

**BOARD OF TRUSTEES MEETING  
INC. VILLAGE OF SANDS POINT  
TUESDAY, FEBRUARY 25, 2020**

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, Esq.	Village Attorney

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

The **Minutes** of the meeting held on January 21, 2020 were reviewed. On motion by Trustee Najman, seconded by Deputy Mayor Forman and carried unanimously, the minutes 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 January of 2020 was 11,039,600 gallons pumped vs. 10,582,000 gallons pumped during January of 2019.

The **Treasurer's Report** showing cash balances as of January 31, 2020 was reviewed (copy attached). On motion by Deputy Mayor Forman, seconded by Trustee Najman and carried unanimously, the Treasurer's Report was accepted and filed.

Claims as presented on **Abstracts 9A & 9B** for payment in February were reviewed. On motion of Deputy Mayor Forman, seconded by Trustee Najman and carried unanimously, the claims as contained on **Abstracts 9A & 9B** 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 Deputy Mayor Forman, seconded by Trustee Ullman and carried unanimously, the Building Commissioner's recommendations were adopted.

The Board received the **Building Department Report of Activity** for the month of January 2020, which showed:

**February 25, 2020**

Building Permits issued – 3  
Building Permit Applications filed – 5  
Certificates of Occupancy Issued – 6  
Extensions of Building Permits Granted – 16  
Tree Removal of Applications Received – 5

The Board received the **Justice Court Report** for the month of January 2020, which showed:

Arraignments – 38  
Trials - 0  
Total Amount Collected - \$3,095.00

The Board discussed the minutes of the Board of Assessment Review which met on February 18, 2020 to receive applications pursuant to Section 1408 of the Real Property Tax Law of the State of New York.

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

**RESOLUTION 02252020-01  
ASSESSMENT GRIEVANCES 2020**

WHEREAS, the Board of Assessment Review convened at ten o'clock in the morning on Tuesday, February 18, 2020 to review the Tentative Assessment Roll for the Incorporated Village of Sands Point for the fiscal year ending May 31, 2021; and

WHEREAS, said review included increases and decreases in assessed value by comparison to the Nassau County Roll; and

WHEREAS, said review included grievances duly filed pursuant to Real Property Tax Law of the State of New York, copy appended hereto and made a part of the minutes; and

WHEREAS, by Resolution 190-03 adopted January 1990, the Board determined that the Assessment Roll of the Village be prepared adopting the property values as set by Nassau County Final Roll for 2019/2020; and

WHEREAS, Proof of Settlement with Nassau County had not been obtained as of this date; and

NOW THEREFORE, BE IT RESOLVED, that the aforesaid applications for adjustments to assessed value be and hereby are denied.

FURTHER RESOLVED, that the total values for the fiscal year ending May 31, 2021 as shown on the aforesaid Village Assessment Roll shall be:

Total Assessed Value of Property Within Sands Point:	784,619
Less Total Value of Totally Exempt Properties:	<u>189,933</u>
	594,686
Less Exemptions Granted to Veterans:	<u>4,192</u>
Total Taxable Value:	590,494

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-01 was duly adopted.

Mayor Adler reviewed the Tentative Assessment Roll for the fiscal year beginning June 1, 2020.

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

**RESOLUTION 02252020-02  
ADJUSTMENTS TO VETERANS EXEMPTION  
ASSESSMENT ROLL FOR THE YEAR JUNE 1, 2020-MAY 31, 2021**

WHEREAS, no applications have been filed for Veteran's Exemption pursuant to Section 458(a) Real Property Tax Law of the State of New York; and

WHEREAS, adjustments to existing Veteran's Exemptions are required pursuant to Section 458(a) Real Property Tax Law of the State of New York; and

NOW THEREFORE, BE IT RESOLVED, that adjustments to existing Veterans Exemptions pursuant to Section 458(a) Real Property Tax Law of the State of New York as reviewed be and hereby is approved.

