

BOARD OF TRUSTEES MEETING  
INC. VILLAGE OF SANDS POINT  
TUESDAY, MAY 25, 2021

VIA THE ZOOM APP or BY USING THE FOLLOWING LINK:

<https://us02web.zoom.us/j/83327781534>

Dial In: 1-646-876-9923 Meeting ID: 833 2778 1534

Present:	Edward A. K. Adler	Mayor
	Katharine M. Ullman	Trustee
	Lynn R. Najman	Trustee
	Peter A. Forman	Deputy Mayor
	Jeffrey Moslow	Trustee
	Daniel Scheyer	Water Commissioner
	Liz Gaynor	Village Clerk
	Michael Sahn, Esq.	Village Attorney
	Joshua D. Brookstein	Village Attorney

Mayor Adler opened the **Regular Meeting** of the Board of Trustees at 8:00 p.m.

The **Minutes** of the meetings held on April 27, 2021, and May 13, 2021, were reviewed. On motion by Trustee Sethi, seconded by Trustee Moslow and carried unanimously, the minutes of April 27, 2021, and May 13, 2021 were approved.

The Board received the **Water Commissioner's Report**, which is appended hereto and made a part of the minutes.

Water Commissioner Scheyer announced that water pumpage during April of 2021 was 17,875,900 gallons pumped vs. 13,521,900 gallons pumped during April of 2020.

The **Treasurer's Report** showing cash balances as of April 30, 2021, was reviewed (copy attached). On motion by Deputy Mayor Forman, seconded by Trustee Moslow and carried unanimously, the Treasurer's Report was accepted and filed.

Claims as presented on **Abstracts 12A & 12B** for payment in May were reviewed. On motion of Deputy Mayor Forman, seconded by Trustee Moslow and carried unanimously, the claims as contained on **Abstracts 12A & 12B** were approved for payment. Abstract of Claims is appended hereto and made a part of the minutes.

The Board received **Recommendations of the Building Commissioner** as to Granting of Building Permit Extensions that are appended hereto and made a part of the minutes. On motion of Trustee Sethi, seconded by Deputy Mayor Forman and carried unanimously, the Building Commissioner's recommendations were adopted.

May 25, 2021

The Board received the **Building Department Report of Activity** for the month of April 2021 which showed:

Building Permits issued – 20  
Building Permit Applications filed – 27  
Extensions of Building Permits Granted – 0  
Tree Removal Applications Received – 22  
Certificates of Occupancy & Completion Issued – 11

The Board received the **Justice Court Report** for the month of April 2021, which showed:

Arraignments – 36  
Trials - 0  
Village Matters – Dangerous Dog - 3  
Total Amount Collected - \$473.00

Mayor Adler placed on the table for consideration the **18<sup>th</sup> Annual Stormwater Management Report** submitted by Village Engineer James Antonelli, P.E. After the review and upon the motion of Trustee Ullman and seconded by Trustee Sethi and carried unanimously the Board approved its submission to the proper entities. On roll call:

Mayor Edward A.K. Adler voting - aye  
Trustee Katharine M. Ullman voting - aye  
Deputy Mayor Peter A. Forman voting - aye  
Trustee Jeffrey Moslow voting - aye  
Trustee Rita Sethi voting - aye

Dated: May 25, 2021

Mayor Adler placed on the table for consideration to **change the date of the June 2021 Board of Trustees Meeting from Tuesday, June 15, 2021, to Tuesday, June 29, 2021, at 8:00 p.m.** A motion was made by Deputy Mayor Forman and seconded by Trustee Moslow and then carried unanimously to change the June 2021 meeting date. The vote was as follows:

Mayor Edward A.K. Adler voting - aye  
Trustee Katharine M. Ullman voting - aye  
Deputy Mayor Peter A. Forman voting - aye  
Trustee Jeffrey Moslow voting - aye  
Trustee Rita Sethi voting - aye

May 25, 2021

Mayor Adler placed on the table for consideration a **Resolution Authorizing the Mayor to Execute the 2021/2022 Fire and EMS Protection Contract with the Port Washington Fire Department for fire and emergency services.**

Whereupon, Trustee Moslow proposed the following Resolution and moved its adoption:

**RESOLUTION 05252021-01  
FIRE PROTECTION & EMS SERVICES CONTRACT  
PORT WASHINGTON FIRE DEPARTMENT  
JUNE 1, 2021– MAY 31, 2022**

WHEREAS, the Board of Trustees desires that residents be provided with fire protection and paramedic emergency services; and

WHEREAS, the total cost for service last year was **\$805,198.00**; and

WHEREAS, while the Village continues to find the service charges inequitable and disproportionate to the services provided, the Village is compelled to agree to its terms because the Port Washington Fire Department is the sole provider of such service available to the area of Sands Point.

NOW, THEREFORE, BE IT RESOLVED, that for the period of June 1, 2021, through May 31, 2022, the proposed agreement between the Village of Sands Point and the Port Washington Fire Department with charges for services, as follows:

<b>provide firematic services at a cost of</b>	<b>\$708,255.00</b>
<b>provide emergency medical services at a cost of</b>	<b><u>\$113,188.00</u></b>
<b>for a grand total of</b>	<b>\$821,443.00</b>

**be and hereby is accepted under protest and objection to fee structure**, a copy of which is appended hereto and made a part of the minutes, and.

BE IT FURTHER RESOLVED, that the Mayor is authorized to execute said Agreement on behalf of the Village.

The motion was seconded by Trustee Ullman. On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye

Resolution 05252021-01 was duly adopted.

