

**BOARD OF TRUSTEES MEETING
INC. VILLAGE OF SANDS POINT
TUESDAY, SEPTEMBER 24, 2019**

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	Village Attorney
	Joshua D. Brookstein	Village Attorney

Mayor Adler opened the public hearing at 8:14 p.m. to consider the **Establishing of Categories of Membership, Annual Membership Fees, Guest Privileges and Other Fees and Charges Relative to the Use of the Recreational Facilities for The Village Club of Sands Point.**

The Mayor announced receipt of the affidavit of publication indicating that the proposed Dues Schedule Hearing was published in the *Port Washington News* and the *Port Washington Times* and announced receipt of the affidavit of posting, stating the proposed Village Dues Schedule Hearing was posted in the office of the Village Clerk.

All those who wished to be heard, having been heard and there being no further call for discussion, on motion of Deputy Mayor Forman and seconded by Trustee Najman, and carried unanimously the Public Hearing on the proposed dues schedule was closed at 8:16 p.m.

Mayor Adler opened the **Regular Meeting of the Board of Trustees** at 8:18 p.m.

The **Minutes** of the meetings held on August 27, 2019 were reviewed. On motion by Deputy Mayor Forman, seconded by Trustee Najman 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.

Commissioner Scheyer announced that water pumpage during August of 2019 was 64,259,200 gallons pumped versus 60,845,700 gallons during August 2018.

The **Treasurer's Report** showing cash balances as of August 31, 2019 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 4A & 4B** for payment in September were reviewed. On motion of Deputy Mayor Forman, seconded by Trustee Ullman and carried unanimously, the claims as contained on **Abstracts 4A & 4B** 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 Najman, seconded by Trustee Najman and carried unanimously, the Building Commissioner's recommendations were adopted.

The Board received the **Building Department Report of Activity** for the month of August 2019 which showed:

Building Permits issued – 9
Extensions of Building Permits Granted – 28
Tree Removal of Applications Received – 18
Certificates of Occupancy Issued – 13

The Board received the **Justice Court Report** for the month of August 2019 which showed:

Arraignments - 56
Trials - 0
Total Amount Collected - \$1,883.00

Mayor Adler placed on the table a **recommendation from Club Manager, Dana Cancellaro to approve categories of membership and related fees for the year 2020**, a copy of which is attached and appended hereto.

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

RESOLUTION 09242019-01

**RESOLUTION ESTABLISHING CATEGORIES OF MEMBERSHIP, ANNUAL
MEMBERSHIP FEES, GUEST PRIVILEGES AND OTHER FEES AND CHARGES
RELATIVE TO THE USE OF THE RECREATIONAL FACILITIES
AT THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, on January 24, 1995, the Board of Trustees of the Incorporated Village of Sands Point (hereinafter "Board of Trustees") adopted a local law establishing The Village Club of Sands Point recreational facility as a self-supporting improvement in accordance with Article 13 of the Village Law of the State of New York; and

WHEREAS, in accordance with Section 6 of said local law, the Board of Trustees is authorized and empowered to establish categories of membership, annual membership fees, guest privileges and all other fees and charges relative to the use of the recreational facilities at The Village Club of Sands Point; and

WHEREAS, the General Manager of the Village Club has recommended Membership Categories and Dues for 2020 as set forth on the fee schedule appended hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED, that all fees and charges to the use of The Village Club of Sands Point may be revised, from time to time, by resolution of the Board of Trustees, after public hearing held on notice.

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 09242019-01 was duly adopted.

Mayor Adler placed on the table for consideration proposed **Local Law No. 5 of 2019**, a copy of which is appended hereto and made a part of the minutes.

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

RESOLUTION 09242019-02

**PROPOSED LOCAL LAW 5 OF 2019
AMENDING CHAPTER 119 OF THE VILLAGE CODE,
TO PERMIT AND REGULATE HAWKING, PEDDLING, CANVASSING
OR SOLICITING WITHIN THE VILLAGE**

WHEREAS, a resolution was duly adopted by the Board of Trustees of the Village of Sands Point for a public hearing to be held by said Board at Village Hall, 26 Tibbits Lane, Sands Point, New York, at 8:00 p.m. on August 27, 2019 to hear all interested parties on a proposed Local Law entitled "Local Law 5 of 2019"; and

