commissioners also questioned

the purpose of the Port Washington Sidewalk District and what there purpose is.

Councilwoman Dalimonte responded that street sweeping does occur (Commissioner Oleksiw presented her with a current picture of a solid stream of litter along Main Street's northside curb). She indicated the last time sweepers were out was just before the last Port Outdoors event which took place in the fall. She also stated that the Sidewalk District is only used for repairs of sidewalks and could not be used to clean sidewalks.

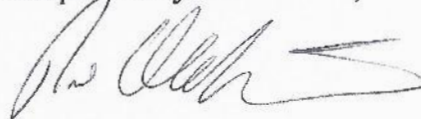
After the meeting was completed, the Town of North Hempstead representatives exited and Public Forum was closed.

There was discussion regarding the response by Town of North Hempstead Town Attorney Leonard Kapsalis in which he acknowledges receipt of a letter the PWGD sent the TNH regarding the Commissioners appointment of Patricia Van Dusen to serve as interim commissioner as a result of Commissioner Mary P. Giordano's resignation. He further explains that the Town Board will solicit, receive and review applications from any persons interested in the position and that when a qualified candidate is selected, the Town Board will vote to approve the appointment at a regularly scheduled meeting.

Commissioner Oleksiw announced that the next meeting of the PWGD is Thursday February 11, 2021 at 12:00pm.

There being no further business, Commissioner Oleksiw made a motion to adjourn the meeting at 1:10pm. The motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Paul Oleksiw', with a stylized flourish at the end.

Paul Oleksiw  
Chairman



Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday February 11, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Robert Carpentier: Attorney

The meeting was called to order at 12:00pm and began with the Pledge of Allegiance.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on January 28, 2021. The motion was approved unanimously.

Phone calls and emails made to the District were discussed.

Robert Velocci was contacted by phone during the meeting and a message was left on his voice mail regarding current services provided by Dejana Industries.

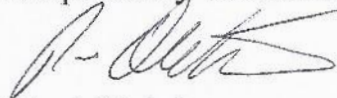
After discussion, the Commissioners authorized attorney Robert Carpentier to draft a letter to the Town of North Hempstead requesting copies of all submitted resumes and to be part of the interview process for the open interim commissioner seat. The letter is to be hand delivered on February 16, 2021.

The Commissioners discussed the questionnaire sent to Main Street merchants by Councilwoman Mariann Dalimonte.

Various bills and invoices were reviewed and paid.

There being no further business, the meeting was adjourned at 1:00pm. The next meeting of the Port Washington Garbage District will be held on Thursday February 25, 2021.

Respectfully Submitted,



Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday February 25, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Robert Carpentier: Attorney  
Patricia Van Dusen: Resident  
Robert DelMuro: Chief: Port Washington Police Department  
Brian Staley: Commissioner: Port Washington Police Department

The meeting was called to order at 8:00am and began with the Pledge of Allegiance.

With having Port Washington Police Department Commissioner Brian Staley and Chief Robert Del Murro in attendance, Public Forum was moved to the first order of business.

The three Commissioners and Chief discussed the property owned by the PWGD located on Neulist Ave. Commissioner Scaglione spoke of his thoughts to help save the WPPD and Port Washington community money through combined efforts of both Districts. Topics of discussion involved the property's dimensions, it's current condition, cost factor of the property to the PWGD, past uses and potential future uses if developed as well as the benefits to the Port Washington community, the WPPD and the PWGD if the property is developed and used responsibly.

Commissioner Staley and Chief Del Murro did state that the WPPD is still researching different options that would yield more working space and parking space at a new Police Headquarters and / or a new, remote area. Moving forward, the development of the PWGD property would be considered as part of a researched plan or that it might be an optional plan to fall back on if necessary.

When the discussion of the property ended, all agreed to keep communications open and meet in the future as plans develop.

At 12:50pm, Commissioner Staley and Chief Del Murro exited the meeting.

Commissioner Scaglione made a motion to approve the minutes from previous regularly scheduled meeting held on February 11, 2021. The motion was unanimously approved.

Phone calls and emails made to the District were discussed.

Attorney Robert Carpentier reported that he was informed that the Town of North Hempstead received approximately 5 resumes for the open PWGD Commissioner seat that the TNH solicited to the public. He also reported having no contact or communications with the Supervisor Judi Bosworth or Councilwoman Mariann Dalimonte regarding the public solicitation.

The Commissioners discussed the increase in tipping fees imposed on the District by the TNH. It was noted that the increase is greater than 2% which conflicts with the 2% tax cap imposed on the PWGD annual budget by New York State.

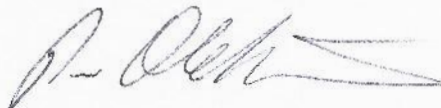
The Commissioners began early preparations for the up and coming contract bid. Changes to the contract bid specs. as well as changes to the rules and regulations of the District were also discussed.

Various bills and invoices were reviewed and paid.

Commissioner Oleksiw announced the next meeting of the Port Washington Garbage District will be the regularly scheduled meeting held on March 11, 2021.

There being no further business, Commissioner Scaglione made a motion to adjourn the meeting at 1:30pm. The motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'P. Oleksiw', with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday March 11, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Robert Carpentier: Attorney

The meeting was called to order at 12:00pm and began with the Pledge of Allegiance.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on February 25, 2021. The motion was approved unanimously.

Phone calls and emails made to the District were discussed.

The Commissioners and attorney Robert Carpentier reviewed a conversation Mr. Carpentier had with Councilwoman Mariann Dalimonte and a local business owner in the business owner's establishment. The conversation included discussion about the open Commissioner seat and the Town of North Hempstead solicitation to fill it, TNH Code Enforcement, Garbage District responsibilities, Main Street cleanliness and the intentions of the Greater Port Washington Business Improvement District to buy additional public trash receptacles for Main Street.

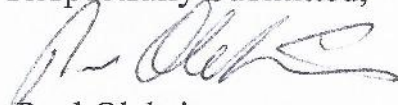
The Commissioners asked that Mr. Carpentier refrain from having public discussion about the Garbage District as his statements may not necessarily represent the Commissioners thoughts or operational protocol.

Various bills and invoices were reviewed and paid.

Commissioner Oleksiw announced that the next meeting of the Port Washington Garbage District will be the regularly scheduled meeting to be held on Thursday March 25, 2021.

There being no further business, Commissioner Oleksiw made a motion to adjourn the meeting at 1:30pm. The motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "P. Oleksiw", written in a cursive style.

Paul Oleksiw  
Chairman

Minutes of the Regular Meeting of the Port Washington Garbage District  
Held On Thursday March 25, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Pat Van Dusen  
Robert Carpentier: Attorney

Councilwoman Mariann Dalimonte  
Erin Molyneux: Legislative Aide  
Holly Byrne: Executive Director G.P.W.B.I.D.  
Maggie Black: Resident

The meeting was called to order at 12:00pm and began with the Pledge of Allegiance.

