BOARD OF TRUSTEES MEETING
INCORPORATED VILLAGE OF SANDS POINT
TUESDAY, DECEMBER 22, 2021
VIA ZOOM

Present:	Peter A. Forman	Mayor
	Jeffrey Moslow	Deputy Mayor
	Rita Sethi	Trustee
	Elena Karabatos	Trustee
	Rebecca Vitas Schamis	Trustee
	Liz Gaynor	Village Clerk
	Michael Sahn, Esq.	Village Attorney
	Joshua D. Brookstein, Esq.	Village Attorney
	Daniel Scheyer	Advisor to the Board

Mayor Forman opened the Public Hearing at 8:05 p.m. to **consider the following:**

1) Cablevision – Ten (10) Year Franchise Renewal Agreement
2) Consideration of a Proposed Local Law Amending Chapter 110 of the Village Code entitled, "Noise"
3) Consideration of a Proposed Local Law Amending Chapter 85 of the Village Code entitled, "Filming"
4) Consideration of a Proposed Local Law Amending Chapter 132 of the Village Code entitled, "Site Plan Review"; Chapter 145 entitled, "Subdivision of Land"; and Chapter 176 entitled, "Zoning"
5) Consideration of a Proposed Local Law Enacting Rules & Regulations re Fireworks-
6) Consideration of a Proposed Local Law Amending Chapter 83 of the Code entitled, "Fences" and Chapter 176 entitled, "Zoning"
7) Consideration of a Proposed Local Law Amending Chapter 172 of the Code entitled, "Wells" and Chapter 176 entitled, "Zoning"

The receipt of the affidavit of publication for the public hearings was published in the *Port Washington News* and the affidavit of posting of the public hearings was posted at the office of the Village Clerk.

On motion of Trustee Karabatos and seconded by Trustee Sethi and carried unanimously the Board agreed to continue the public hearings one through seven to the Tuesday, January 25, 2022 meeting.

Mayor Forman opened the Regular meeting of the Board at 8:10 p.m.

The **Minutes** of the meeting held on November 16, 2021 were reviewed. On motion by Trustee Karabatos, seconded by Deputy Mayor Moslow and carried unanimously, the minutes of November 16, 2021 were approved.

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

Commissioner Karabatos submitted that water pumpage during December of 2021 was 10,921,700 gallons pumped vs. 10,909,900 gallons pumped during December of 2020.

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

Claims as presented on **Abstracts 7A & 7B** for payment in December were reviewed. On motion of Trustee Karabatos, seconded by Trustee Schamis and carried unanimously, the claims as contained on **Abstracts 7A & 7B** 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 Trustee Karabatos and carried unanimously, the Building Commissioner's recommendations were adopted.

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

Building Permits issued – 8
Building Permit Applications filed – 4
Extensions of Building Permits Granted – 11
8 Tree Removal Applications Received - total of 19 trees
Certificates of Occupancy Issued – 1

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

Arraignments – 45
Trials - 1
Total Amount Collected - $318.00

Mayor Forman **announced his appointment of Karen Fagelman as a Member of the Historic Landmarks Preservation Commission.**

Mayor Forman placed on the table for consideration for the Board to hold a **public hearing at its Tuesday, January 25, 2022 meeting to consider the following:**

Proposed Local Law Amending Chapter 155 of the Village Code entitled, "Telecommunication Sites" and any other related chapters re small cell regulations

On motion of Deputy Mayor Moslow and seconded by Trustee Sethi and voted on as follows, the Board resolved to hold a Public Hearing at their Tuesday, January 25, 2022 meeting. On vote as follows:

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Mayor Forman placed on the table for consideration a **Resolution Designating Incorporated Village of Sands Point as a Tree City USA Community.**

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

RESOLUTION 12222021-01
DESIGNATING INC. VILLAGE OF SANDS POINT
AS A TREE CITY USA COMMUNITY
BY THE NATIONAL ARBOR DAY FOUNDATION
AND PROCLAIMING ARBOR DAY WITHIN THE VILLAGE

WHEREAS, Denise Silverstein, President of the Sands Point Garden Club approached Village Clerk Liz Gaynor to have Village of Sands Point recognized as a Tree City USA Community; and

WHEREAS, the Sands Point Garden Club has supported and sponsored many tree planting projects throughout the Village; and

WHEREAS, the Village recognizes the many environmental, financial, and public health benefits that trees have for our community such as increasing property values, reducing erosion of our precious topsoil, cleaning our air; and

WHEREAS, the National Arbor Day Foundation's Tree City USA program provides guidelines which help communities establish a comprehensive care program for their trees; and

NOW, THEREFORE BE IT RESOLVED, that the Incorporated Village of Sands Point be recognized as a Tree City USA Community by the National Arbor Day Foundation; and

BE IT FURTHER RESOLVED that Mayor Peter A. Forman proclaim April 20, 2022, as Arbor Day in the Village of Sands Point and urges all citizens to support the efforts to plant and protect our trees now and in the future.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-01 was duly adopted.