WHEREAS, notice of said public hearing was duly advertised in the *Port Washington News* on August 7, 2019 and *Port Washington Times* on August 9, 2019, both the official newspapers of the Village; and

WHEREAS, said public hearing was duly held at the Village Hall at 8:00 p.m. on August 27, 2019 and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to proposed "Local Law 5 of 2019," or any part thereof; and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) ("SEQRA"), it has been determined by the Board of Trustees that the adoption of the proposed Local Law does not constitute an action as defined and could be considered without any further regard to SEQRA; and

WHEREAS, the Board of Trustees of the Village of Sands Point, after due deliberation, finds it in the best interest of the Village to adopt said Local Law;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Sands Point hereby adopts said Local Law as "Local Law 5 of 2019, A Local Law Amending Chapter 119 of the Village Code, to Permit and Regulate Hawking, Peddling, Canvassing or Soliciting within the Village, a copy of which is attached hereto and made a part hereof, and the Village Clerk be and she is hereby directed to enter said Local Law in the minutes of this meeting and to enter said Local Law in the Local Law Book of the Village, and to give due notice of the adoption of said Local Law to the Secretary of State.

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 09242019-02 was duly adopted.

Mayor Adler placed on the table for consideration an **Insurance Renewal Proposal submitted by Salerno Brokerage Corp. covering the Village of Sands Point**, a copy of which is appended hereto and made a part of the minutes. The total proposed premiums for the period of 10/1/2019 thru 9/30/2020 is \$336,341.79. The total actual premiums for the period of 10/1/2018 thru 9/30/2019 was \$344,005.94.

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

**RESOLUTION 09242019-03
RENEWAL OF INSURANCE POLICIES
OCTOBER 1, 2019– SEPTEMBER 30, 2020**

WHEREAS, Salerno Brokerage solicited insurance companies for the various policies that the Village requires; and

WHEREAS, Salerno recommends that the Village accept three different carriers for the various policies, a copy of which is appended hereto and made a part of the minutes; and

WHEREAS, in addition the Village will be adding Cyber Liability at \$300 per annum for \$500K coverage; and

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

NOW, THEREFORE, BE IT RESOLVED, that Salerno Brokerage Corp., 117 Oak Drive, Syosset, New York 11791 be and hereby is retained to provide insurance coverage on all the Village's policies in the amount of \$336,341.79.

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 09242019- 03 was duly adopted.

Mayor Adler placed on the table for **consideration a recommendation from Superintendent of Water, Brian Gunderson pertaining to a change order for cleaning and painting work performed by Alpine Painting & Sandblasting Contractors, from \$239,000.00 to \$266,101.00, a copy of which is appended hereto and made a part of the minutes.**

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

**RESOLUTION 09242019-04
CHANGE ORDER
INTERIM REPAIRS OF SOUTH ROAD
AND NASSAU COUNTY PRESERVE
ELEVATED WATER STORAGE TANKS
ALPINE PAINTING & SANDBLASTING CONTRACTORS**

WHEREAS, by Resolution 09252019-03 Alpine Painting & Sandblasting Contractors was awarded the contract for interim repairs (cleaning and painting) of the South Road and Nassau County Preserve elevated water storage tanks in the amount of \$239,000.00; and

WHEREAS, upon commencement of the project it was found that additional work was required that was not covered under the original specifications; and

WHEREAS, these changes resulted in an increase of \$27,101.00 to the original contract; and

WHEREAS, Brian Gunderson, Water and Public Works Superintendent has reviewed the charges and recommends that it be approved,
and now let it be

NOW, THEREFORE, BE IT RESOLVED **that Alpine Painting & Sandblasting Contractors, 17 Florida Avenue, Paterson, NJ 07503 be and hereby is approved for the additional payment of services.**

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 09242019-04 was duly adopted.

Placed on the table for consideration a Resolution **Authorizing the Purchase of a New Repeater for the Public Works and Water Department Radio Communications System.**

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

**RESOLUTION 09242019-05
PURCHASE OF A RADIO REPEATER AND
FCC LICENSE FOR NEW DIGITAL FREQUENCY PAIR
SANDS POINT WATER AND PUBLIC WORKS DEPARTMENT**

WHEREAS, the radio repeater currently in use is obsolete and non-repairable and the present frequency in use is not FCC licensed to date; and

WHEREAS, Superintendent Brian Gunderson has considered several systems and found that the Motorola Mototurbo Digital Communication Repeater System would best suit the department's needs; and

WHEREAS, the Village will be purchasing the repeater and a FCC license for a new frequency through Mayday Communications, Inc. which is covered under New York State Contract number PT67405; and

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

NOW, THEREFORE, BE IT RESOLVED, that **Mayday Communications, Inc., 19 Gazza Blvd, Farmingdale, NY 11735** be and hereby is engaged to provide Radio Repeater Equipment & FCC License for Digital Frequency Pair in accordance with their proposal dated September 5, 2019 in the total amount of \$11,152.00.

