INC. VILLAGE OF SANDS POINT
BOARD OF TRUSTEES MEETING
TUESDAY, AUGUST 22, 2023

Present:	Peter A. Forman	Mayor
	Jeffrey Moslow	Deputy Mayor
	Elena Karabatos	Trustee
	Sloane Ackerman	Trustee
	Khashayar Khazai	Trustee
	Liz Gaynor	Village Clerk
	Michael Sahn, Esq.	Village Attorney
Absent:	Daniel Scheyer	Advisor to the Mayor
	Joshua D. Brookstein, Esq.	Village Attorney

At 8:16 p.m. Mayor Forman opened the Public Hearing to consider **proposed Local Law 6 of 2023, "A Local Law Amending Chapter 103, "Licensed Occupations", of the Code of the Village of Sands Point."**

Mayor Forman called for comments from the Public and discussion of the Board regarding the proposed local law for the Incorporated Village of Sands Point. A copy of the transcript is appended hereto and made a part of the minutes.

All those who wished to be heard, having been heard and there being no further call for discussion, on motion of Deputy Mayor Moslow and seconded by Trustee Karabatos and carried unanimously the Public Hearing on the proposed local law was closed.

At 8:18 p.m. Mayor Forman opened the Public Hearing to consider **proposed Local Law 7 of 2023, "A Local Law Amending Chapter 88, "Fireworks", of the Code of the Village of Sands Point."**

Mayor Forman called for comments from the Public and discussion of the Board regarding the proposed local law for the Incorporated Village of Sands Point. A copy of the transcript is appended hereto and made a part of the minutes.

All those who wished to be heard, having been heard and there being no further call for discussion, on motion of Deputy Mayor Moslow and seconded by Trustee Karabatos and carried unanimously the Public Hearing on the proposed local law was closed.

At 8:20 p.m. Mayor Forman opened the Public Hearing to consider **proposed Local Law 7 of 2023, "A Local Law Amending Chapter 127, "Rental Dwelling Unit Registration", of the Code of the Village of Sands Point."**

Mayor Forman called for comments from the Public and discussion of the Board regarding the proposed local law for the Incorporated Village of Sands Point. A copy of the transcript is appended hereto and made a part of the minutes.

All those who wished to be heard, having been heard and there being no further call for discussion, on motion of Deputy Mayor Moslow and seconded by Trustee Karabatos and carried unanimously the Public Hearing on the proposed local law was closed.

Furthermore, upon motion of Deputy Mayor Moslow and seconded by Trustee Karabatos and carried unanimously the Board agreed to continue the following the public hearings to the Tuesday, September 26, 2023 meeting:

1) Proposed Local Law Amending Chapter 1, "General Provisions" of the Code of the Village of Sands Point
2) Proposed Local Law Amending Chapter 85, "Filming" of the Code of the Village of Sands Point
3) Proposed Local Law Amending Chapter 132, "Site Plan Review"; Chapter 145, "Subdivision of Land"; and Chapter 176 entitled, "Zoning" of the Code of the Village of Sands Point
4) Proposed Local Law Amending Chapter 84, "Filling, Excavation & Grading" of the Code of the Village of Sands Point
5) Proposed Local Law Amending Chapter 82, "Fees & Deposits" of the Code of the Village of Sands Point
6) Proposed Local Law Amending Chapter 131, "Signs" of the Code of the Village of Sands Point
7) Proposed Local Law Amending Chapter 176, "Zoning" of the Code of the Village of Sands Point
8) Proposed Local Law Amending Chapter 70, "Docks, Floats, Piles and Boat Lifts" of the Code of the Village of Sands Point
9) Proposed Local Law Amending Chapter 157, "Trees" of the Code of the Village of Sands Point
10) Proposed Local Law Amending Chapter 145, §145-32.4, "Capital Reserve Fund and Repair Reserve Fund"
11) Proposed Local Law Amending Chapter 121, "Private Streets, Maintenance of" of the Code of the Village of Sands Point
12) Proposed Local Law Amending Chapter 141, "Streets and Sidewalks" of the Code of the Village of Sands Point

13) Proposed Local Law Amending Chapter 12, "Ethics, Code of" of the Code of the Village of Sands Point
14) Proposed Local Amending Chapter 145, "Subdivision of Land" of the Code of the Village of Sands Point

Mayor Forman opened the **Organizational Meeting** of the Board of Trustees at 8:25 p.m.