As a courtesy, Public Comment was moved to first order of business. Councilwoman Mariann Dalimonte and Holly Byrne took the floor. Ms. Byrne spoke about a conversation she had with a resident regarding excessive litter on Main Street. With referencing a letter she had sent to the District, she said The BID Board feels that the nine additional trash receptacles they want to place-out along Main Street is helpful in trying to prevent litter.

Ms. Dalimonte asked the Commissioners to not limit the number of receptacles being emptied along Main Street. Commissioner Scaglione asked if there was plan to add more rather than less. Ms. Dalimonte said she felt a 35 can total would be sufficient.

Ms. Byrne spoke about her discussion she had with Residents Forward. She views the litter problem as a “multi-layer” problem. All in attendance agreed that businesses need to play their part in maintaining their storefronts. Ms. Byrne said that a walk-through the District involving the BID and Code Enforcement is a being planned. Commissioner Oleksiw said that the last walk through involving the BID and Code Enforcement was very successful.

The Commissioners suggested how an adopt-a-can program could be successful and used a BID in New York City as an example. Former Town of North Hempstead Solid Waste Management Authority Executive Director Robert Lange had implemented the successful program when he was employed by the City and said it helped control the abuse of public receptacles and lessen litter that resulted from the cans not being used properly. At that time, he suggested developing a comparable program for Port Washington's business district.

The Commissioners again suggested having the Town of North Hempstead Code Enforcement enforce litter laws through N.O.V.'s and tickets and to investigate and ticket the offenders of the public trash receptacles. After noting that the curbs were currently filled with litter, they also suggested a more aggressive street sweeping program.

Ms. Dalimonte and Ms. Byrne said the streets had been swept not long ago and early one morning and if sections were dirty they were probably missed because of parked cars or a result of the wind.

Commissioner Scaglione asked why tickets were not being written for those cars blocking the street sweeper as Main Street has no parking between 4:00am – 6:00am Tuesday and Thursday signs on the north side and no parking between 4:00am – 6:00am Monday, Wednesday, Friday on the south side. That the signs were there to enable street sweeping and if a sweeper is blocked by cars and unable to do the service, the money being paid to the Town employee is a waste. He further suggested that the money the TNH receives from the written parking tickets could help pay for the street sweeping.

Ms. Dalimonte said the TNH makes no money on the tickets they write and that the TNH is responsible for paying the employee, buying the vehicles and ticket equipment and that only Nassau County makes out. Ms. Byrne said the TNH maybe makes \$5.00 per ticket.

Ms. Dalimonte wanted approval from the Commissioners that the additional receptacles would be picked-up. Commissioner Scaglione ensured her they would and reminded her again to have a list presented to the District so that they could be added to the up-and-coming contract bid specifications.

Dalimonte and Ms. Byrne said they wanted to have the new cans out for summer.

Commissioner Scaglione reminded Ms. Dalimonte of the conversation had at the last Garbage District meeting she attended regarding adding receptacles during a contract period with a carter. At that meeting, the Commissioners stressed to Ms. Dalimonte that the District is against asking favors of the contractor (such as adding more cans than initially agreed to at the beginning of the contract). That now, what Ms. Dalimonte was doing, was telling the District to do just that, request a favor of the contractor. Attorney Robert Carpentier had advised the Commissioners earlier that what matters is in the four corners of the contract.

Before exiting the meeting, the Commissioners spoke to Ms. Dalimonte about comments she had made about a response from the Garbage District about weather or not there would be garbage collection on a snow storm day. It was explained to her that the District waits for the carter to make the decision to suspend collection services or not. That for the District to demand collection during a snow storm could open-up liability on the District if any property gets damaged or if any employees are injured.

Ms. Dalimonte said the TNH transfer station remained open during the storms and that the TNH makes the decision to suspend collection services for the garbage districts under the TNH's jurisdiction and that she needs answers from the Commissioners because of phone calls her office is receiving about collection services in Port Washington. The Commissioners reminded her that announcements on the District's website and messages on the Districts voice mail are done when needed.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on March 8, 2021. The motion was approved unanimously.

Phone calls and emails made to the District were discussed.

Various bills and invoices were reviewed and paid.

The Commissioners agreed that an RFP for Attorney for the District would be drafted by Commissioner Van Dusen and reviewed when ready.



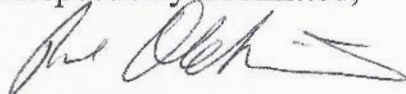
Mr. Carpentier informed Commissioner Van Dusen that Town Clerk Wayne Wink informed him that she would need to sign another oath card and that she would have to be sworn in at a separate time and that there may be a photographer present.

Commissioner Van Dusen asked why he had waited until the end of the meeting to announce that, that she did not want her swearing in to be a photo-op and that she had been sworn in already and submitted a signed Oath Card. She also asked if her signatures and votes as a Commissioner were legitimate. Mr. Carpentier assured her that she was a Commissioner once the Town Board approved her appointment at the March 18, 2021 TNH Board Meeting.

Commissioner Oleksiw announced that the next meeting of the Port Washington Garbage District will be the regularly scheduled meeting to be held on Thursday April 8, 2021.

There being no further business, Commissioner Oleksiw made a motion to adjourn the meeting at 1:30pm. The motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Paul Oleksiw", with a stylized flourish at the end.

Paul Oleksiw  
Chairman

Minutes of the Regular Meeting of the Port Washington Garbage District  
Held On Thursday April 8, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Pat Van Dusen  
Robert Carpentier: Attorney

The meeting was called to order at 12:00pm and began with the Pledge of Allegiance.

The Town of North Hempstead Town Clerk Wayne Wink provided an Oath Card for Commissioner Van Dusen to sign and have notarized by attorney Robert Carpentier. Mr. Carpentier will deliver the card to the Town of North Hempstead Town Hall when the meeting has ended.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on March 25, 2021. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

The Commissioners discussed a Public Comment Policy drafted by Commissioner Oleksiw. The policy provides instructions and explanations to guests who wish to speak at the District's regularly scheduled meetings. Prior to presenting the policy to the Board for vote, it was sent to Kristen O'Neil of the New York State Committee On Open Government for her review and approval. Commissioner Oleksiw made a motion to adopt the policy and make it active. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

There was discussion about bulk garbage collection and all agreed that, on the District's website, residents will be instructed to call Dejana Industries and inform them of all items of bulk garbage placed curbside for collection.

The Commissioners discussed a letter dated April 1, 2021 sent from Holly Byrne, Executive Director of the Greater Port Washington Business Improvement District (BID). The letter was a result of a request from Town of North Hempstead Councilwoman Mariann Dalimonte and the BID

regarding the BID's intention to purchase additional public trash receptacles and place them in various locations along Main Street. The Commissioners agreed to send a letter to Dejana Industries on behalf of the Councilwoman and Ms. Byrne asking if the carter would be willing to accommodate the pick-up of 9 new trash receptacles in addition to the receptacles already in place.

The Commissioners discussed the meeting time. Commissioner Scaglione made a motion to change the meeting time to 10:00am. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

The time change will be announced on the District's website.

