BOARD OF TRUSTEES MEETING
INC. VILLAGE OF SANDS POINT
TUESDAY, NOVEMBER 26, 2024

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

At 8:18 p.m. upon motion by Trustee Karabatos and seconded by Deputy Mayor Moslow the Public Hearing to **consider Renewal of the Cable Franchise Agreement between the Incorporated Village of Sands Point and Verizon New York, Inc.** was closed.

The Board upon motion by Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously agreed to discontinue public hearings on the following proposed local laws:

1) Proposed Local Law to Amend Chapter 100, "Historic Preservation" of the Code of the Village of Sands Point
2) Proposed Local Law Amending in its entirety Chapter 168, "Water" of the Code of the Village of Sands Point
3) Proposed Local Law Amending Chapter 141, "Streets and Sidewalks" of the Code of the Village of Sands Point
4) Proposed Local Law to Amend Chapter 157, "Trees" of the Code of the Village of Sands Point
5) Proposed Local Law to Amend Chapter 122, "Property Maintenance" of the Code of the Village of Sands Point

The Board upon motion of Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously the Board **agreed to continue the Public Hearing on a Proposed Local Law to Amend Chapter 82, "Fees & Deposits" to their December 18, 2024 Board meeting.**

At 8:23 p.m. Mayor Forman opened the Public Hearing to consider a L**ocal Law to Amend Chapter 176, "Zoning"** of the Code of the Village of Sands Point.

The proposed local law was published in both the *Port Washington News* and *Newsday* and the affidavits of posting of the proposed law were posted at the office of the Village Clerk.

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

Mayor Forman announced there were **no items for consideration for Organizational portion of the meeting.**

Mayor Forman placed on the table for consideration a **recommendation from Club Manager Mike Severn for authorization to request bid proposals to supply various Pool Furniture.**

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

RESOLUTION11262024-01
AUTHORIZATION TO REQUEST BID PROPOSALS
TO SUPPLY VARIOUS POOL FURNITURE FOR
THE VILLAGE CLUB OF SANDS POINT

WHEREAS, Club Manager Mike Severn has requested authorization to solicit bids for new pool furniture; and

WHEREAS, the Board approves the request,

NOW, THEREFORE, BE IT RESOLVED, that Village Clerk Liz Gaynor is authorized to place a legal notice and solicit bids for pool furniture 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	-	absent
Trustee Danny Khazai voting	-	aye

Resolution 11262024-01 was duly adopted.

Mayor Forman opened the Regular meeting of the Board.

The **Minutes** of the meeting held on October 22, 2024 were reviewed. On motion by Deputy Mayor Moslow, seconded by Trustee Karabatos and carried unanimously, the minutes of October 22, 2024 were approved.

The Board received the **Water Commissioner's Report,** which is appended hereto and made a part of the minutes. The Report noted that water pumpage during October of 2024 was 52,601,483 gallons pumped vs. 29,634,900 gallons pumped during October of 2023.

The **Treasurer's Report** showing cash balances as of October 31, 2024 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.

Mayor Forman placed on the table for consideration a **Resolution Authorizing the Transfer of Funds from the Village of Sands Point's General Fund Operating Account to the Village of Sands Point's Capital Reserve Fund**.

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

RESOLUTION 11262024-02
AUTHORIZING THE TRANSFER OF FUNDS
IN THE VILLAGE OF SANDS POINT'S
GENERAL FUND OPERATING ACCOUNT
TO THE
VILLAGE OF SANDS POINT'S CAPITAL RESERVE FUND

WHEREAS, pursuant to Local Law 3 of 2022, the Village Board enacted § 145-32 of the Village Code, "Deposit for Capital Reserve and Repair Reserve Funds", for capital improvements for the Village's infrastructure, or for repairs to capital improvements for the Village's infrastructure; and

WHEREAS, there is currently a balance of $512,500.00 in the Village's General Fund Operating Account; and

WHEREAS, the Village Board finds that based on the Village's present needs, it is in the best interest of the Village to transfer the $512,500.00 from the Village's General Fund Operating Account to the Village's Capital Reserve Fund; and

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer is hereby authorized to transfer the amount of $512,500.00 from the Village's General Fund Operating Account to the Village's Capital Reserve Fund.

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	-	absent
Trustee Danny Khazai voting	-	aye

Resolution 11262024-02 was duly adopted.