Deputy Mayor Moslow announced the appointment of **Peter Hirsch as Special Advisor to the Board for Fire and Ambulance Services.**

Mayor Forman placed on the table for consideration a **Resolution Appointing Gary Strumeyer, as Bond Consultant to the Mayor and Board of Trustees** of the Incorporated Village of Sands Point, Effective Immediately until June 30, 2024

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

RESOLUTION 08222023-1C
APPOINTING GARY STRUMEYER AS BOND CONSULTANT TO THE MAYOR AND BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF SANDS POINT,
EFFECTIVE IMMEDIATELY UNTIL JUNE 30, 2024

WHEREAS, the Mayor of the Incorporated Village of Sands Point (the "Village") and the Village's Board of Trustees (the "Village Board"), desires to consult with a Bond Consultant on investments in furtherance of the Village's Investment Policy; and

WHEREAS, Gary Strumeyer ("Mr. Strumeyer") previously served as president of capital markets at a major bank and currently provides expert witness and consulting services for capital markets; and

WHEREAS, Mr. Strumeyer is the author of three books on municipal bonds, fixed income, and capital markets; and

WHEREAS, Mr. Strumeyer is a former adjunct professor at New York University and Long Island University where he taught courses on FinTech, derivatives, and capital markets; and

WHEREAS, Mr. Strumeyer has volunteered to advise the Mayor and the Village Board, pro bono, on investments in the bond market in accordance with the Village's Investment Policy; and

WHEREAS, Mr. Strumeyer has the requisite expertise, knowledge, and experience to serve as Bond Consultant to the Mayor and Village Board; and

WHEREAS**,** pursuant to Section 3-301(1) of the Village Law, every village shall have a mayor, four trustees, a treasurer, and a clerk; and

WHEREAS**,** pursuant to Section 3-301(2)(c) of the Village Law, the Village may establish other officers, including deputies, as the Village Board shall determine; and

WHEREAS**,** pursuant to Section 4-400 of the Village Law, the Mayor shall appoint all department and non-elected officers and employees of the Village, subject to the approval of the Village Board; and

WHEREAS, the Mayor, desires to appoint Mr. Strumeyer to serve as a Bond Consultant to the Mayor and Village Board, effective immediately, until June 30, 2024; and

WHEREAS, the Mayor has conferred with the Village Board concerning Mr. Strumeyer's appointment; and

WHEREAS, the Village Board supports the appointment of Mr. Strumeyer's as Bond Consultant.

NOW, THEREFORE, BE IT RESOLVED, that:

1. Mayor Forman appoints Gary Strumeyer to serve as Bond Consultant to the Mayor and Village Board, pro bono, effective immediately, until June 30, 2024.
2. The Village Board supports and ratifies Mr. Strumeyer's appointment.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-1C was duly adopted.

Mayor Forman placed on the table for consideration **the 2024 Village Employee Holiday Schedule (Village Office, Water Department and Public Works)**, a copy of which is appended hereto and made a part of the minutes. The motion was moved by Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously the 2024 Employee Holiday Schedule was adopted. On vote as follows:

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Mayor Forman announced that the following **Policies and Procedures will be tabled to the Tuesday, September 26, 2023 Board meeting**:

a) Authorizing attendance of Officials at municipally related conferences
b) Authorizing reimbursement for use of personal vehicles
c) Authorizing payment in advance of audit of certain recurring expenses
d) Budget Procedure
e) Fixed Assets
f) Fund Balance Policy
g) Fund Balance - Restricted and Unrestricted Funds Plan & Policy
h) Investment Policy
i) Vehicle Use Policy
j) Meal, Refreshment & Travel Reimbursement
k) Trustee Meal Expense Reimbursement
l) Use of Village Cellular Phone
m) Use of Village Credit Card
n) Employment Discrimination & Harassment Policy
o) Sexual Harassment & Prevention Policy
p) Violence Prevention Policy/Program
q) Electronic Communications Systems Policy
r) Cyber Security - Citizens' Notification Policy
s) Whistle Blower Policy
t) Capital Assets and Intangible Assets Accounting Policy
u) Procurement Policy
v) FOIL - Access to Records Policy
w) BZA, Planning & VCC Mission statement

