BOARD OF TRUSTEES MEETING
INC. VILLAGE OF SANDS POINT
MONDAY, OCTOBER 23, 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
	Joshua D. Brookstein, Esq.	Village Attorney
Absent:	Daniel Scheyer	Advisor to the Mayor

Mayor Forman opened the Public Hearing at 8:10 p.m. to **consider a Local Law Amending Chapter 163, "Vehicles and Traffic."**

The receipt of the affidavit of publication of the proposed law was published in the *Port Washington News* and the affidavit of posting of the proposed law was 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.

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.

Next, Mayor Forman opened the hearing to consider a **Local Law to Amending Chapter 82, "Fees & Deposits of the Village Code of Sands Point.**

The receipt of the affidavit of publication of the proposed law was published in the *Port Washington News* and the affidavit of posting of the proposed law was 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.

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.

The Board upon motion by Deputy Mayor Moslow and seconded by Trustee Karabatos and carried unanimously the Board agreed to **continue the following public hearings to the Tuesday, November 21, 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 121, "Private Streets, Maintenance of" of the Code of the Village of Sands Point
11) Proposed Local Law Amending Chapter 141, "Streets and Sidewalks" of the Code of the Village of Sands Point
12) Proposed Local Law Amending Chapter 12, "Ethics, Code of" of the Code of the Village of Sands Point
13) Proposed Local Law to Amend Chapter 176, "Zoning" to provide for the legalization of building construction found to be outside the scope of the zoning code and the approved plans
14) Proposed Local Law to Amend Chapter 176, "Zoning" to enact legislation re home offices
15) Proposed Local Law to Amend Chapter 176, "Zoning" - Article VII, "Administration and Enforcement"

Mayor Forman opened the **Organizational Meeting of the Board of Trustees** at 8:20 p.m.

Mayor Forman placed on the table for consideration a **Resolution Appointing Stephen N. Haramis as Superintendent of Building Department, Building Inspector, and Code Enforcement Officer effective November 6, 2023 until June 30, 2024.**

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

RESOLUTION 10232023-01
APPOINTING STEPHEN N. HARAMIS AS AN SUPERINTENDENT OF BUILDING DEPARTMENT, BUILDING INSPECTOR, AND CODE ENFORCMENT OFFICER FOR THE VILLAGE OF SANDS POINT, EFFEECTIVE MONDAY, NOVEMBER 6, 2023 THROUGH JUNE 30, 2024

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, pursuant to Section 176-51(B) of the Village Code, the Mayor of the Village may appoint one or more Assistant Building Inspectors; and

WHEREAS, pursuant to Section 176-51(E) of the Village Code, the Mayor of the Village shall appoint the Code Enforcement Officer; and

WHEREAS, Stephen N. Haramis served as the Superintendent of the Building Department and as the Building Inspector for the Incorporated Village of Great Neck, and therefore has the experience and credentials to serve the Village as Superintendent of Building Department, Building Inspector, and Code Enforcement Officer; and

WHEREAS, Mr. Haramis has served as a building inspector, code enforcement officer, and the Superintendent of the Building Department for various Villages across Nassau County; and

WHEREAS, Mr. Haramis has presented a proposal to the Village to serve Superintendent of Building Department, Building Inspector, and Code Enforcement Officer; and

WHEREAS, the Mayor and Village Board have reviewed Mr. Haramis's proposal and finds same to be reasonable and appropriate; and

WHEREAS, the Mayor, desires to appoint Mr. Haramis to serve as a Superintendent of Building Department, Building Inspector, and Code Enforcement Officer, effective immediately, until June 30, 2024; and

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

WHEREAS, the Village Board supports the appointment of Mr. Haramis as Superintendent of Building Department, Building Inspector, and Code Enforcement Officer.

NOW, THEREFORE, BE IT RESOLVED, that:

1. Mayor Forman appoints Stephen N. Haramis to serve as a Superintendent of Building Department, Building Inspector, and Code Enforcement Officer effective immediately, through June 30, 2024, terminable at will by the Village.

2. The Village Board supports and ratifies Mr. Haramis's appointments.

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 10232023-01 was duly adopted.

Mayor Forman placed on the table for consideration of approval the following items:

- **Employee Handbook**
- **Workplace Violence Prevention Program – Operating Guidelines**
- **Public Health Emergency Plan for Continuation of Operations for Declared State Disaster Emergency Involving a Communicable Disease**

Upon motion of Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously the Board approved the Employee Handbook, Workplace Violence Prevention Program, and Public Health Emergency Plan **subject to further review by the Mayor**. 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

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

Mayor Forman placed on the table for consideration a **Resolution Approving the Hiring of Mike Severn as General Manager (GM) of The Village Club of Sands Point by KemperSports Management LLC.**

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

RESOLUTION 10232023-02
APPROVING THE HIRING OF MIKE SEVERN
AS GENERAL MANAGER (GM)
OF THE VILLAGE CLUB OF SANDS POINT
BY KEMPERSPORTS MANAGEMENT LLC

WHEREAS, the position of General Manager is currently vacant; and

WHEREAS, KemperSports Management LLC, which manages the Village Club performed an executive search to fulfill the GM position; and

WHEREAS, Jon Cheshire, Senior Vice-President of Operations for KemperSports Management LLC, recommends the employment of Mike Severn to the position as general manager for the Village Club, a copy of said recommendation and offer of employment is appended hereto and made a part of the minutes; and

WHEREAS, the Board of Trustees has reviewed the recommendation and offer of employment and has found it to be acceptable; and

NOW, THEREFORE, BE IT RESOLVED, that authorization is given for KemperSports Management LLC, to hire Mike Severn as the new General Manager for The Village Club of Sands Point in accordance with said offer of employment.