February 25, 2020

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-02 was duly adopted.

Mayor Adler placed on the table for consideration a **Resolution Granting Real Property Tax Law Exemptions for Wholly Exempt Properties for Tax Year 2020-2021.**

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

**RESOLUTION 02252020-03**  
**RESOLUTION GRANTING REAL PROPERTY TAX LAW**  
**EXEMPTIONS FOR WHOLLY EXEMPT PROPERTIES FOR**  
**TAX YEAR 2020-2021**

WHEREAS, the Board of Trustees, acting in its capacity as the Board of Assessors, has previously determined that 36 parcels of real property located within the Village of Sands Point qualify for real property tax exemptions pursuant to Real Property Tax Law, Article 4, which properties are more particularly set forth on the list annexed hereto and made a part hereof (the "Wholly Exempt Properties"); and

WHEREAS, all payments going forward from PSEG-Long Island will be as payments in lieu of taxes ("PILOTS"),

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby finds that the Wholly Exempt Properties each qualify for a real property tax exemption pursuant to Real Property Tax Law, Article 4 for the 2020-2021 Tax Year.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-03 was duly adopted.

Mayor Adler placed on the table for consideration a **resolution extending the time within which the Village can commence a tax sale.**

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

**RESOLUTION 02252020-04  
RESOLUTION EXTENDING TIME  
WITHIN WHICH TO COMMENCE TAX SALE**

WHEREAS, the Board of Trustees has resolved to authorize the conduct of tax sales concerning certain parcels of real estate located within the Village of Sands Point; and

WHEREAS, Section 1452 of the Real Property Tax Law requires that said tax sales be conducted on or before March 10, 2020 unless the Board of Trustees by resolution extends said time limit; and

WHEREAS, the Board of Trustees has determined that it is in the best interest of the Village to afford delinquent Village taxpayers additional time in which to pay their taxes so as to avoid the costs of delay of a tax sale,

NOW THEREFORE, BE IT RESOLVED that pursuant to RPTL 1452 time in which to conduct tax sales concerning certain parcels of real estate located within the Village of Sands Point is hereby extended until Friday, May 8, 2020.

The motion was seconded by Deputy Mayor Forman. On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-04 was duly adopted.

Mayor Adler placed on the table for consideration **Resolution 02252020-05 Authorizing the Execution of Firefly Admin Inc.'s Transition Engagement Letter, dated January 23, 2020, for the purpose of retaining Firefly Admin Inc. ("Firefly") to Manage the Transition of the Administration of an existing Defined Benefit Length of Service Award Program for Volunteer Firefighters** of the Port Washington Fire Department from Penflex, Inc., to Firefly Admin Inc. Upon motion of Deputy Mayor Forman and

February 25, 2020

seconded by Trustee Najman and carried unanimously the Board of Trustees authorized the Mayor to execute the document.

On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-05 was duly adopted.

Mayor Adler placed on the table for consideration **Resolution 02252020-06 Authorizing the Execution of Firefly Admin Inc.'s Engagement Letter, dated January 23, 2020, for the purpose of retaining Firefly Admin Inc. ("Firefly") to Administer the existing Defined Benefit Length of Service Award Program for Volunteer Firefighters** of the Port Washington Fire Department from Penflex, Inc., to Firefly Admin Inc. Upon motion of Deputy Mayor Forman and seconded by Trustee Najman and carried unanimously the Board of Trustees authorized the Mayor to execute the document.

On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-06 was duly adopted.

Mayor Adler placed on the table for consideration was a **Resolution Authorizing Legal Representation in Connection with Contamination of Village's Drinking Water Wells from PFOA/PFOS ("PFAS")**. The matter was **tabled**.