Mayor Forman announced that the following **Regulations are to be posted to the Village website:**

a) Irrigation Regulations
b) Thoroughfare Regulations
c) Landscaping Regulations

Mayor Forman placed on the table for consideration a **Resolution Adopting, Pursuant to Section 101-3 of the Village Code, Village Irrigation Regulations**, to be Published on the Village's Website, or as Directed by Information on the Village's Website.

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

RESOLUTION 08222023-2C
ADOPTING, PURSUANT TO SECTION 101-3 OF THE VILLAGE CODE, VILLAGE IRRIGATION REGULATIONS, TO BE PUBLISHED ON THE VILLAGE'S WEBSITE, OR AS DIRECTED BY INFORMATION ON THE VILLAGE'S WEBSITE

WHEREAS, the Board of Trustees (the "Village Board") of the Incorporated Village of Sands Point (the "Village") have determined that in order to continue to provide high quality water service and availability to the residents of the Village, it is necessary and appropriate to regulate the technical and operational requirements for any existing or new irrigation system in the Village; and

WHEREAS, pursuant to Section 101-1 of the Village Code, the Village Irrigation Regulations are the technical and operational requirements for any existing or new irrigation system, to be maintained, installed, or operated in the Village, as published on the Village's website, or as directed by information on the Village's website; and

WHEREAS**,** pursuant to Section 101-3 of the Village Code, all existing and new irrigation systems shall conform to the provisions of the Village Irrigation Regulations; and

WHEREAS, the Village has prepared and submitted to the Village Board for review, proposed Village Irrigation Regulations; and

WHEREAS, the Village Board finds that the Village Irrigation Regulations are necessary, reasonable, and appropriate.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board adopts the Village Irrigation Regulations and directs that they be published on the Village's website, or as directed by the information on the Village's website.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-2C was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Adopting, Pursuant to Section 103-21 of the Village Code, Village Thoroughfare Work Regulations**, to be Published on the Village's Website, or as Directed by Information on the Village's Website.

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

RESOLUTION 08222023-3C
ADOPTING, PURSUANT TO SECTION 103-21 OF THE VILLAGE CODE, VILLAGE THOROUGHFARE WORK REGULATIONS, TO BE PUBLISHED ON THE VILLAGE'S WEBSITE, OR AS DIRECTED BY INFORMATION ON THE VILLAGE'S WEBSITE

WHEREAS, the Board of Trustees (the "Village Board") of the Incorporated Village of Sands Point (the "Village") finds that properly installed, improved, paved, repaired, and maintained public roads, public streets, private roads, private streets, highways, avenues, lanes, and alleys which are passable and open to use by the general public are declared to be of importance to the health and safety of the inhabitants of this Village; and

WHEREAS, the Village Board finds that the safeguarding of the material rights of the public against unwarranted dangers and hazards in said streets are deemed essential to the economy of the Village and the general welfare of its inhabitants; and

WHEREAS, the Village Board finds that improperly installed, improved, paved, repaired, or maintained public roads, public streets, private roads, private streets, highways, avenues, lanes, and alleys are detrimental to the health, safety, and general welfare of the Village and can create serious hazards increasing the risk of injuries to passengers in motor vehicles, pedestrians, and personal property; and

WHEREAS, the Village Board finds that it is necessary and appropriate to regulate the performance of thoroughfare work and thoroughfare work contractors to protect the health, safety, and welfare of the Village and its residents; and

WHEREAS, pursuant to Section 103-1 of the Village Code, the Village Thoroughfare Work Regulations are the technical, operational, and insurance requirements for thoroughfare work and thoroughfare contractors in the Village as published on the Village's website, or as directed by information on the Village's website; and