Phone calls and emails made to the District were discussed.

Various bills and invoices were reviewed and paid.

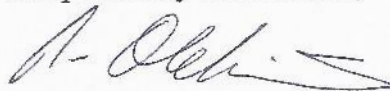
Commissioner Van Dusen initialed her signature on all claim forms she signed at the last regularly scheduled meeting.

The Commissioners discussed sending a letter to Councilwoman Dalimonte requesting who the contact person will be for litter complaints from residents.

Commissioner Oleksiw announced that the next meeting of the Port Washington Garbage District will be the regularly scheduled meeting to be held on Thursday April 29, 2021 at 10:00am.

There being no further business, Commissioner Oleksiw made a motion to adjourn the meeting at 12:50pm. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Respectfully Submitted,



Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday April 29, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Robert Carpentier: Attorney

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on April 8, 2021. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

Old Business:

1. There was discussion regarding the status of the RFP for District Council.
2. The Commissioners discussed the up-coming PWGD contract bid. Attorney Robert Carpentier is to develop, in legal wording, an added requirement for the bid specs that would enable Commissioners to report the carter's employee's poor performance / sloppy work. The drafted requirement is to be presented to the commissioners for review and approval at the next regularly scheduled meeting.
3. Commissioner Oleksiw stated that during the week of April 18<sup>th</sup>, he was contacted by Holly Byrne, Executive Director of the Greater Port Washington Business Improvement District (BID). She asked what the status was of Dejana Industries' response to the BID's and Councilwoman Mariann Dalimonte's request to have nine additional trash receptacles, that the BID intends to purchase, picked-up. Commissioner Oleksiw reminded her that she was cc'd on an email sent to Dejana Industries by the PWGD on behalf of the BID and the Councilwoman. Commissioner Oleksiw informed Ms. Byrne that there was no response and that he would reach-out to Robert Velocci of Dejana Industries. Commissioner Oleksiw made the call on Friday

4-23-21 and Mr. Velocci stated that he would be responding directly to the BID and Councilwoman Dalimonte by email.

New Business:

1. A request from the Independent Auditor Robert Johnson for the 2020 legal Confirmation letter was presented to attorney Robert Carpentier.
2. The Commissioners reviewed and approved the 2020 Representation Letter from the District's Independent Auditor Robert Johnson.
3. The Commissioners discussed changes to the Regulations Promulgated by the Port Washington Garbage District.

Public Comment: None

Next Meeting:

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday May 13, 2021 at 10:00am.

There being no further business, Commissioner Scaglione made a motion to adjourn the meeting at 10:50am. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

Respectfully Submitted,



Paul Oleksiw  
Chairman

Minutes of the Regular Meeting of the Port Washington Garbage District  
Held On Thursday May 13, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Robert Carpentier: Attorney

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on April 29, 2021. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

Old Business:

1. There was discussion regarding the status of the RFP for District Counsel.
2. The Commissioners discussed the up-coming PWGD contract bid.
3. The Commissioners discussed the email sent to Holly Byrne, Executive Director of the Greater Port Washington Business Improvement District (BID), regarding response from Dejana Industries about the emptying of additional trash receptacles the BID intends to purchase and place at various locations along Main Street. Her response ("Thank you for your response. As stated, I will wait to hear directly from Mr. Velocci") was also acknowledged.
4. Attorney Robert Carpentier announced to the Commissioners that he had sent his Consultation / Representation Letter to the District's Independent Auditor Robert Johnson, as requested.

New Business:

1. The Commissioners reviewed the District's 2020 Audited Financials and made note that the District's Independent Auditor Robert Johnson informed the Town of North Hempstead that there would be no Management Letter sent to the District or the TNH.

2. The Commissioners discussed the District's Independent Auditor Robert Johnson's compliments of the District's Accountant Phyllis Marangelli's performance during the past year.
3. There was discussion about the legal wording for an added requirement to the Carting Contract Bid Specs enabling the Commissioners to be able to report the carter's employee's performance / sloppy work. Attorney Robert Carpentier, who is responsible for its development, informed the Commissioners that it is still a work-in-progress.
4. Commissioner Van Dusen and Commissioner Oleksiw will work together on the Legal Notice announcing a request for proposals for the collection of garbage and refuse for the years 2022, 2023 & 2024.
5. The Commissioners reviewed a draft letter to Baxter Estates and Port Washington North written by Commissioner Van Dusen.
6. Updates to the Regulations Promulgated by the Port Washington Garbage District are still a work-in-progress.
7. After listening to a voicemail, Attorney Robert Carpentier received from TNH Councilwoman Mariann Dalimonte, the Commissioners directed Mr. Carpentier to write a response to her request for Commissioner's input to her proposal to amend the Town Code requiring the use of containers for commercial curbside garbage collection, as well as for her request for a copy of the current Carting Contract.

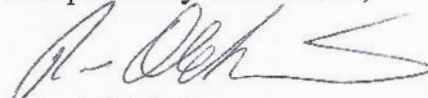
Public Comment: None

Next Meeting:

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday May 27, 2021 at 10:00am.

There being no further business, Commissioner Scaglione made a motion to adjourn the meeting at 10:50am. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

Respectfully Submitted,



Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday May 27, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Robert Carpentier: Attorney  
Maggie Black: Resident

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on May 13, 2021. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

The Commissioners discussed the status of the RFP for District Counsel. Commissioner Oleksiw announced that to date, only one proposal had been received.

The Commissioners discussed the up-and-coming PWGD contract bid. Attorney Robert Carpentier presented the Commissioners with a draft of a legally worded requirement that would be considered to be added to the PWGD Contract bid specs. The proposed requirement would allow the Commissioners to be able to report the carter's employee's poor performance / sloppy work.

Discussion regarding the Legal Notice requesting proposals for the collection and disposal of garbage and refuse from the Port Washington Garbage District for the years 2022, 2023 and 2024 was tabled until the RFP for District Counsel is approved by the Commissioners.

Document review of the Regulations Promulgated by the Port Washington Garbage District is still a work in progress.



There was discussion regarding emails the District received from and emails the District sent to TNH Councilwoman Mariann Dalimonte. All agreed that the Councilwoman will be contacted to arrange a meeting with her regarding her request for Commissioner's input to her proposal to amend TNH Code, Chapter 46 "Sanitation". The Chapter would be amended to ban Commercial establishments from using plastic garbage bags and require the use of plastic containers for curbside garbage collection.

The Commissioners discussed an email the District was cc'd on between Councilwoman Dalimonte, GPWBID Executive Director Holly Byrne and BID Board of Director Annette Oestreich.

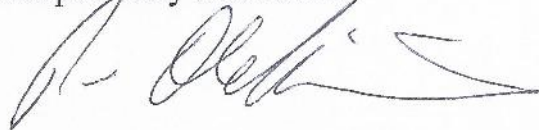
Emails the District received from Joseph Radano, who addressed the Commissioners as representing Mill Pond Acres and who is requesting tax abatements for the residents of Mill Pond Acres, were reviewed. The Commissioners approved the wording to a reply that will be emailed to Mr. Radano by Commissioner Oleksiw. The District's insurance company is to be notified of the request as well.