On vote as follows:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Mayor Adler placed on the table for consideration a **Resolution Requesting Amendments to New York State's Criminal Justice Reforms.**

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

**RESOLUTION 02252020-07  
OF THE INCORPORATED VILLAGE OF SANDS POINT  
REQUESTING AMENDMENTS TO  
NEW YORK STATE'S CRIMINAL JUSTICE REFORMS**

WHEREAS, while there was a need to reform New York's criminal justice statutes during the 2019 state legislative session, it is widely recognized that several of the drastic changes in the laws pertaining to discovery are overly broad and vague and are having unintended consequences at the municipal level; and

WHEREAS, the dramatically shortened time period in which prosecutors must disclose evidence to defendants and the broad expansion of the matters to which such discovery mandates apply will have significant cost, tax and justice implications for cities and villages with police departments, local justice courts or code/parking enforcement departments; and

WHEREAS, the discovery reforms mandate prosecutors disclose evidence to the defense within 15 days of arraignment for criminal charges (even if the defendant is not in custody); and

WHEREAS, drastically enlarging the scope of material that a prosecutor must review and deliver within 15 days will overwhelm the ability of city and village officials and employees to prosecute cases while managing their misdemeanor and felony caseloads, and will make it impossible to prosecute vehicle and traffic and local code infractions and violations in compliance with the new discovery mandates; and

WHEREAS, arraignment must now take place within 20 days of desk appearance ticket issuance, thereby requiring justice courts, many of which convene monthly, to meet more frequently; and

WHEREAS, cities and villages will not reap savings from the bail reform's reduction of the burden on county jails; and

WHEREAS, municipalities are already challenged with operating within the now-permanent 2% tax cap and have not received an increase in general purpose state aid in 11 years.

**February 25, 2020**

NOW THEREFORE, BE IT RESOLVED THAT the Incorporated Village of Sands Point supports the following set of amendments proposed by the New York State Conference of Mayors that are consistent with the intent of the criminal justice reforms, but which will allow for more effective and affordable implementation:

- Ensure that cities and villages are provided with additional financial and operational support to offset the cost of these mandated measures;
- Allow 60 days for prosecutors to disclose evidence to the defense for criminal charges;
- Exclude from the accelerated discovery requirements any charge not involving a misdemeanor or felony;
- Adjust the 20-day arraignment requirement to accommodate local courts that meet on a monthly basis;
- Allow prosecutors to withhold sensitive information, such as victim contact information, without having to obtain a court order.

AND BE IT, FURTHER RESOLVED that this duly adopted resolution of the Incorporated Village of Sands Point be forwarded to Governor Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Anna Kaplan and Assembly Member Anthony D’Urso, the New York State Conference of Mayors, and local media outlets.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-07 was duly adopted.

Mayor Adler placed on the table for consideration was a **Resolution Authorizing a Cellular Phone Allowance for Sands Point Water Department Personnel**. The matter was **tabled**.

On vote as follows:

February 25, 2020



Mayor Edward A.K. Adler voting - aye  
Trustee Katharine Ullman voting - aye  
Trustee Lynn R. Najman voting - aye  
Deputy Mayor Peter A. Forman voting - aye  
Trustee Jeffrey Moslow voting - aye

Mayor Adler placed on the table for consideration a **Resolution to Engage Orchid Sewer & Water Contracting Corp. for installation of piping in connection with the plan to stabilize the Village Club Pool Slope.**

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

**RESOLUTION 02252020-08  
AUTHORIZATION TO ENGAGE ORCHID SEWER & WATER CORP  
INSTALLATION OF SETTLING BASIN, INLINE DRAIN AND PIPING  
IN CONNECTION WITH  
THE VILLAGE CLUB POOL SLOPE STABILIZATION PHASE TWO PROJECT**

WHEREAS, in connection with phase two of the slope stability project at The Village Club and to meet DEC requirements, certain piping material needs to be installed; and

WHEREAS, two quotes were received for the installation; and

WHEREAS, it recommended to engage Orchid Sewer & Water Corp. who submitted the lowest quote to perform the necessary work, a copy of which is appended hereto and made a part of the minutes; and