May 25, 2021

Mayor Adler placed on the table for consideration a **Resolution Ratifying and Affirming a Decision for transfer of funds to cover payment of the principal and interest on Water Department Bonds.**

Whereupon, Trustee Ullman proposed the following Resolution and moved its adoption:

**RESOLUTION 05252021-02  
RATIFICATION AND AFFIRMATION  
AUTHORIZING THE TRANSFER OF FUNDS  
FROM GENERAL FUND TO THE WATER FUND**

WHEREAS, Water Superintendent has requested a transfer of \$500,000.00 from the Village General Fund to the Village Water Fund; and

WHEREAS, the transfers are to cover the principal and interest payment on outstanding water bonds; and

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby ratify and affirms the decision authorizing the transfer of funds to the Water Fund.

The motion was seconded by Trustee Sethi. On roll call:

Trustee Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye

Resolution 05252021-02 was duly adopted.

Mayor Adler placed on the table for **consideration a recommendation from Superintendent Brian Gunderson to approve a change order to the approved 2020 Road Improvements Program**, a copy of which is appended hereto and made a part of the minutes.

Whereupon, Trustee Ullman proposed the following Resolution and moved its adoption:

**RESOLUTION 05252021-03  
JOHN MCGOWAN & SONS  
CHANGE ORDER - 2020 ROAD IMPROVEMENTS PROGRAM**

May 25, 2021

WHEREAS, by Resolution 10272020-03 the Board awarded a contract to John McGowan & Sons, as the lowest responsible bidder for the 2020 Road Improvements Program; and

WHEREAS, Public Works Superintendent Gunderson is implementing a change order to include the following roads: Barkers Point between Cow Neck Road and Sands Point Road; Sycamore Drive; and Bridle Lane; and

WHEREAS, John McGowan & Sons, Inc. has agreed to perform the additional work for the prices agreed to under the 2020 Road Improvements Program, the total cost will be approximately \$350,000.00; and

WHEREAS, the Board of Trustees has reviewed and recommends the change order,

NOW, THEREFORE, BE IT RESOLVED, that **John McGowan & Sons, 323 Glen Cove Avenue, Sea Cliff, NY 11579**, be and hereby is engaged to perform the additional road improvements as per the same prices agreed to under the approved 2020 Road Improvements Program contract.

The motion was seconded by Trustee Sethi. On roll call:

Trustee Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye

Resolution 05252021-03 was duly adopted.

Mayor Adler placed on the table a Resolution for the Emergency Repair to Two Asphalt Tennis Courts at The Village Club of Sands Point.

Whereupon, Deputy Mayor Forman proposed the following Resolution and moved its adoption:

**RESOLUTION 05252021-04**  
**AUTHORIZATION TO ENGAGE GOLD COAST TENNIS**  
**FOR EMERGENCY REPAIR OF TWO ASPHALT TENNIS COURTS**  
**AT THE VILLAGE CLUB OF SANDS POINT**

May 25, 2021

WHEREAS, the current condition of the asphalt tennis courts at the Club pose safety issues and are in need of immediate repair; and

WHEREAS, the Club has engaged Gold Coast Tennis many times over the past years and they have always provided outstanding service at reasonable prices; and

WHEREAS, other potential bidders could not guarantee the repairs on a timely basis; and

WHEREAS, the work being performed is emergency in nature and therefore exempt from Village Procurement Policy; and

WHEREAS, the Board has reviewed proposal and finds it acceptable,

NOW THEREFORE BE IT RESOLVED that Gold Coast Tennis, 31 Prospect St, Huntington, NY 11743 be and hereby engaged to repair the asphalt courts per their proposal of April 23, 2021, in an amount not to exceed \$7,900.00, a copy of proposal is attached.

The motion was seconded by Trustee Sethi. On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye

Resolution 05252021-04 was duly adopted.

Mayor Adler placed on the table for consideration the **authorization for Funds to be transferred from the Village Club of Sands Point Operating Account to the Village General Fund.**

Whereupon, Trustee Moslow proposed the following Resolution and moved its adoption:

**RESOLUTION 05252021-05**  
**AUTHORIZATION FOR FUNDS TO BE TRANSFERRED FROM**  
**THE VILLAGE CLUB OF SANDS POINT OPERATING ACCOUNT**  
**TO THE VILLAGE GENERAL FUND**

May 25, 2021

WHEREAS, the Incorporated Village of Sands Point (the "Village") is the owner of a recreational facility known as the Village Club of Sands Point located at 1 Thayer Lane, Sands Point, New York 11050 (the "Village Club"); and

WHEREAS, due to budgetary reasons, it is necessary for the Village to transfer the sum of \$250,000.00 from the Village Club Operating Account to the Village General Fund; and

WHEREAS, the Board of Trustees has reviewed this matter and has found that it will be in the best interests of the Village to authorize the transfer.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Village to transfer the sum of \$250,000.00 from the Village Club Operating Account to the Village General Fund.

The motion was seconded by Trustee Ullman. On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye

Resolution 05252021-05 was duly adopted.

Mayor Adler announced that the Board will hold a public hearing at its **June 29, 2021 meeting on a proposed Local Law Amending Chapter 176 entitled, "Zoning" relating to the placement of Signs and Requirements for Sign Permits.**

On motion of Trustee Moslow and seconded Trustee Ullman and carried unanimously the Board resolved to hold a Public Hearing at their Tuesday, June 29, 2021 meeting. On vote as follows:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye

Dated: May 25, 2021

There being no further business to come before the Board, on motion of Trustee Moslow, seconded by Trustee Ullman and carried unanimously, the meeting was adjourned at 8:42 p.m.



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Liz Gaynor,  
Village Clerk

May 25, 2021