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

Resolution 09242019-05 was duly adopted.

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 the 2015 Golf Course Improvement Bond.**

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

**RESOLUTION 09242019-06
RATIFICATION AND AFFIRMATION
AUTHORIZING THE TRANSFER OF FUNDS
FROM THE CELL SITE LICENSE FEES MONEY MARKET ACCOUNT
AND
FROM THE VILLAGE CLUB OPERATING ACCOUNT
TO THE VILLAGE CLUB'S RECREATIONAL TRUST ACCOUNT**

WHEREAS, Club Controller Marla Pinkus has requested a transfer of \$20,000.00 from the Village Club Cell Site License Fees Money Market Account to the Village Club's Recreational Trust Account; and

WHEREAS, Controller Pinkus has further requested a transfer of \$40,000.00 from the Village Club's Operating Account to Village Club's Recreational Trust Account; and

WHEREAS, the transfers are to cover the principal and interest payment on the 2015 Golf Course Improvement Bond; and

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby ratify and affirm the decision authorizing the transfers of funds to the Village Club's Recreational Trust Account.

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

Trustee 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 09242019-06 was duly adopted.

Mayor Adler placed on the table for consideration the **authorization for funds from the Village Club Cell Site License Fees Account to be transferred to the Village Club's Capital Account.**

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

**RESOLUTION 09242019-07
AUTHORIZATION FOR FUNDS
FROM THE VILLAGE CLUB CELL SITE LICENSE FEES ACCOUNT
TO BE TRANSFERRED TO
THE VILLAGE CLUB'S CAPITAL ACCOUNT**

WHEREAS, by Resolution 05262015-03 the Board resolved that no funds may be withdrawn from the Village Club Cell Site License Fees Account except by resolution of the Board of Trustees; and

WHEREAS, Club Management/Controller has requested a transfer of \$31,000.00 from the Village Club Cell Site License Fees Account to the Village Club's Capital Account; and

WHEREAS, the Board has reviewed the request and authorizes the transfer.

NOW, THEREFORE, BE IT RESOLVED that the Board authorizes Treasurer Kathleen Notaro to transfer \$31,000.00 from the Village Club Cell Site License Fees Account to the Village Club's Capital Account.

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 09242019-07 was duly adopted.

Mayor Adler placed on the table for **consideration a Resolution to replace the lighting fixtures at the three platform tennis courts located at The Village Club of Sands Point.**

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

**RESOLUTION 09242019-08
PURCHASE & INSTALLATION OF
24 HIGH EFFICIENCY LED FLOOD LIGHT FIXTURES
ON PLATFORM TENNIS COURTS 1, 2 &3
THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, the current light fixtures for the three platform tennis courts are becoming obsolete; a determination was made to go with LED lighting - not only do LED holiday lights consume less electricity, they also have the following advantages: Safer: LEDs are much cooler than incandescent lights, reducing the risk of combustion or burnt fingers. Sturdier: LEDs are made with epoxy lenses, not glass, and are much more resistant to breakage; and

WHEREAS, as the Facilities Chair Bill Schmergel asked for and received three quotes for the purchase and installation of new LED light fixtures, copies of which are appended hereto and made a part of the minutes; and

WHEREAS, Chair Schmergel is recommending the proposal from Court Pro of Madison, CT at a cost of \$13,800.00 although not the lowest quote; Court Pro is a platform tennis court installer and therefore more familiar with the amount of lighting required; and

WHEREAS, this expenditure is approved to be paid from the 2.115 million bond proceeds; and

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

NOW, THEREFORE, BE IT RESOLVED, that Court Pro, 94 Nortontown Road, Madison, CT 06443 be and hereby is approved to install new LED light fixtures in an amount not to exceed \$13,800.00.

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

Resolution 09242019-08 was duly adopted.