WHEREAS, pursuant to Section 103-21 of the Village Code, all thoroughfare work contractors shall comply with the Village Thoroughfare Work Regulations; and

WHEREAS, the Village has prepared and submitted to the Village Board for review, proposed Village Thoroughfare Work Regulations; and

WHEREAS, the Village Board finds that the Village Thoroughfare Work Regulations are necessary, reasonable, and appropriate.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board adopts the Village Thoroughfare Work Regulations and directs that they be published on the Village's website, or as directed by the information on the Village's website.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-3C was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Adopting, Pursuant to Section 103-9 of the Village Code, Village Landscaping Regulations,** to be Published on the Village's Website, or as Directed by Information on the Village's Website.

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

RESOLUTION 08222023-4C
ADOPTING, PURSUANT TO SECTION 103-9 OF THE VILLAGE CODE, VILLAGE LANDSCAPING REGULATIONS, TO BE PUBLISHED ON THE VILLAGE'S WEBSITE, OR AS DIRECTED BY INFORMATION ON THE VILLAGE'S WEBSITE

WHEREAS, the Board of Trustees (the "Village Board") of the Incorporated Village of Sands Point (the "Village") finds that landscaping often includes the use of pesticides, insecticides, and herbicides, and poses a risk of causing noise, odors, or other nuisances which may impair or disturb the health, safety, and welfare of the Village and its residents; and

WHEREAS, the Village Board finds that it is necessary and appropriate to regulate the performance of landscaping and landscapers to protect the health, safety, and welfare of the Village and its residents; and

WHEREAS, pursuant to Section 103-1 of the Village Code, the Village Landscaping Regulations are the technical, operational, and insurance requirements for landscaping and landscapers in the Village as published on the Village's website, or as directed by information on the Village's website; and

WHEREAS**,** pursuant to Section 103-9 of the Village Code, all landscapers shall comply with the Village Landscaping Regulations; and

WHEREAS, the Village has prepared and submitted to the Village Board for review, proposed Village Landscaping Regulations; and

WHEREAS, the Village Board finds that the Village Landscaping Regulations are necessary, reasonable, and appropriate.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board adopts the Village Landscaping Regulations and directs that they be published on the Village's website, or as directed by the information on the Village's website.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-4C was duly adopted.

Mayor Forman announced that **Review of PILOTS (Payment in Lieu of Taxes) will be tabled to the Tuesday, September 26, 2023 Board meeting for further review by Deputy Mayor Moslow**.

Mayor Forman placed on the table for consideration a **Resolution Approving Dynaire Services Corp., as a Sole Source Vendor for the Service and Maintenance of Heating Ventilation and Air Conditioning Equipment in the Incorporated Village of Sands Point**, Effective Immediately until June 30, 2024

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

RESOLUTION 08222023-5C
APPROVING DYNAIRE SERVICES CORP., AS A SOLE SOURCE VENDOR FOR THE SERVICE AND MAINTENANCE OF HEATING VENTILATION AND AIR CONDITIONING EQUIPMENT IN THE INCORPORATED VILLAGE OF SANDS POINT, EFFECTIVE IMMEDIATELY UNTIL JUNE 30, 2024

WHEREAS, the Incorporated Village of Sands Point (the "Village") owns and operates numerous municipal facilities including, but not limited to, Village Hall, Sands Point Police Department, Public Works Administration Building, and the Village of Club of Sands Point (collectively hereinafter referred to as "Village Facilities"); and

WHEREAS, the continuous and efficient operation of heating ventilation and air conditioning ("HVAC") equipment at Village Facilities is essential to the operation of the Village and the protection of the health, safety, and welfare of the Village and its residents; and

WHEREAS, Dynaire Services Corp. ("Dynaire") has serviced and maintained HVAC equipment at Village Facilities for years and has specific knowledge and expertise of the HVAC equipment; and

WHEREAS, Dynaire is available 24 hours a day/seven days a week, to provide emergency service and maintenance to HVAC equipment at Village Facilities; and

WHEREAS, the continuous and efficient operation of HVAC equipment is necessary for the efficient operation of Village Facilities and to provide essential services to the Village and its residents.