Mayor Forman placed on the table for consideration a **Transfer of Village Funds from the 2021/22 Fiscal Year Budget to the 401(A) Qualified Defined Contribution Program Account for Terminal Pay of Lieutenant Donald Tag.**

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

RESOLUTION 12222021-02
TRANSFER OF VILLAGE FUNDS FROM THE CONTINGENT ACCOUNT TO 401(A) QUALIFIED DEFINED CONTRIBUTION PROGRAM ACCOUNT FOR THE TERMINAL PAY OF LIEUTENANT DONALD TAG

WHEREAS, pursuant to the 401(a) Plan Agreement by and between the Village of Sands Point and the Sands Point Police Benevolent Association, dated August 25, 2015 (the "Plan Agreement"), the Village authorized implementation and administration of a 401(a) Qualified Defined Contribution Program to be used to deposit accumulated sick and/or vacation leave, terminal retirement pay, or other incentive payments on behalf of the officers of the Village of Sands Point Police Department; and

WHEREAS, under the Plan Agreement, the Village is authorized to fund a retiring officer's 401(a) account with the maximum annual contribution permitted by law for up to three (3) years prior to retirement; and

WHEREAS, the maximum annual contribution to a 401(a) Plan account currently permitted under the law is $58,000.00; and

WHEREAS, as a condition precedent to the funding of the 401(a) account, the retiring officer is required to submit to the Village a Notification of Intention to Retire and a Promissory Note for the amount to be pre-funded on the forms approved by the Village; and

WHEREAS, on December 7, 2021, Lt. Tag of the Sands Point Police Department submitted a Notification to Retire to the Village, setting forth his intention to retire effective December 7, 2024, a copy of which is annexed hereto and made a part hereof; and

WHEREAS, Lt. Tag has provided the Village with promissory notes in the aggregate amount of $58,000; and

WHEREAS, the Village's Fund Balance Policy states that where expenditures are incurred for a purpose for which amounts are available in multiple fund balance classifications, the expenditure is to be spent from restricted fund balance first, then unrestricted; and

WHEREAS, the current balance in the Restricted Fund-Reserve for Employee Benefits Accrued Liability is only $89,828.97; and

WHEREAS, the Village does not wish to deplete the reserve at this time; and

WHEREAS, the funds for terminal pay are in the 2021/22 Fiscal Year Budget - Contingent Account; and

NOW, THEREFORE, BE IT RESOLVED, that a contribution in the amount of $58,000.00, constituting a portion of Lt. Tag terminal pay, is authorized to be drawn from the 2021/22 fiscal year budget and deposited in the 401(A) Qualified Defined Contribution Program Account for Lt. Tag; and

FURTHER RESOLVED that the following budgetary transfer be authorized for this payment:

From: A1990.0400 Contingent Account $58,000.00

To: A3120.0482 Police/Retirement 401A $58,000.00

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-02 was duly adopted.

Mayor Forman placed on the table for consideration a **Proposal from KECamps to Manage and Operate a Summer Day Camp for 2022 for the Children of Members of the Village Club of Sands Point,** a copy of which is appended hereto and made a part of the minutes.

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

RESOLUTION 12222021-03
ACCEPTANCE OF PROPOSAL OF KECAMPS
FOR THE MANAGEMENT AND OPERATION OF A
SUMMER DAY CAMP FOR 2022
THE VILLAGE CLUB OF SANDS POINT

WHEREAS, by Resolution 01262021-11, the Board of Trustees of the Village of Sands Point, New York accepted the proposal of KECamps to provide for the management and Operation of a Summer Day Camp at the Village Club of Sands Point for the 2021 season; and

WHEREAS, the Village Club Operations Committee has made recommendation to accept the proposal of KECamps for the 2022 season based on the excellent results achieved from previous summers; and

WHEREAS, the Board of Trustees has reviewed the proposal from **KECamps, 821 Executive Drive, Princeton, NJ, 08502**, and finds it acceptable; and

THEREFORE, NOW BE IT RESOLVED, that the proposal of KECamps, 821 Executive Drive, Princeton, NJ, 08502 be and hereby is accepted by the Village; and be it

FURTHER RESOLVED, that the Board of Trustees authorizes the Village Attorney of the Village to negotiate, execute and enter into a contract on behalf of the Village with KECamps.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-03 was duly adopted.