Public Comment: None

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday June 10, 2021 at 10:00am.

There being no further business, Commissioner Oleksiw made a motion to adjourn the meeting at 11:02am. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "P. Oleksiw", with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held on Thursday June 10, 2021

Present: Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Robert Carpentier: Attorney

Excused: Commissioner William Scaglione

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on May 27, 2021. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

Various bills and invoices were reviewed.

Phone calls and emails made to the District:

1. Commissioner Oleksiw announced that he received a phone call from Robert Velocci of Dejana Industries. Mr. Velocci said he was contacted by Holly Byrne of the Greater Port Washington Business Improvement District (BID). She was inquiring as to the status of Dejana Industries response to the BID's request to have additional municipal trash receptacles, they intend to purchase and have placed along Main Street, picked-up. Ms. Byrne also requested that Mr. Velocci email the decision to the BID. Mr. Velocci told Commissioner Oleksiw that he informed Ms. Byrne that what was being asked of Dejana Industries was outside the scope of the contract and that he would provide an emailed response.

2. With regards to Councilwoman Mariann Dalimonte's emailed request for input from the Port Washington Garbage District Commissioners about her proposal to change current TNH Law in order to ban the use of plastic garbage bags for curbside garbage collection and requiring only plastic garbage cans be used in Port Washington's Business District along Main Street, the Commissioners requested that she attend, in-person, a public, regularly scheduled District meeting. The Councilwoman informed the District that her schedule does not allow for her attendance and in turn requested a Zoom meeting. The Commissioners could not commit to the dates she requested for a Zoom meeting because of scheduling conflicts

among the three Commissioners. Commissioner Van Dusen feels it is extremely important for her to speak to the Councilwoman about the past history of curbside garbage collection along Main Street and is willing to speak her one-on-one, as a resident and past Garbage Commissioner. There has been no further progress with having the Councilwoman attend a regularly scheduled District meeting.

#### Old Business:

1. Commissioner Oleksiw opened the discussion about the RFP for District Counsel. He announced that there were four respondents:

BeeReadyFishbeinHatter & Donovan, LLP, Mulholland & Knapp, LLP, Robert A. Carpentier, PC and RuskinMoscouFaltischek P.C. and that all were qualified candidates as they have a history of and are currently practicing municipal law. The District's current attorney Robert A. Carpentier declined to offer an RFP representing his practice but would serve as Special Counsel with Mulholland & Knapp, LLP if chosen.

Commissioner Oleksiw went on to explain that the three RFP's had three different financial requirements priced at "high, medium and low" figures. He also said he felt his decision will be based on which law firm is the financially responsible and the beneficial choice for the District.

Commissioner Van Dusen agreed with Commissioner Oleksiw's statements and wished Mr. Carpentier good luck with his new firm and new business venture. Commissioner Oleksiw made a motion to award the RFP for PWGD Counsel to RuskinMoscouFaltischek, P.C. and for the agreement to commence on July 1, 2021. Commissioner Van Dusen seconded the motion and the motion was approved unanimously. Mr. Carpentier agreed that the choice was responsible and that E. Christopher Murray (who will be representing the awarded firm) would provide good legal services.

2. Commissioner Van Dusen explained that the amendment Mr. Carpentier developed would not be included in the current contract bid / instructions and that the section being discussed would stay unchanged.

3. Commissioner Oleksiw made a motion to approve the wording for the Legal Notice – Notice to Bidders Port Washington Garbage District – request for proposals for the collection and disposal of garbage and refuse from the Port Washington Garbage District for the years 2022, 2023 and 2024. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

4. The Commissioners agreed to the wording of a Letter of Intent to be sent to the Villages of Baxter Estates and Port Washington North regarding their commitment to services provided by the PWGD for the next three years.

5. Review of the Regulations Promulgated by the Port Washington Garbage District is still a work in progress.

New Business:

Public Comment: None

Next Meeting:

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday June 24, 2021 at 10:00am.

There being no further business, Commissioner Van Dusen made a motion to adjourn the meeting at 10:42am. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'P. Oleksiw', with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday June 24, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Robert Carpentier: Attorney

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on June 10, 2021. Commissioner Oleksiw seconded the motion and the motion was approved with Commissioner Scaglione abstaining as he was not in attendance.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

Commissioner Oleksiw will submit to the Town of North Hempstead Clerks Office, the June 10, 2021 Resolution Appointing General Counsel in which it states that the Commissioners of the District, subject to approval of the Town of North Hempstead, does hereby appoint Ruskin Moscou Faltischek P.C. as the District's General Counsel as of July 1, 2021 on the terms and conditions contained in the annexed letter dated April 5, 2021. He will also request that this be placed on the Town of North Hempstead's July 8, 2021 meeting agenda for approval.

The Commissioners discussed the up-coming PWGD Contract Bid opening.

The responses to the District's request for Letters of Intent from the Villages of Baxter Estates and Port Washington North were discussed.

Review of the Regulations Promulgated by the Port Washington Garbage District is still a work-in-progress.

Commissioner Oleksiw signed the Affidavit of Posting for the Legal Notice to bidders Port Washington Garbage District – request for the collection and disposal of garbage and refuse from the Port Washington Garbage District for the years 2022, 2023 and 2024. Attorney Robert Carpentier witnessed and notarized the affidavit's signing.

Commissioner Oleksiw Announced that the District had received two checks from the Town of North Hempstead. The first check, in the amount of \$85,649.65, was for January – March 2021 Pilot Distributions. The second check, in the amount of \$1778.63, was for 1<sup>st</sup> half 2021 Lipa Pilot. Both checks have been deposited in the District's checking account.

Public Comment: None

Next Meeting:

Commissioner Scaglione announced that since the July 8, 2021 meeting will be canceled, the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday July 29, 2021 at 10:00am at 5 Pulaski Place Port Washington, NY 11050

The Commissioners thanked Mr. Carpentier for his service to the District and wished him success in his new endeavor.

There being no further business, Commissioner Oleksiw made a motion to adjourn the meeting at 11:10am. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'P. Oleksiw', with a stylized flourish at the end.

Paul Oleksiw  
Chairman

Minutes of the Port Washington Garbage District  
Special Contract Bid Opening Meeting Held On Wednesday July 21, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Robert Velocci: Dejana Industries LLC.  
Dan Allen: DF Allen & Co. Inc.

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Dan Allen informed the Commissioners that he was only present as a witness and that he was not submitting a bid.