NOW, THEREFORE, BE IT RESOLVED, that Dynaire is approved to be added to the Village's records as a sole source vendor for service and maintenance of heating ventilation and air conditioning equipment.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-5C was duly adopted.

Mayor Forman opened the **Regular Meeting of the Board of Trustees** at 8:30 p.m.

The **Minutes** of the meeting held on July 26, 2023 were reviewed. On motion by Trustee Karabatos, seconded by Deputy Mayor Moslow 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 pumpage during July of 2023 was 60,041,048 gallons pumped versus 71,109,000 gallons during July 2022.

The **Treasurer's Report** showing cash balances as of July 31, 2023, was reviewed (copy attached). On motion by Deputy Mayor Moslow, seconded by Trustee Karabatos and carried unanimously, the Treasurer's Report was accepted and filed.

Claims as presented on **Abstracts** for payment in August were reviewed. On motion of Deputy Mayor Moslow seconded by Trustee Karabatos and carried unanimously, the claims as contained on the **Abstracts** 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 Mayor Forman, 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 July 2023 which showed:

Building Permits issued – 11
Certificates of Occupancy/Completion Issued - 4
Number of Trees to be Removed – 20
Number of Trees to be Replaced - 20

The Board received the **Justice Court Report** for July 2023 which showed:

Arraignments – 29
Trials - 0
Total VTL Amount Collected- $150.00
Total Village Code Fines Collected: $1,550.00

Mayor Forman placed on the table for consideration a **proposed Local Law 6 of 2023, Amending Chapter 103, "Licensed Occupations" of the Code of the Village of Sands Point.**

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

RESOLUTION 08222023-01
PROPOSED LOCAL LAW 6 OF 2023
AMENDING CHAPTER 103, "LICENSED OCCUPATIONS"
OF THE CODE OF THE VILLAGE OF SANDS POINT

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; 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 6 of 2023, Amending Chapter 103, "Licensed Occupations" of the Code of the Village of Sands Point, 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 Deputy Mayor Moslow. On roll call:

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-01 was duly adopted.

Mayor Forman placed on the table for consideration a **proposed Local Law 6 of 2023, Amending Chapter 88, "Fireworks" of the Code of the Village of Sands Point.**

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

RESOLUTION 08222023-02
PROPOSED LOCAL LAW 7 OF 2023
AMENDING CHAPTER 88, "FIREWORKS"
OF THE CODE OF THE VILLAGE OF SANDS POINT

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; 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 7 of 2023, Amending Chapter 88, "Fireworks" of the Code of the Village of Sands Point, 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 Deputy Mayor Moslow. On roll call:

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-02 was duly adopted.

Mayor Forman placed on the table for consideration a **proposed Local Law 6 of 2023, Amending Chapter 127, "Rental Dwelling Unit Registration" of the Code of the Village of Sands Point.**

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

RESOLUTION 08222023-03
PROPOSED LOCAL LAW 8 OF 2023
AMENDING CHAPTER 127, "RENTAL DWELLING UNIT REGISTRATION"
OF THE CODE OF THE VILLAGE OF SANDS POINT

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; 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 8 of 2023, Amending Chapter 127, "Rental Dwelling Unit Registration" of the Code of the Village of Sands Point, 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 Deputy Mayor Moslow. On roll call:

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-03 was duly adopted.

Mayor Forman placed on the table for consideration a **proposal from R. S. Abrams & Co., LLP to provide auditing services to the Village of Sands Point (Village Hall & Village Club),** a copy of which is appended hereto and made a part of the minutes.