Claims for payment in November were reviewed. On motion of Deputy Mayor Moslow, seconded by Trustee Karabatos and carried unanimously, the claims 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 Moslow, 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 October 2024, which showed:

Building Permits issued – 2
Building Permit Applications filed – 2
Certificates of Occupancy Issued – 0
Certificates of Completion Issued – 1
Temporary Certificates of Occupancy Issued – 1
51 Trees to be Removed/Replaced

The Board received the **Justice Court Report** for the month of October 2024 which showed:

Arraignments – 22
Trials - 0

Total VTL Amount Collected- $486.00
Total Village Code Fines Collected: $1,425.00
Total VTL & Village Code Fines Collected: $1,911.00

Mayor Forman placed on the table for consideration **Proposed Local Law 20 of 2024, A Local Law Amending Chapter 176, "Zoning**" of the Code of the Village of Sands Point.

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

RESOLUTION 11262024-03
PROPOSED LOCAL LAW 20 OF 2024,
AMENDING CHAPTER 176 "ZONING"
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 20 of 2024, Amending Chapter 176**, "**Zoning**"** 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 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	-	absent
Trustee Danny Khazai voting	-	aye

Resolution 11262024-03 was duly adopted.

Mayor Forman placed on the table for consideration for the Board to hold a **public hearing at its Wednesday, December 18, 2024 meeting to consider the following:**

1) Proposed Local Law to Amend Chapter 1, "General Provisions"
2) Proposed Local Law to Amend Chapter 132, "Site Plan Review"
3) Proposed Local Law to Amend Chapter 176, "Zoning"
4) Proposed Local Law to Amend Chapter 141, "Streets and Sidewalks"

On motion of Deputy Mayor Moslow and seconded by Trustee Karabatos and voted on as follows, the Board resolved to hold a Public Hearing at their Wednesday, December 18, 2024 meeting. 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	-	absent
Trustee Danny Khazai voting	-	aye

Resolution 11262024-04 is duly adopted.

Mayor Forman announced that the following items are **TABLED** to the December 18, 2024 Board Meeting:

a) Approving Updates to the Sands Point Police Department Policy Manual guided by Lexipol
b) Reinstatement and Extension of Intermunicipal Agreement for Water Supply between the Inc. Village of Sands Point and the Manhasset-Lakeville Water District

Placed on the table a **Resolution to Renew Agreements with Nationwide Retirement Solutions, Nationwide Financial Services, Inc., and Nationwide Trust Company for continuation of the Incorporated Village of Sands Point Deferred Compensation Plan**.

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

RESOLUTION 11262024-05
RENEWAL OF AGREEMENTS WITH NATIONWIDE RETIREMENT SOLUTIONS, NATIONWIDE FINANCIAL SERVICES INC. AND NATIONWIDE TRUST COMPANY FOR CONTINUATION OF THE INCORPORATED VILLAGE OF SANDS POINT DEFERRED COMPENSATION PLAN.

WHEREAS, by Resolution 09242024-17 the Board of Trustees authorized Village Clerk Liz Gaynor to issue a Request for Proposals for the administration of the Incorporated Village of Sands Point Deferred Compensation Plan; and

WHEREAS, one proposal was received and reviewed; and

WHEREAS, the Incorporated Village of Sands Point Deferred Compensation Plan has been provided administrative services by Nationwide Retirement Solutions, with Nationwide Financial Services Inc. serving as financial organization and Nationwide Trust Company serving as trustee; and

WHEREAS, the Deferred Compensation Board of the Village has chosen to retain Nationwide as their sole provider and renew such agreements for a five (5) year period with the option of two one (1) year extensions.

NOW, THEREFORE, BE IT RESOLVED, that Nationwide be and hereby is approved for the continuation and administration of the Village of Sands Point's Deferred Compensation Plan for a period of five (5) years with the option of two one (1) year extensions.

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	-	absent
Trustee Danny Khazai voting	-	aye

Resolution 11262024-05 was duly adopted.

Mayor Forman placed on the table for **consideration a Resolution Authorizing Purchase of a New Truck for the Sands Point Water Department**.

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

RESOLUTION 11262024-06
AUTHORIZING PURCHASE OF A
2024 FORD F150 4X4 SUPERCREW PICKUP TRUCK
SANDS POINT WATER DEPARTMENT

WHEREAS, the Sands Point Water is utilizing a vehicle replacement program which provides a timetable for the efficient replacement of department vehicles; and

WHEREAS, Water Superintendent Christian DiMartino is looking to replace the 2012 Ford F-150 STX Pickup Truck (VIN# ending in B65505)

WHEREAS, per Resolution 10222024-08, the Board authorized a 2024 Ford F150 STX Pickup Truck be purchased under New York State Contract #PC68973SB, from Maguire Motors for $54,372.26, **BUT which was subject to further review and approval by the Mayor; if a different vehicle at a better price could be had; and**

WHEREAS, after further research, a 2024 Ford F150 Pickup Truck was found at a better purchase price from Biener Ford in Great Neck, NY, the new purchase price is $53,500 which is $872 less and moreover a bed liner is included; and

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

NOW, THEREFORE, BE IT RESOLVED, that one 2024 Ford F150 Pickup Truck be **purchased from Biener Ford, 661 Northern Blvd, Great Neck, New York 11021 for $53,500.00±.**

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	-	absent
Trustee Danny Khazai voting	-	aye

Resolution 11262024-06 was duly adopted.