Dejana Industries was the only bidder present. Their proposal was opened and reviewed by the Commissioners. The results of Dejana Industries bid were:

Year 2022	\$2,301,000.00
Year 2023	\$2,324,000.00
Year 2024	\$2,347,020.00

At 10:05am, Commissioner Scaglione announced that the Commissioners reserved the right to make a decision and that the decision would be announced on the District's website. He then made a motion to adjourn. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Respectfully Submitted,



Paul Oleksiw  
Chairman

Minutes of the Regular Meeting of the Port Washington Garbage District  
Held On Thursday July 29, 2021

Present: Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Gail Monaco: H.O.A. President – 125 Main St. “The Pierre”  
Marie Brady: Resident – 125 Main St. - Pierre Apartment / Co-op  
Xhevat (Jack) Kastrati – Building Super – 125 Main Street  
John Wolf Jr. – Alexander Wolf & Company, Inc. - Management  
Company representing 125 Main St.

Excused: Commissioner William Scaglione

The Meeting was called to order at 10:00am and began with the Pledge of Allegiance.

As a courtesy, the Commissioners informed the four guests representing 125 Main Street that the Public Comment portion of the meeting would be brought to first order of business. Commissioner Oleksiw also announced that the District’s Public Comment Policy is for a total of 30 minutes and limits each person speaking to 3 minutes. The guests were further informed that the meeting’s Public Comment Period would be in the form of a discussion with all participants and would conclude at the discretion of the Commissioners.

Highlights of the Public Comment Period:

1. Mr. Wolf claims that garbage collection got “out-of-hand” by not being collected with garbage accumulating in storage areas / room approximately one month after Mr. Kastrati returned from being out of town. Mr. Wolf claims to have spoken to three supervisors at Dejana Industries (of which he did not know their names) and the last supervisor told him that Dejana Industries was willing to resume collecting the garbage as had been being done just as long as access to the garbage was clear but that by order of the Commissioners of the Port Washington Garbage District, Dejana was not authorized to have the truck (providing collection services) drive on the driveway of the apartment Complex. Mr. Wolf and Mr. Kastrati claim that there has



been no collection service since they cleaned out the garbage room as Dejana instructed them to do.

The Commissioners confirmed the order and explained that only “curbside collection” is provided to the residents within the District and that the carter isn’t contracted or allowed to drive on private property to provide a boutique service.

2. Mr. Kastrati claimed that as of September 2002, collection services for 125 Main Street had been taking place by having the truck back down the driveway to collect compacted bails of garbage and that collection services were taking place on Tuesdays, Thursdays and Saturdays although collection times had become inconsistent and that sometimes the garbage collection crew would skip a day. He also claimed that the Town had required the structure / fenced area used to store the garbage be improved / repaired.

3. Mr. Kastrati admitted to paying money to the work crew as a “show of appreciation” but only a few times a year. That recently, the work crew confronted him and complained that they did not get a Christmas bonus from him yet. Mr. Kastrati and Mr. Wolf blamed the inconsistent time of garbage collection being the cause of the crew not receiving the gift. Ms. Monaco commented that the crew can be heard as early as 4:30 AM collecting the garbage.

The Commissioners informed all present that the crews are not to take money for services and that the claim being made would be investigated. Commissioner Van Dusen asked Mr. Kastrati what he thought may have happened while he was out-of-town upon which Mr. Kastrati claimed that he didn’t know.

4. Mr. Wolf claims that as a result of the collection time problem, the Alexander Wolf & Company, Inc. mailed a Christmas check to Dejana Industries for the crew. He wasn’t sure if the crew received the gift but claimed the check had been cashed.

5. Ms. Monaco asked what the options were if the garbage truck was not allowed to back down the driveway.

The Commissioners informed her that garbage cans (not to exceed 33 gallons in size) and/or garbage bags, either of which cannot weigh more than 50lbs., could be placed curbside or that the H.O.A. could contract with any carter and pay to have dumpster service provided.

Ms. Monaco asked if the complex could receive a credit for the \$5600.00 paid to the District each year. The Commissioners told her no and that garbage collection services were being provided.

6. All the guests were concerned that Baxter Estates would be upset by having 30 bags of garbage placed curbside each collection day.
7. Ms. Monaco commented that she felt that outside people were dumping their garbage on the property and causing the mess Dejana complained about.  
The Commissioners asked if security/surveillance cameras showed this. Mr. Kastrati said there was no cameras and that he was about to speak to his “partners” about having them installed.
8. Upon ending the Public Comment Period, Mr. Wolf concluded with a statement, “Management claims this is a “we” problem...the PWGD’s and the Pierre Apartments. Management wants a grandfathered clause and consideration made to resolve this situation since this has been taking place for 20 years. The Pierre is willing to provide insurance waivers like they have done for other outside contractors.
9. The Commissioners informed Mr. Wolf that they would discuss the situation and inform them of their decision. All present representing 125 Main Street requested that all correspondence go only to Mr. Wolf and that he would reach-out to everyone else involved.
10. The guests representing 125 Main Street exited the meeting at 10:50am. Shortly after, Mr. Wolf returned to retrieve his briefcase he had left in the meeting room. He asked that since there were at least 10 to 20 garbage bags on the property, what should he expect for collection?  
The Commissioners informed him that at the conclusion of the District meeting, they would contact Dejana Industries for a confirmation of the time and the days that curbside collection is provided for the Pierre Apartments and that Mr. Wolf would be notified by email.

Commissioner Oleksiw made a motion to approve the minutes from the previous Regularly Scheduled Meeting held on June 24, 2021 and the Special Contract Bid Opening Meeting held on July 21, 2021. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Phone calls and emails made to the District were discussed.

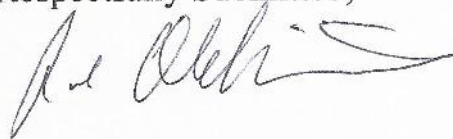
The Commissioners reviewed and discussed the only proposal received at the July 21, 2021 Contract Bid Opening meeting which was from Dejana Industries.

The Commissioners discussed the response from the Village of Baxter estates regarding the District's request for a Letter of Intent indicating the Village's commitment to services provided by the PWGD for the next three years.

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday August 12, 2021 at 10:00am.

There being no further business, Commissioner Van Dusen made a motion to adjourn the meeting at 11:08am. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Paul Oleksiw", with a stylized flourish at the end.

Paul Oleksiw  
Chairman

Minutes of the Regular Meeting of the Port Washington Garbage District  
Held On Thursday August 12, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Bill Haagenson: Resident Baxter Estates  
Nora Haagenson: Mayor Baxter Estates  
Jack Kastrati: Building Super Pierre Apartments  
Fran Szaluta: Resident Pierre Apartments  
Gail Monaco: HOA President Pierre Apartments  
Richard Marra: Resident Pierre Apartments  
Robert Velocci: Dejana Industries

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

As a courtesy to the meeting's guests, the Commissioners moved the Public Comment period to first order of business.

Highlights of the Public Comment Period:

Richard Marra informed the Commissioners that he moved into the Pierre Apartments eight years ago and is in view of the driveway. He said the garbage trucks have always backed down the driveway to the garbage enclosure area which is approximately twenty feet from the curb. He acknowledged the fact this practice probably began twenty years ago. He feels the District should bend their rules and allow this to continue.