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

RESOLUTION 08222023-04
AUDIT SERVICES FYE MAY 31, 2023

R. S. ABRAMS & CO., LLP
CERTIFIED PUBLIC ACCOUNTANTS

WHEREAS, by Resolution 02272018-10 R. S. Abrams & Co., LLP was engaged to provide audit services with an option to renew the agreement for fiscal years ending May 31, 2019 through May 31, 2023; and

WHEREAS, auditing services are a professional service requiring a high degree of knowledge and technical skills and R.S. Abrams has a high degree of familiarity with the Village's finances and procedures; and

WHEREAS, this firm has successfully performed the audit for fiscal year ended May 31, 2022; and

WHEREAS, the firm has submitted a proposal for fiscal year ended May 31, 2023 which has been reviewed by the Board and found to be acceptable;

NOW, THEREFORE, BE IT RESOLVED, that the firm of **R. S. Abrams & Co., LLP, 3033 Express Drive North, Suite 1000, Islandia, NY 11749 be and hereby are engaged in accordance with their proposal dated July 12, 2023 in an amount not to exceed $28,000.00 ($14,000 Village Hall and $14,000 Village Club); and be it**

FURTHER RESOLVED, that the Board authorizes the Mayor to execute a written agreement.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-04 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Establishing the Terms and Conditions of Employment for the Chief of Police and the Lieutenant/Inspector of the Sands Point Police Department.**

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

RESOLUTION 08222023-05
ESTABLISHING THE TERMS AND CONDITIONS OF EMPLOYMENT FOR THOMAS RUEHLE AS THE CHIEF OF POLICE AND DON TAG AS THE LIEUTENANT/INSPECTOR OF THE SANDS POINT POLICE DEPARTMENT
COMMENCING JUNE 1, 2022

WHEREAS, as managerial employees, the Chief of Police and Lieutenant/Inspector are not covered by the PBA Collective Bargaining Agreement, are without independent negotiation rights with the Village as to their terms and conditions of employment, and the Village does not wish to take any action that may be considered as creating any type of binding contract of employment with them; and

WHEREAS, the Village nonetheless desires to maintain the competitiveness of the positions of Chief of Police and Lieutenant/Inspector by establishing and memorializing terms and conditions of employment for both positions.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. The following terms and conditions are hereby established:

Terms of Employment. The terms and conditions described in this Resolution are subject to change by the Village at its sole discretion. This Resolution shall not be interpreted as creating or constituting a contract or a binding agreement of any type for the named individuals or the positions identified herein.

Wages. The annual compensation for the Chief of Police shall be $293,073.04. The annual compensation for the Lieutenant/Inspector shall be $254,365.28. Compensation for both the Chief of Police and the Lieutenant/Inspector shall be all-inclusive and in lieu of any payments for longevity, night differential, overtime, compensatory time, holiday pay and any other compensation not specifically described in this Resolution.

Bonus. At the next, or immediate following payroll period, the Chief of Police shall receive a one-time, non-recurring payment of $5,861.46 that is not part of the hourly rate for any purpose. At the next, or immediate following payroll period, the Lieutenant/Inspector shall receive a one-time, non-recurring payment of $5,087.31 that is not part of the hourly rate for any purpose.

Hours of Work. The Chief and Lieutenant/Inspector shall work the hours necessary to complete their assigned tasks, with no maximum number of hours per week. Normal shift assignment shall be based upon a 232 day (1,856 hour) work year. They shall not be eligible to earn, accrue, or otherwise be compensated for overtime or compensatory time.

Insurance (Health, Dental, Optical, Life). Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Articles 25, 26, 27, and 28.

Leave of Absence (Sick time, Holidays, Personal Days, Family Member Death, Vacation). Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Articles 8, 9, 12, 13, and 14.

Uniform and Cleaning Allowance. Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Article 15.

Termination Pay. Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Articles 7 and 31.

Deferred Compensation. Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Article 30.

Retirement Plan. Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Article 33.

Death Benefits. Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Article 26.

Personal Days. Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Article 12.

Vacation. Shall be in accordance with the provisions of the PBA Collective Bargaining Agreement, Article 14, except that up to five (5) unused vacation days may be carried over but must be used within the following year.

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

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

Trustee Sloane Ackerman voting - aye
Trustee Khashayar Khazai voting - aye

Resolution 08222023-05 was duly adopted.