WHEREAS, the Board of Trustees has reviewed the recommendation and finds it acceptable; and

**NOW, THEREFORE, BE IT RESOLVED, that Orchid Sewer & Water Corp., 11 Dennis Street, Garden City Park, NY 11040 be and hereby be engaged to install piping per their proposal dated February 6, 2020 for the slope stabilization project at a cost not to exceed \$12,700.00.**

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

Mayor Edward A.K. Adler voting - aye  
Trustee Katharine M. Ullman voting - aye  
Trustee Lynn R. Najman voting - aye

February 25, 2020

Deputy Mayor Peter A. Forman voting - aye  
Trustee Jeffrey Moslow voting - aye

Resolution 02252020-08 was duly adopted.

Mayor Adler placed on the table for consideration of the **purchase of material in connection with the plan to stabilize the Village Club Pool Slope.**

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

**RESOLUTION 02252020-09  
PURCHASE OF SETTLING BASIN, INLINE DRAIN AND PIPING FROM  
T. MINA SUPPLY IN CONNECTION WITH  
THE VILLAGE CLUB POOL SLOPE STABILIZATION PHASE TWO PROJECT**

WHEREAS, in connection with phase two of the slope stability project at The Village Club and to meet DEC requirements, certain piping material is needed; and

WHEREAS, two quotes were received for the supply of a settling basin, inline drain and double wall piping and couplings; and

WHEREAS, it recommended to purchase the material from T Mina Supply, Inc. who submitted the lowest quote; and

WHEREAS, the Board of Trustees has reviewed the recommendation and finds it acceptable; and

**NOW, THEREFORE, BE IT RESOLVED, that T Mina Supply, Inc., 17 Expressway Drive North, Medford, NY 11763 be and hereby be engaged to supply piping material for the slope stabilization project at a cost not to exceed \$12,4446.45.**

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

Mayor Edward A.K. Adler voting - aye  
Trustee Katharine M. Ullman voting - aye  
Trustee Lynn R. Najman voting - aye  
Deputy Mayor Peter A. Forman voting - aye  
Trustee Jeffrey Moslow voting - aye

Resolution 02252020-09 was duly adopted.

Mayor Adler placed on the table for consideration a **Resolution to Approve the Engagement of Russell H Lewis Company to do a Topographic Survey at The Village Club of Sands Point.**

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

**RESOLUTION 02252020-10  
ENGAGEMENT OF  
RUSSELL H. LEWIS COMPANY  
SURVEYING SERVICES  
POOL AREA TO 14<sup>TH</sup> GREEN TOPOGRAPHICAL SURVEY  
THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, in connection with the slope stabilization phase 3 project at the Village Club, Village Engineer Jim Antonelli is recommending having a topographical survey of the pool area to the 14<sup>th</sup> green; and

WHEREAS, furthermore, Village Engineer Jim Antonelli recommends the engagement of the Russell H. Lewis Company to perform the topo mapping, a copy of which proposal is appended hereto and made a part of the minutes; and

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

NOW, THEREFORE, BE IT RESOLVED, that **Russell H. Lewis Company, 57 Conklin Avenue, Wheatley Heights, New York 11798 be and hereby be engaged to do a topo survey of the pool area to the 14<sup>th</sup> green in accordance with their proposal in an amount not to exceed \$2,500.00.**

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-10 was duly adopted.