Fran Szaluta reinforced how garbage collection has been taking place. She has lived in the Pierre Apartments for 21 years and wants garbage collection to continue as has been.

Gail Monaco informed the Commissioners that she has lived at the Pierre Apartments since 2009. She is willing to have a Hold Harmless Letter drafted to allow garbage collection to continue as has been and wants the District to have a grandfathered clause put into effect to do this.

The Commissioners presented a picture of the garbage enclosure area to the Pierre residents. The picture shows unkempt conditions, office furniture, bulk items and what appears to be construction debris. Ms. Monaco spoke of the intent to survey the garbage area to prevent unauthorized dumping of different types of garbage / waste.

The building super, Jack Kastrati, claimed that the picture was taken during time he was away and his son was filling in. That, during that time, Dejana began taking one bag at a time. He blamed the mess on the crew of the garbage truck.

After being questioned about the use of a garbage compactor at the apartments and how much each bag of compacted garbage bag weighs, Mr. Kastrati claimed the bags only weigh forty to fifty pounds and that his wife is able to handle a bag. The Commissioners informed Mr. Kastrati that Dejana Industries informed them that the bags of compacted garbage bags weigh up to two hundred and fifty pounds. Mr. Kastrati defended the weight of the bags but also said if they were too heavy he would lighten them up.

Commissioner Scaglione reiterated the liability the District could be exposed to if the crew picks-up anything heavier than fifty pounds. He suggested, as was suggested at an earlier meeting, that the Pierre should consider contracting with a carter for dumpster service if they do not wish to place garbage bags and cans curbside.

Mr. Marra wanted assurance that there would be curbside collection of recycling which, he said, the Pierre takes pride in doing.

After Mr. Kastrati said he was putting-out garbage more than twice per week. Robert Velocci, of Dejana Industries, informed him that curbside garbage collection for the Pierre is five days per week (Tuesday through Saturday). That if there is garbage out, they will pick it up and that recycling will be picked-up on Fridays. Mr. Velocci asked that the recycling be placed in a separate, curbside area then the regular garbage to avoid any confusion.

Mr. Marra asked the Commissioners when this issue was brought to their attention and who the "whistle-blower" was. Mr. Marra was told that Mr. Kastrati was the person who brought this to the District's attention and that Mr. Kastrati had confronted Commissioner Scaglione at his place of business about this issue. The Commissioners immediately began

questioning and investigating and found Mr. Kastrati's claims to be true. The Commissioners contacted Mr. Velocci and ordered Dejana Industries to discontinue backing down the driveway for collection and to only collect garbage that is placed curbside.

The Commissioners questioned weather the Offering Plan for the Pierre Apartments detailed garbage collection and reiterated that the Garbage District cannot be exposed to any liability by having the contractor go onto private property for garbage collection.

Mr. Kastrati insisted that a Hold Harmless letter allowing the garbage truck to back down the driveway is a simple solution. He also said he would make the bales of compacted garbage lighter. Mr. Velocci informed Mr. Kastrati that the bales of garbage have to lifted by the crew forty four inches into the hopper of the truck and that the weight of the current bags is too heavy.

After Mr. Kastrati spoke about being told by the village to improve the conditions / appearance of the garbage enclosure in the driveway by the Village of Baxter Estates, Commissioner Scaglione informed him that the Village Clerk Chrissy Kiernan admitted to requesting the improvements of the area years ago and that the Garbage District was never informed.

Ms. Monaco's concerns are that if the weight of the bags are lightened-up, there will be more bags placed curbside and that will be unsightly. She is also concerned about raccoons getting into garbage and making a mess.

Mr. Kastrati feels that garbage bags and cans being placed curbside will be unsightly and that views of Main Street traffic will be blocked. He also feels they create safety concerns.

Commissioner Scaglione suggested that Mr. Kastrati could have adjusted work hours and that he can come in earlier to place garbage curbside prior to 6:00am.

There was group discussion regarding times for garbage collection and enforcement of the times as well as frequency of collection. Mayor Nora Haagenon spoke about ordnance the Village passed for requirements of time garbage is placed curbside through-out the Village. Mayor Haagenon also feels there is a lot of garbage bags on Main Street and that she understands what is taking place.

Ms. Monaco asked Mayor Haagenson what the next step is to plead their case, that she does not want bags to be placed curbside, and that John Wolf, of the building's management company, told her a contract with an independent carter would cost approximately fifty dollars-per-unit, per month. That she understands the District's precedent but does not think the service should be taken away and that she is representing and fighting for 67 households.

Commissioner Scaglione explained to the Pierre residents that the District pays approximately one million dollars to the Town of North Hempstead for tipping fees and that the garbage the Pierre is generating becomes a breakeven after paying the tipping fees. That, in reality, the carter does not make any money on that account.

Ms. Monaco was asked to email any of the Board's decisions, regarding garbage collection, to the District.

The Pierre Apartment residents thanked the Commissioners for their time and left the meeting at 11:15am.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on July 29, 2021. Commissioner Oleksiw seconded the motion and the motion was approved with Commissioner Scaglione abstaining as he was not in attendance at that meeting.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

The meeting went into recess at 11:45am.

The meeting resumed at 1:00pm. Present at the meeting in addition to the Commissioners was John Mangano and Robert Velocci of Dejana Industries.

As a normal course of doing business, the group entered into a Pre-Award meeting.

After the Pre-Award meeting concluded, Commissioner Scaglione made a motion to accept the contract bid presented to the District by Dejana Industries. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday August 26, 2021 at 10:00am.

There being no further business, Commissioner Van Dusen made a motion to adjourn the meeting at 2:00pm. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Paul Oleksiw', with a stylized flourish at the end.

Paul Oleksiw  
Chairman



Minutes of the Regular Meeting of the Port Washington Garbage District  
Held On Thursday August 26, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Scaglione made a motion to approve the minutes from the previous regularly scheduled meeting held on August 12, 2021. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

The Commissioners discussed 125 Main Street garbage collection. There has been no correspondence with, or complaints from, representatives from the Pierre Apartments since the August 12, 2021 District meeting.

The Commissioners discussed the most recent contract bid. Chris Reyes and an associate, employed by Meadow Carting, contacted the Commissioners and apologized for not submitting a bid.

Property owned by the District located on Neulist Ave. was discussed. In response to a request from the District's insurance provider, an RFP will be developed for a surveyor. The District's attorney Chris Murray is to be contacted for proper procedures.

At 10:25am, the Commissioners entered into the Budget Workshop for the tentative 2022 Budget.

The District's Public Budget Hearing was set for Thursday September 9, 2021 at 8:00am.

Commissioner Oleksiw announced that the next meeting of the PWGD will be the Public Budget Hearing prior to the regularly scheduled meeting to be held on Thursday September 9, 2021 at 8:00am.

There being no further business, Commissioner Scaglione made a motion to adjourn the meeting at 10:55am. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'P. Oleksiw', with a large, sweeping flourish at the end.