Mayor Forman placed on the table for consideration **a Resolution Amending Resolution 02282023-06 which authorized the Engagement of Michael Haberman Associates, Inc. for Real Property Valuation and Consultation Services for the Village of Sands Point 2024/2025 Assessment Year.**

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

RESOLUTION 08222023-06
AMENDING RESOLUTION 02282023-06
AUTHORIZING THE ENGAGEMENT OF
MUNICIPAL VALUATION SERVICES INC.
(Formally known as Michael Haberman Associates)
FOR
REAL PROPERTY VALUATION ANALYSIS AND CONSULTATION SERVICES IN CONNECTION WITH
THE 2024/2025 VILLAGE OF SANDS POINT ASSESSMENT YEAR

WHEREAS, by Resolution 02282023-06 the Board of Trustees authorized the engagement of Michael Haberman Associates, Inc. for Real property Valuation Analysis and Consultation Services in connection with the 2024 Village of Sands Point Assessment year; and

WHEREAS, Michael Haberman Associates is now known as Municipal Valuation Services, Inc.; and

WHEREAS, Resolution 02282023-06 authorized the Mayor of the Village to negotiate, execute and enter into a contract on behalf of the Village with Michael Haberman Associates Inc., said contract to be approved by the Village Attorney.

WHEREAS, a new proposal has been negotiated, this proposal replaces previously submitted proposals dated 12/14/2022 and J01/19/2023; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees authorizes the engagement of Municipal Valuation Services, Inc., with offices at 3000 Hempstead

Turnpike, Suite 410, Levittown, New York 11756, for Real Property Valuation and Consultation Services Associated with Analysis of the Village of Sands Point 2024/25 Assessment Roll, a copy of the proposal dated August 1, 2023 is appended hereto and made part of the minutes,

FURTHER RESOLVED that the Board of Trustees authorizes the Mayor of the Village to enter into a contract on behalf of the Village with Municipal Valuation Services, Inc., said contract to be approved by the Village Attorney.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-06 was duly adopted.

Mayor Forman placed on the table for consideration a Resolution **to hold a Public Hearing to Consider Establishing Categories of Membership, Annual Membership Fees, Guest Privileges and Other Fees and Charges and the Club Budget Relative to the Use of the Recreational Facilities at the Village Club of Sands Point.**

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

RESOLUTION 08222023-07
SETTING DATE FOR A PUBLIC HEARING
TO CONSIDER 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, 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 in accordance with Chapter 33, Section 33-6 of the Code of the Incorporated Village of Sands Point; and

WHEREAS, categories of membership, annual membership fees, guest privileges and all other fees and charges must be established for the **2024** season,

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held on Tuesday, September 26, 2023 at 8:00 p.m. to establish fees, rules, and regulations relative to the use of the recreational facilities at The Village Club of Sands Point.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-07 was duly adopted.

Mayor Forman placed on the table for consideration **a Resolution Amending Resolution 07262023-06 for the replacement of the Irrigation Pump Station at The Village Club of Sands Point**.

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

RESOLUTION 08222023-08
AMENDING RESOLUTION 07262023-06
AUTHORIZING PURCHASE AND INSTALLATION OF
NEW IRRIGATION PUMP STATION
AT THE VILLAGE CLUB OF SANDS POINT
STORR TRACTOR COMPANY

WHEREAS, per Resolution 07262023-06 the Board authorized the engagement of Storr Tractor Company to provide and install a new irrigation pump station at the Village Club; and

WHEREAS, upon further review and negotiation by Mayor Forman with Storr Tractor Company, a new proposal has been submitted, a copy of which proposal is appended hereto and made a part of the minutes; and

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

NOW, THEREFORE, BE IT RESOLVED that **Storr Tractor Company, 175 13th Avenue, Ronkonkoma, NY 11779 be and hereby is engaged to provide and install a new irrigation pump station in accordance with their proposal in the amount of $285,490.42.**

BE IT FURTHER RESOLVED that the Board authorizes the Mayor to execute the agreement between Storr Tractor Company and the Village.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-08 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Authorizing a Third Amendment to the Professional Services Agreement between the Incorporated Village of Sands Point and Kemper Sports Management LLC.**

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

RESOLUTION 08222023-09
RESOLUTION AUTHORIZING A THIRD AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT, DATED AS OF JANUARY 29, 2014, AS AMENDED, BETWEEN THE INCORPORATED VILLAGE OF SANDS POINT AND KEMPER SPORTS MANAGEMENT LLC