The Sands Point Preserve Conservancy notified the Village of the following 2025 Private Events; copies of the pending events are appended hereto and made a part of the minutes.

2025 Private Events:

November 26, 2024

1) Saturday, May 10th – Wedding – Yu & Haiger
2) Saturday, May 17th – Wedding – Caracappa
3) Saturday, May 24th – Wedding – Dong
4) Saturday, May 31st – Wedding – Nahas & Lobley
5) Friday, June 6th – Wedding – Kotsippouios
6) Saturday, June 7th – Wedding – Sion
7) Sunday, June 8h – Wedding –Bensusan
8) Saturday, June 21st – Wedding– Bordone
9) Friday, June 27th – Wedding – Andrade
10) Saturday, June 28th – Wedding - Reali
11) Saturday, July 12th – Wedding – Klemmer
12) Saturday, July 19th – Wedding – Walsh
13) Saturday, August 9th – Wedding – Klayman
14) Saturday, August 16th – Wedding – Heely
15) Friday, August 23rd – Wedding – Campbell
16) Saturday, September 6th – Wedding – Serena & Daniel
17) Saturday, September 13th – Wedding – Regulski
18) Saturday, September 20th – Wedding – Golub & Feitel
19) Saturday, October 4th – Wedding – Guernien & Tripi
20) Saturday, October 11th – Wedding – Teta & Sepic
21) Saturday, November 8th – Wedding – Johnston & Hill

Mayor Forman placed on the table for consideration a recommendation from Christian DiMartino, Superintendent of Public Works, **to approve a change order for the construction of Village Water Supply Well No. 9 on the site of The Village Club of Sands Point.**

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

RESOLUTION 11262024-07
APPROVING A REQUEST FROM DELTA WELL & PUMP, INC., FOR A CHANGE ORDER FOR THE CONSTRUCTION OF VILLAGE WATER SUPPLY WELL NO. 9 ON THE SITE OF THE VILLAGE CLUB OF SANDS POINT

WHEREAS, by Resolution 10222019-01 the Board of Trustees (the "Village Board") of the Incorporated Village of Sands Point (the "Village") awarded a contract to Delta Well & Pump, Inc. ("Delta"), as the lowest responsible bidder, to furnish the material and labor necessary for the construction of a monitoring well, test well, and a permanent Village water supply well at The Village Club of Sands Point (the "Well No. 9 Project"); and

WHEREAS, by Resolution 09262023-13, the Village Board accepted a proposal from H2M Architects, Engineers, Land Surveying and Landscape Architecture, DPC ("H2M") for professional consultancy engineering services for the Well No. 9 Project; and

WHEREAS, the monitoring and testing wells were constructed in the spring of 2020; and

WHEREAS, upon competition of the monitoring and testing wells, Delta backfilled and capped the test well until approval was received to construct the permanent Village Water Supply Well No. 9. ("Well No. 9"); and

WHEREAS, due to the increase in material costs experienced from 2020-2024, Delta is unable to main its original bid pricing for construction of Well No. 9; and

WHEREAS, pursuant to Section 11 of the Village's contract with Delta for the Well No. 9 Project, Change of Contract Price, Delta submitted a change order request to H2M in the amount of $709,300.00 (the "Change Order"); and

WHEREAS, H2M has reviewed the Change Order; and

WHEREAS, by letter, dated October 21, 2024 (the "October 2024 H2M Letter"), H2M opined that the Change Order is reasonable and appropriate given Delta's familiarity with the existing site conditions and the belief that rebidding the contract is unlikely to result in a significant cost savings or a faster construction timeline to construct Well No. 9; and

WHEREAS, the Village's Superintendent of Public Works recommends that the Village Board approve the Change Order; and

WHERAS, the Village Board has reviewed the October 2024 H2M Letter and the Change Order; and

WHEREAS, the Village Board agrees with H2M and the Village's Superintendent of Public Works that the Change Order is reasonable and appropriate.

NOW, THEREFORE, BE IT RESOLVED, that:

1. Delta's Change Order, be and hereby is approved.

2. The Superintendent of Public Works, Christian DiMartino, is authorized to execute the Change Order on behalf of the Village with Delta to construct Well No. 9.

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	-	absent
Trustee Danny Khazai voting	-	aye

Resolution 11262024-07 was duly adopted.

Mayor Forman announced the **December Board meeting will be held on Wednesday, December 18, 2024.**

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

Liz Gaynor

Liz Gaynor,
Village Clerk