Paul Oleksiw  
Chairman

Minutes of the Annual Public Budget Hearing and the  
Regular Meeting of the Port Washington Garbage District  
Held on Thursday September 9, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Hilary Grossman – Chief Deputy Comptroller Town of North  
Hempstead

The District's Public Budget Hearing was called to order at 8:00am and began with the Pledge of Allegiance.

Ms. Grossman thanked the Commissioners for being the first Special District to have submitted the 2022 Tentative Budget to her office.

All in attendance reviewed the 2022 Tentative Budget that was submitted to the Town of North Hempstead.

Ms. Grossman acknowledged the reduction in Garbage Taxes in the 2022 Tentative Budget.

Ms. Grossman informed the Commissioners that the Town of North Hempstead's Public Budget Hearing will take place on October 21, 2021, at 7:00pm at Town Hall.

There being no further business, Ms. Grossman exited the Hearing.

At 8:30am, Commissioner Scaglione made a motion to adjourn the Public Budget Hearing and begin the Regularly Scheduled meeting. Commissioner Oleksiw seconded the motion, and the motion was approved unanimously.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on August 26, 2021. Commissioner Scaglione seconded the motion, and the motion was approved unanimously.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

Commissioner Oleksiw announced that there has been no correspondence with, or complaints from, representatives from the Pierre Apartments since the August 12, 2021 District meeting.

The Commissioners discussed the status of the review of the Rules and Regulations Promulgated by the Port Washington Garbage District. All agreed to table any future discussions until further notice.

Public Comment: None

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday September 30, 2021 at 10:00am.

There being no further business, Commissioner Van Dusen made a motion to adjourn the meeting at 9:15am. Commissioner Oleksiw seconded the motion, and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'P. Oleksiw', with a stylized flourish at the end.

Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday September 30, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous Regularly Scheduled meeting and Public Budget Hearing held on September 9, 2021. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

Commissioner Oleksiw announced that the District received a check in the amount of \$1, 170, 409.52 from the Town of North Hempstead for the 2021 second half tax distribution. The check was deposited on September 9, 2021.

The Commissioners discussed the requested Letter of Response received from the Village of Port Washington North.

Garbage collection at 125 Main Street was discussed.

The Commissioners spoke with the District's counsel E. Christopher Murray regarding RFP requirements for hiring a surveyor of the property on Neulist Avenue owned by the District. Commissioner Scaglione is to follow-up with the requests.

A Procurement Policy for the District drafted by Mr. Murray was reviewed by the Commissioners. The policy's approval was tabled until the next Regularly Scheduled meeting in order to allow more thorough, independent review by the Commissioners.

Necessary upgrades to the Districts email account were discussed.

Commissioner Oleksiw made a motion to adopt a Resolution requiring that candidates for Garbage Commission file their names with the Port Washington Garbage District and that nominations be submitted in petition form. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

After the Commissioners agreed to the wording and dates, Commissioner Scaglione made a motion to approve the Legal Notice to be posted on October 6, 2021 for the up-and-coming District Election. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Commissioner Van Dusen is to contact Robert and Elizabeth Steinman and ask if they are able to serve as Ballot Clerks for the up-and-coming District Election.

Public Comment: None

Commissioner Van Dusen announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday October 14, 2021 at 10:00am.

There being no further business, Commissioner Oleksiw made a motion to adjourn the meeting at 11:15am. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'P. Oleksiw', with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday October 14, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Stephen Scott: Resident

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on September 30, 2021. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

The Commissioners discussed preparations for the up-and-coming Special District Elections.

Commissioner Oleksiw posted the Legal Notice announcing the election as per New York State Town Law Chapter 62, Article 13, Section 212.

Commissioners Van Dusen and Oleksiw will be attending the Town of North Hempstead's Public Budget Hearing that is being held virtually on Thursday October 21, 2021 at 7:00pm on Zoom.

There was no new business.

Public Comment: None

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday October 28, 2021 at 10:00am.

There being no further business, Commissioner Van Dusen made a motion to adjourn the meeting at 11:15am. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "P. Oleksiw", with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman



Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday October 28, 2021

Present: Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Stephen Scott: Resident

Excused: Commissioner William Scaglione

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on October 14, 2021. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

Phone calls and emails made to the District were discussed.

The Commissioners discussed preparations for the up-and-coming Special District Elections.

The Commissioners discussed the District's Procurement Policy drafted by the District's Counsel Chris Murray.

There was no new business.

Public Comment: None

Commissioner Oleksiw announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday November 11, 2021 at 10:00am.

There being no further business, Commissioner Van Dusen made a motion to adjourn the meeting at 11:00am. Commissioner Oleksiw seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "P. Oleksiw", with a stylized flourish at the end.

Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday November 11, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Stephen Scott: Resident  
Teodora Choolfaian: Resident

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on October 28, 2021.

Commissioner Oleksiw seconded the motion and the motion was approved with Commissioner Scaglione abstaining from voting as he was excused from that meeting.

Phone calls and emails made to the District were discussed.

The email thread between the District, the Executive Director of the Greater Port Washington Business Improvement District (BID) Holly Byrne and a resident regarding the BID's public trash receptacle located on Irma Avenue near Main Street was reviewed. Commissioner Oleksiw commented that some social media posts regarding the receptacle (which was unable to be serviced due to it missing a liner and was overflowing with garbage) and litter on Main Street inaccurately blamed the District. He reiterated that the District was informed by Dejana Industries of the situation on October 22, 2021. As the receptacle is property of and the responsibility of the BID, the District informed the BID that same morning and requested they address the situation. Included in the request was a note that the receptacle appeared to be being used unlawfully. On October 28, 2021, a BID Board of Director arranged to have the receptacle removed and area cleaned by an employee of their personal business. The unusable receptacle was then transported to that Directors place of business. The BID's seven day delay in removing the receptacle resulted in further deteriorated conditions and complaints sent to the District.

Commissioner Oleksiw stated his intention to file a FOIL with the Town of North Hempstead (TNH) as a follow-up to FOILs filed in May regarding code enforcement of litter laws, street sweeping schedules and funds the TNH receives from tickets written by their Code Enforcement Officers.

The Commissioners discussed preparations for the up-and-coming Special District Elections.

The Commissioners acknowledged the District had received resident Stephen Scott's petitions. Mr. Scott announced his intention to run for Commissioner in the up-and-coming election.

At 10:09am, resident Teodora Choolfaian entered the meeting. Ms. Choolfaian introduced herself, announced that she was in attendance to learn about the District and that she was considering running for commissioner in the up-and-coming election. The Commissioners announced that the District had received her envelope with her petitions.

At this time, the Commissioners opened the Public Comment period which allowed for open conversation with Ms. Choolfian and Mr. Scott.

During the Public Comment period:

The Commissioners explained that the District collects and arranges for the disposal of garbage and recycling and is obligated to keep taxes as low as possible.