WHEREAS, the Incorporated Village of Sands Point (the "Village") owns the golf course and related recreational facilities known as the Village Club of Sands Point; and

WHEREAS, the Village and Kemper Sports Management, Inc., now known as Kemper Sports Management LLC ("KSM") made and entered into a Professional Services Agreement, dated January 29, 2014 for KSM to provide certain management services for the Village Club (the "2014 Agreement"); and

WHEREAS, the Village and KSM previously entered into a First and Second Amendment to the 2014 Agreement; and

WHEREAS, the Village and KSM now desire to further amend the agreement as set forth in a proposed Third Amendment to Professional Services Agreement attached to this Resolution; and

WHEREAS, the Mayor and Board of Trustees (the "Village Board") have reviewed the proposed Third Amendment and have determined that it is in the best interest of the Village to enter into it with KSM.

NOW, THEREFORE, BE IT RESOLVED, as follows:

3. The Village Board authorizes and approves entering into a Third Amendment to the 2014 Agreement between the Village and KSM in the form attached to this Resolution.

4. The Village Board authorizes the Mayor to execute the Third Amendment on behalf of the Village.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-09 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution to Authorize the Purchase of accounting software from LeaseQuery for compliance with GASB 87 & 96 Accounting Standards.**

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

RESOLUTION08222023-10
AUTHORIZATION FOR PURCHASE OF
LEASE ACCOUNTING SOFTWARE FROM LEASEQUERY

FOR COMPLIANCE WITH GASB 87 & 96 ACCOUNTING STANDARDS

WHEREAS, there exists a need to purchase accounting software in order to comply with GASB 87 & 96 accounting standards; and

WHEREAS, Village Clerk Liz Gaynor is recommending the proposal from LeaseQuery for their lease accounting software, a copy of which proposal is appended hereto and made part of the minutes; and

WHEREAS, LeaseQuery is CPA-built and approved lease accounting software that ensures compliance with GASB 87 & 96 and eliminates accounting errors that lead to material misstatements; and

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

NOW, THEREFORE, BE IT RESOLVED that LeaseQuery, 13 Ravinia Dr NE p7, Atlanta, GA 30346 be and hereby is engaged to provide lease accounting software in accordance with their proposal dated August 22, 2023 for an initial term of 12 months and for the following fees:

- Platform Subscription for LeaseQuery Advanced - $4,002
- Fixed Access subscription for GASB 87 - $0.00
- Fixed Access subscription for GASB 96 - $1,020
- Signature Support - $1,200

FURTHER RESOLVED that which proposal is subject to further negotiation by the Mayor.

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

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 08222023-10 was duly adopted.

Mayor Forman placed on the table for consideration **August & October 2023 Public Event requests from the Sands Point Preserve Conservancy;** copies of the pending requests are appended hereto and made as a part of the minutes. Upon motion by Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously the Board approved the following public event requests:

Public Events:

- Tuesday, August 8th - **Music on the Lawn (Flute Quartet)**
- Tuesday, August 15th - **Music on the Lawn (Jazz)**
- Tuesday, August 22nd - **Music on the Lawn (Family Night)**
- Tuesday, August 29th – **Music on the Lawn (Soft Rock)** – 6 pm to 8:30 pm
- Sunday, October 1st - **Autumn Fest** - Family Event -12-4 pm
- Ten (10) evenings in October between October 13th and 31st - **Halloween Production** – 2 shows a night - 7:30 pm & 9:30 pm
- Saturday, October 28th - **Halloween Ball/Gala** – 6:30pm -11:00 pm

On roll call:

Mayor Peter A. Forman voting	-	aye
Deputy Mayor Jeffrey Moslow voting	-	aye
Trustee Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Dated: August 22, 2023

Mayor Forman announced that the **next Board of Trustees meeting will be held on Tuesday, September 26, 2023** at 8:00 p.m.

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 9:15 p.m.

Liz Gaynor

Liz Gaynor, Village Clerk