Mayor Adler placed on the table for consideration a **recommendation from Club Manager Dana Cancellaro to replace the air conditioning unit in the Grille Kitchen at The Village Club of Sands Point**, a copy of which is appended hereto and made a part of the minutes.

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

**RESOLUTION 09242019-09
AUTHORIZING REPLACEMENT OF
AIR CONDITIONING UNIT
AT THE GRILLE KITCHEN
THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, it has been determined a need for replacement of the air conditioning unit located in the Grille kitchen; and

WHEREAS, the Club requested and received three quotes for the system, copies of which are appended hereto and made a part of the minutes; and

WHEREAS, Dynaire submitted the lowest proposal and is also the current contractor maintaining the unit; and

WHEREAS, the Operations Committee has reviewed the proposal and found it acceptable; and

WHEREAS, this expenditure is approved to be paid from the 2.115 million bond proceeds; and

WHEREAS, the Board of Trustees has reviewed the proposal and found it acceptable,

NOW, THEREFORE, BE IT RESOLVED, that Dynaire Service Corp., 134 Herricks Road; Mineola, NY 11501 be authorized to provide the Village Club with an air conditioning unit per their proposal in the amount of \$21,780.00.

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 09242019-09 was duly adopted.

Mayor Adler placed on the table for **consideration authorization to pay Complete Well & Pump, Inc. for the emergency repair of the main well pump that feeds the Village Club's golf course irrigation system.**

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

**RESOLUTION 09242019-10
AUTHORIZATION TO PAY
COMPLETE WELL & PUMP, INC.
FOR EMERGENCY REPAIR OF WELL PUMP AND MOTOR
GOLF COURSE IRRIGATION SYSTEM
THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, the pump and motor at the main well feeding the Club's irrigation system failed; and

WHEREAS, Complete Well & Pump, Inc. was contacted on an emergency basis to replace the pump and motor; and

WHEREAS, the Operation Committee is recommending payment to Complete Well & Pump, Inc. for the emergency repair; and

WHEREAS, the Board has examined the invoice and finds it acceptable,

NOW, THEREFORE, BE IT RESOLVED, that **the Board authorizes payment in the amount of \$7,900.00 to Complete Well & Pump, Inc., 170 N. Oak Street, Copaigue, NY 11726 for the emergency repair of the pump and motor.**

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 09242019-10 was duly adopted.

Mayor Adler placed on the table for consideration a Resolution **Authorizing the Village Clerk to place a legal notice for the solicitation of bids for purchase of chemicals used for Golf Course Maintenance** at The Village Club of Sands Point.

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

**RESOLUTION 09242019-11
AUTHORIZING THE SOLICITATION OF BIDS
TO PURCHASE CHEMICALS
FOR GOLF COURSE MAINTENANCE FOR THE 2020 SEASON
AT THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, it has been determined by Grounds Superintendent Ethan Johnson that the golf course must be maintained at the highest level; and

WHEREAS, Superintendent Johnson has determined that various chemicals will be needed for the 2020 golf season; and

WHEREAS, in accordance with the Village's Procurement Policy, this purchase must be competitively bid,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees authorizes the Village Clerk to place a legal notice to solicit bids for purchase of golf course and

ground maintenance chemicals, which bids will be presented to the Board for review and award as soon after the bid openings as possible;

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 09242019-11 was duly adopted.

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

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

RESOLUTION 09242019-12
AUTHORIZATION FOR VILLAGE FUNDS TO BE TRANSFERRED FROM THE
VILLAGE GENERAL FUND TO THE VILLAGE CLUB OF SANDS POINT
OPERATING ACCOUNT

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, and in order address the short-term operating requirements of the Village Club, it is necessary for the Village to transfer the sum of \$500,000 from the Village General Fund to the Village Club Operating Account on a short-term basis (the "Temporary Transfer"); and

WHEREAS, the transferred funds from the Village Club Operating Account will be transferred back to the Village General Fund by December 31, 2019; 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 Temporary Transfer.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Village to transfer the sum of \$500,000 from the Village General Fund to the Village Club Operating Account on a short term and interim basis.

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 09242019-12 was duly adopted.

Mayor Adler announced that the **next Board of Trustees meeting will be held on Tuesday, October 22, 2018** at 8:00 p.m.

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 9:15 p.m.



Liz Gaynor,
Village Clerk