Mayor Adler placed on the table for consideration a **Resolution to Engage Dynaire Service Corp. to Provide a Service Contract to the Village Club Mansion, Golf Pro-Shop and Grille for Heating and Air Conditioning Service.**

February 25, 2020

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

**RESOLUTION 02252020-11  
MAINTENANCE & SERVICE CONTRACT  
DYNAIRE SERVICE CORP/HVAC SYSTEM  
MANSION, GOLF PRO-SHOP AND GRILLE  
THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, the existing service contracts to maintain the HVAC System at the Village Club are expiring; and

WHEREAS, The Village Club requested and received three proposals, copies of which are attached; and

WHEREAS, the Village Club Operations Committee has reviewed the proposals and recommends that Dynaire Service Corp, who has submitted the lowest quote, be engaged to provide the service contracts; and

WHEREAS, the Board of Trustees has reviewed the proposals and found them acceptable,

NOW, THEREFORE, BE IT RESOLVED, that **Dynaire Service Corp., 134 Herricks Rd, Mineola, NY 11501 be and hereby is engaged to provide HVAC services for the Mansion in accordance with their proposal dated November 22, 2019 in the amount of \$7,055.00 and to the Golf Pro-Shop and Grille in accordance with their proposal dated November 22, 2019 in the amount of \$3,130.00**, copies of which are appended hereto and made a part of the minutes.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-11 was duly adopted.

Mayor Adler placed on the table for consideration a **Resolution Authorizing the Attendance for Director of Membership Sales and Marketing Kevin Dudleston to attend a BMI Club Management program.**

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

**RESOLUTION 02252020-12  
APPROVAL OF ATTENDANCE  
AT A BMI CLUB MANAGEMENT PROGRAM  
FOR MEMBERSHIP DIRECTOR KEVIN DUDLESTON  
THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, it is necessary for the Club Personnel to acquire up to date information, and maintain and acquire certifications; and

WHEREAS, Director of Membership Sales and Marketing Kevin Dudleston has requested to attend the BMI Club Management Program in Atlanta, Georgia from Sunday, October 25, 2020 through Friday, October 30, 2020; and

WHEREAS, the Operations Committee approves the expenditure; and

WHEREAS, the Board has reviewed the request and finds that the course is essential.

NOW THEREFORE BE IT RESOLVED that Membership Manager Kevin Dudleston be authorized to attend the Program at a cost not to exceed \$4,000.00 for the conference, travel and overnight accommodations.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-12 was duly adopted.

Mayor Adler placed on the table for consideration a Resolution for a **Transfer of Village Funds from One Account to Another in the General Fund** for the Year Ended May 31, 2019.

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

**RESOLUTION 02252020-13**  
**TRANSFER OF VILLAGE FUNDS FROM ONE ACCOUNT TO ANOTHER**  
**ACCOUNT IN THE GENERAL FUND FOR THE**  
**YEAR ENDED MAY 31, 2019**

WHEREAS, the Villages' certified public accountants and auditors, Cullen & Danowski have recommended to the Board of Trustees that they authorize budget revisions, as needed, in order to provide for sufficient appropriations in the Village budget; and

WHEREAS, during the course of the fiscal year several transfers of Village funds from one account to another account in the general fund have been authorized by the Board;

NOW THEREFORE, BE IT RESOLVED that the attached budget adjustments for fiscal year ending May 31, 2019 and prepared by C&D dated February 14, 2020, appended hereto and made a part of the minutes, be approved.

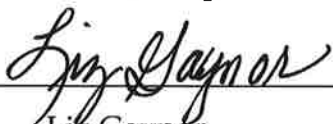
The motion was seconded by Trustee Moslow. On roll call:

Mayor Edward A. K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Lynn R. Najman voting	-	aye
Deputy Mayor Peter A. Forman voting	-	aye
Trustee Jeffrey Moslow voting	-	aye

Resolution 02252020-13 was duly adopted.

Mayor Adler announced the **next Board of Trustees Meeting date will be Tuesday, March 24, 2020** at which time the Board will hold a public hearing on the FYE 2021 Budget.

There being no further business to come before the Board, on motion of Trustee Najman, seconded by Trustee Ullman and carried unanimously, the meeting was adjourned at 8:14 p.m.

A handwritten signature in cursive script, reading "Liz Gaynor", written over a horizontal line.

Liz Gaynor  
Village Clerk