Mayor Forman announced the **Bid Opening Results for the Electrification of the Cart Barn at The Village Club of Sands Point.**

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

RESOLUTION 12222021-04
AWARD OF CONTRACT
CART BARN ELECTRIFICATION
THE VILLAGE CLUB OF SANDS POINT

WHEREAS, two bids in total were received on December 15, 2021, per Resolution 09282021-16 adopted on September 28, 2021 for the electrification of the golf cart barn, copies of those results are appended hereto and made a part of the minutes; and

WHEREAS, Jay Morales, Director of Operations at The Village Club has reviewed the bids and recommends engagement of Roland's Electric, Inc. as the lowest responsible bidder; and

WHEREAS, Village Club General Manager Jeff Shepard concurs with the recommendation; and

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

NOW, THEREFORE, BE IT RESOLVED that **Roland's Electric Inc., 307 Suburban Avenue, Deer Park, New York 11729 be and hereby is awarded the contract in accordance with their bid in the amount of ± $88,222.00.**

FURTHER RESOLVED that the Board of Trustees authorizes the Mayor of the Village to negotiate, execute and enter into a contract on behalf of the Village with Roland's Electric Inc.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-04 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution to Authorize the Preparation and Solicitation of Bids for Roof Repairs to the various Club buildings.**

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

RESOLUTION 12222021-05
AUTHORIZATION TO ENGAGE AN ENGINEER TO PREPARE BID SPECIFICATIONS
AND TO AUTHORIZE VILLAGE CLERK TO SOLICIT BIDS
FOR ROOF REPAIRS FOR VARIOUS CLUB BUILDINGS
AT THE VILLAGE CLUB OF SANDS POINT

WHEREAS, the Club Grille, Pro Shop roofs and other roofs need repair/or replacement; and

WHEREAS, Club General Manager Jeff Shepard is requesting authorization to prepare and solicit bids for roof repair/replacement for the Club Grille, Pro Shop and other Club building roofs; and

WHEREAS, engineering services are required to review, advise and to prepare bid specifications; and

WHEREAS, engineering services are not to exceed $35,000.00,

NOW, THEREFORE, BE IT RESOLVED, that the Board **authorizes engagement of an engineer and further authorizes the Village Clerk to solicit bids to be presented to the Board of Trustees for review and award of contract following receipt of bids.**

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-05 was duly adopted.

Mayor Forman placed on the table a **Resolution Authorizing the Approval of Attendance for Village Club Personnel to Attend the 2022 Annual PGA Merchandise show.**

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

RESOLUTION 12222021-06
AUTHORIZING ATTENDANCE
AT THE 2022 PGA MERCHANDISE SHOW FOR
GENERAL MANAGER JEFF SHEPARD,
ASS'T GENERAL MANAGER, KEVIN DUDLESTON,
GOLF PROS, KARL OBERMEYER, ANN OBERMEYER AND
GOLF COURSE SUPERINTENDENT ETHAN JOHNSON
JANUARY 25, 2022 THROUGH JANUARY 28, 2022
THE VILLAGE CLUB OF SANDS POINT

WHEREAS, it is necessary for golf industry personnel to acquire up to date information on club management, products, and maintenance; and

WHEREAS, Club General Manager Jeff Shepard is requesting attendance for himself, Assistant General Manager Kevin Dudleston, Golf Pros Karl Obermeyer, Ann Obermeyer and Golf Course Superintendent Ethan Johnson at the 2022 PGA Merchandise Show in Orlando, Florida in order to further their knowledge and expertise; and

NOW, THEREFORE BE IT RESOLVED that the Board does hereby authorize the attendance of Jeff Shepard, Kevin Dudleston, Karl Obermeyer, Ann Obermeyer and Ethan Johnson to attend the 2022 PGA MERCHANDISE SHOW in Orlando, Florida from January 25 to January 28, 2022 at a cost not to exceed ±$4,000.00 for all 5 participants.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-06 was duly adopted.