Litter problems on Main Street (that were brought up by Ms. Choolfaian) were discussed. It was explained to Ms. Choolfaian that the District is not responsible for street and sidewalk cleanliness or enforcing TNH Litter Laws. That store front owners and property owners are obligated to follow the Town Code and keep their areas free of litter, that the TNH has a Code Enforcement Department which has officers that should be inspecting the areas for violations of the TNH litter laws and that the TNH also has the ability to run it's street sweepers as often as needed.

The BID owned receptacle located on Irma Ave was discussed again. It was noted that pictures of the receptacle showed garbage bags stuffed inside and that this does and can happen to other receptacles ultimately resulting in litter and that TNH Code Enforcement should be addressing these situations by opening the bags and finding out who is violating the TNH Litter Laws. That the receptacle actually belonged on Main Street and had been moved to Irma Avenue when sidewalk construction was taking place. Due to it's location on Irma Avenue, the receptacle was only serviced three times-per-week instead of six times-per-week if it had been moved back to Main Street.

Structure of the District's budget was discussed as well as the obligations the District has to keep any increases in the annual budget under a state mandated tax cap.

The Commissioners discussed with Ms. Choolfaian and Mr. Scott compensation received by the District Commissioners as well as the facts that there are no retirement benefits or medical benefits and that the District has no hired employees. The Garbage District is considered a "true Commissioner run District".

Ms. Choolfaian informed the Commissioners that she would inform them by email as to her intentions to run for District Commissioner in the 2021 elections by the end of the day.

Commissioner Scaglione announced that the next meeting of the PWGD will be the regularly scheduled meeting to be held on Thursday November 24, 2021 at 10:00am.

There being no further business, Commissioner Scaglione made a motion to adjourn the meeting at 11:20am. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Paul Oleksiw", with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman

Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Wednesday November 24, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Stephen Scott: Resident  
Teodora Choolfaian: Resident

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on November 11, 2021. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Various bills and invoices were reviewed and paid.

Phone calls and emails made to the District were discussed.

The Commissioners discussed preparations for the up-and-coming Special District Elections along with the need for Ballot Clerks.

At this time Public Forum was opened. All attending the meeting discussed the Districts purpose (which is to provide curbside collection and disposal of garbage and recycling at the cheapest possible price).

There was also discussion to clarify who and which entity is in charge of controlling litter in Port Washington's Business District. Ultimately it falls on enforcement of the TNH Litter and Dumping Laws, keeping streets and gutters cleaned along with supplimented services provided by Port Washington's BID.

Commissioner Oleksiw read from the Port Washington Business Improvement District Plan where it states under Implementation – “It is anticipated that the District Management Association (BID) will commence sanitation” and under General Provisions that “all services shall be in

addition to or an enhancement of (and not a substitution for) required and customary municipal services provided by the Town of North Hempstead on a town-wide basis". Reading further into the BID Plan under Purpose and Scope of the BID it states that the BID would provide "Sanitation Enhancement" which is explained as "enhanced sanitation services, including sidewalk sweeping and street sweeping services". The BID is also to provide Maintenance Services which is explained as "maintenance of all aesthetic enhancements as described above, and any other special amenities funded by the BID that require periodic maintenance". All these services are paid for by TNH taxes or BID taxes.

Commissioner Oleksiw announced that the District had received a partial response to a FOIL that was filed with the Town of North Hempstead. He reminded all in attendance that the FOIL was filed as a result of false accusations blaming the District for litter problems on Main Street.

The FOIL in discussion requested how many times street sweeping took place on Main Street from April 1, 2021 to November 12, 2021 (the provided records indicated 12 times which averaged about once every 19 days). It also requested how many requests were received by the TNH for street sweeping services (the provided records indicated that no elected officials or members of the Board of Directors of the Greater Port Washington Business Improvement District requested street sweeping services during the period).

A third part of the FOIL (requesting how many parking tickets were issued during that period to vehicles illegally parked during alternate side of the street parking in turn preventing thorough and proper street sweeping) has yet to be responded to.

All involved in the discussion agreed that if store front owners / property owners cleaned their front sidewalks and tree beds, if Code Enforcement officers inspected Main Street for offenders of the TNH codes and issued them NOV's or tickets and if street sweeping services took place more often and on a regular schedule, there would be no litter problems.

The Commissioners discussed speaking with the head of TNH Code Enforcement Shaun Brown about when TNH removed all public trash receptacles from all of their parking lots resulting in little to no litter in the lots than when the receptacles were present. To date, the TNH has not replaced the removed receptacles.

Commissioner Oleksiw announced that the next meeting of the PWGD will be the Regularly Scheduled Meeting to be held on Thursday December 9, 2021 at 10:00am.

There being no further business, Commissioner Van Dusen made a motion to adjourn the meeting at 11:23am. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Paul Oleksiw", with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman



Minutes Of The Regular Meeting Of The Port Washington Garbage District  
Held On Thursday December 9, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw  
Commissioner Patricia Van Dusen  
Stephen Scott: Resident

The meeting was called to order at 10:00am and began with the Pledge of Allegiance.

Commissioner Van Dusen made a motion to approve the minutes from the previous regularly scheduled meeting held on November 27, 2021. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

Phone calls and emails made to the District were discussed.

The Commissioners discussed preparations for the up-and-coming Special District Elections:

- Finer Touch Printing is currently printing the ballots.
- The Ballot Clerk Resolution was reviewed.
- The Resolution Certifying the 2021 Port Washington Garbage Collection District election was reviewed.
- Dates for delivery and return of the voting machines were confirmed with All American Movers.

Commissioner Van Dusen made a motion to appoint Regina Hickson and Kevin Hickson to serve as Ballot Clerks for the 2021 Port Washington Garbage Collection District election. Commissioner Scaglione seconded the motion and the motion was approved unanimously.

The District received a check from the Town of North Hempstead in the amount of \$51,891.28 for July – September 2021 Pilot Distributions.

There was no new business.

Public Comment: None

Commissioner Oleksiw announced that the next meeting of the PWGD will be the Special Meeting to be held on Tuesday December 14, 2021 at 9:15pm.

There being no further business, Commissioner Scaglione made a motion to adjourn the meeting at 11:05am. Commissioner Van Dusen seconded the motion and the motion was approved unanimously.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "P. Oleksiw", with a long horizontal flourish extending to the right.

Paul Oleksiw  
Chairman

Minutes Of The Special Meeting Of The Port Washington Garbage District  
Held On Tuesday December 14, 2021

Present: Commissioner William Scaglione  
Commissioner Paul Oleksiw

Excused: Commissioner Patricia Van Dusen

The meeting was called to order at 9:15pm.

The Commissioners approved a resolution certifying the 2021 Port Washington Garbage Collection District election results.

The Public Count at Poll Closed Time of 9:00pm was 622 votes (580 votes for candidate Stephen Scott, 39 write-in votes and 3 blanks).

Stephen Scott is here-by certified as the Port Washington Garbage Collection District Commissioner for a term of three years to commence on January 1, 2022.

There being no further business, the meeting was adjourned at 9:20pm. The next meeting of the Port Washington Garbage District will be held on Thursday December 30, 2021.

Respectfully Submitted,



Paul Oleksiw  
Chairman