Mayor Forman placed on the table a **Resolution Authorizing the Approval of Attendance for Golf Course Superintendent Ethan Johnson to Attend the 2022 GCSAA Conference and Trade Show.**

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

RESOLUTION 12222021-07
AUTHORIZING ATTENDANCE
AT THE 2022 GCSAA CONFERENCE AND TRADE SHOW FOR
GOLF COURSE SUPERINTENDENT ETHAN JOHNSON
FEBRUARY 5, 2022 THROUGH FEBRUARY 10, 2022
IN SAN DIEGO, CALIFORNIA
THE VILLAGE CLUB OF SANDS POINT

WHEREAS, it is necessary for golf industry personnel to acquire up to date information on club management, products, and maintenance; and

WHEREAS, Club General Manager Jeff Shepard is requesting attendance for Golf Course Superintendent be allowed at the 2022 GCSAA Conference and Trade Show in San Diego, CA in order to further his knowledge and expertise; and

NOW, THEREFORE BE IT RESOLVED that the Board does hereby authorize the attendance of Ethan Johnson to attend the 2022 GCSAA CONFERENCE AND TRADE SHOW in San Diego, California from February 5 to February 10, 2022 at a cost not to exceed ±$3,000.00.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-07 was duly adopted.

Presentation of the Village Club Preliminary Budget was moved to the January 25, 2022 Board meeting.

Mayor Forman placed on the table for consideration a December **2021 event request from the Sands Point Preserve Conservancy;** copies of the pending requests are appended hereto and made a part of the minutes. Upon motion by Deputy Mayor Moslow and seconded by Trustee Schamis and carried unanimously the Board approved the following public event request:

December 2021

- Wednesday, December 29, 2021 – Holiday Party – Reliance Communications

On roll call:

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Mayor Forman placed on the table for consideration a **Resolution to Authorize the Purchase of a new telephone system for The Village Office, Police and Water Departments.**

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

RESOLUTION 12222021-08
AUTHORIZATION OF PURCHASE
NEC SV9100 PLATFORM PHONE SYSTEM
FROM FORERUNNER TECHNOLOGIES, INC.
UNDER NYS CONTRACT #PM 20910
VILLAGE OFFICE, POLICE AND WATER DEPARTMENTS

WHEREAS, the existing telephone systems for Village Office, Village Police and Village Water Departments require updating to bring the systems up to an acceptable operating level; and

WHEREAS, all three departments will be purchasing a NEC SV9100 phone system, which is covered under New York State Purchasing Contract #PM20910, a copy of which is appended hereto and made a part of the minutes, and

WHEREAS, the telephone system will be purchased through Forerunner Technologies, Inc,

NOW, THEREFORE, BE IT RESOLVED that **the Board accepts the proposal from Forerunner Technologies, Inc., 150 Executive M Drive, Edgewood, NY 11717 to provide a new NEC Platform SV9100 Phone System in accordance with their proposal dated December 6, 2021 in the amount of ±$24,988.96 and a monthly recurring SIP charge of ±$259.94**

FURTHER RESOLVED, that the Board authorizes the mayor to execute the above indicated proposal.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-08 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution to Authorize the Purchase of a new telephone system for The Village Club of Sands Point.**

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

RESOLUTION 12222021-09
AUTHORIZATION OF PURCHASE
OF A NEC SV9100 PLATFORM PHONE SYSTEM
FORERUNNER TECHNOLOGIES, INC.
NYS CONTRACT #PM 20910
THE VILLAGE CLUB OF SANDS POINT

WHEREAS, the existing telephone system requires updating to bring the system up to an acceptable operating level and to meet the growing needs of The Club; and

WHEREAS, the Club will be purchasing a NEC SV9100 phone system, which is covered under New York State Purchasing Contract #PM20910, a copy of which is appended hereto and made a part of the minutes, and

WHEREAS, the telephone system will be purchased through Forerunner Technologies, Inc,

NOW, THEREFORE, BE IT RESOLVED that **the Board accepts the proposal from Forerunner Technologies, Inc., 150 Executive M Drive, Edgewood, NY 11717 to provide a new NEC Platform SV9100 Phone System in accordance with their proposal dated December 6, 2021 in the amount of ±$26,406.33 and a monthly recurring SIP charge of ±$354.58.**

FURTHER RESOLVED, that the Board authorizes the mayor to execute the above indicated proposal.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Rita Sethi voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Rebecca Vitas Schamis voting	-	aye

Resolution 12222021-09 was duly adopted.

Mayor Forman announced the **next Board of Trustees regular meeting will be held on Tuesday, January 25, 2022** at 8:00 p.m. (possibly by Zoom)

There being no further business to come before the Board, on motion of Trustee Karabatos, seconded by Deputy Mayor Moslow and carried unanimously, the meeting was adjourned at 9:10 p.m.

Liz Gaynor, Village Clerk