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 10232023-02 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution to Award Contracts for purchase of chemicals and fertilizer for the golf course and grounds maintenance at The Village Club of Sands Point.**

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

RESOLUTION 10232023-03
AWARD OF CONTRACTS - VARIOUS VENDORS
FOR PURCHASE OF CHEMICALS & FERTILIZER
GOLF COURSE/GROUNDS MAINTENANCE
FOR THE 2024 SEASON AT THE VILLAGE CLUB OF SANDS POINT

WHEREAS, seven bids were received per Resolution 09262023-03 adopted on September 26, 2023 for the purchase of chemicals and fertilizer for the 2024 Season of the Village Club of Sands Point; and

WHEREAS, Grounds Superintendent Ethan Johnson has reviewed those bids and has made recommendations for purchase from several of the vendors, his recommendation is attached and appended hereto; and

WHEREAS, the Board has reviewed the proposals for the purchase of these goods and found them acceptable;

NOW, THEREFORE, BE IT RESOLVED that the following vendors are engaged to provide goods in accordance with their proposals, copies of which are attached and appended hereto: Site One, Heritage PPG, Nassau Suffolk Turf; Metro Turf; Harrell's; and Plant Food.

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 10232023-03 was duly adopted.

Mayor Forman placed on the table for consideration a Resolution **Initiating a Proceeding for the Designation of the Allee located a**t the Village Club as a Historic Site.

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

RESOLUTION 10232023-04
DESIGNATION OF THE ALLEE LEADING TO THE MANSION
LOCATED AT THE
VILLAGE CLUB OF SANDS POINT AS AN HISTORIC SITE
PURSUANT TO THE VILLAGE'S HISTORIC PRESERVATION LAW

WHEREAS, per Resolution 10252005-09 the Board of Trustees (the "Village Board") designated three areas (Entrance Wall and Gates, African-American Burial Site and Mott's Point Archeological Site) as historic sites all of which are located on the Village owned property known as the Village Club of Sands Point, located at 1 Thayer Lane, Sands Point, New York ("The Village Club"); and

WHEREAS, the Village Board now seeks to designate the Allee of Trees that leads to the Mansion at the Village Club and creates a vista from the garden terrace, to also be considered as having historic value; and

WHEREAS, based on research and reports regarding the original planting of the Allee, and its long-term maintenance, the Village Board finds that the Allee has historic value as a landmark by reason of its antiquity, origins, its being part of the architectural and horticultural design of the Mansion and adjacent area at the Village Club, and its importance in the heritage of the Village of Sands Point; and

WHEREAS, the Village Board further finds that the Allee is worthy of such designation as site of historic significance and landmark.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board does hereby designate the Allee of Trees at the Village Club as having historic value and as a landmark.

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 10232023-04 was duly adopted.

Placed on the table for consideration a **Resolution to Approve Purchase of a Ventrac Tractor** for The Village Club of Sands Point.

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

RESOLUTION 10232023-05
AUTHORIZATION TO VOID PURCHASE OF
TORO REELMASTER 3100D PER RESOLUTION 09282022-10
AND
APPROVE PURCHASE OF A VENTRAC TRACTOR
THE VILLAGE CLUB OF SANDS POINT

WHEREAS, per Resolution #09282022-10 the Board authorized the purchase of a Toro ReelMaster 3100D Sidewinder in the amount of $43,198.01 from Storr Tractor Company, 175 13th Avenue, Ronkonkoma, NY 11779; and

WHEREAS, the Toro ReelMaster 3100D Sidewinder was anticipated to be delivered in Spring of 2023 and as of date the equipment has not been received; and

WHEREAS, Golf Course Superintendent Ethan Johnson has made recommendation to void the previously approved purchase of the Toro ReelMaster 3100D and respectfully requests the Board to approve the purchase of a Ventrac Tractor; and

WHEREAS, the Board concurs with the Supt. Johnson's recommendation,

NOW, THEREFORE, BE IT RESOLVED that the Board approves the purchase of a Ventrac Tractor: KN, 4520N Kubota WG972EFI in the amount of $43,123.50 per Quote #82050-1003 dated September 11, 2023 from Storr Tractor Company, 175 13th Avenue, Ronkonkoma, NY 11779, a copy of which is appended hereto and made a part of the minutes.

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 10232023-05 was duly adopted.

The **Minutes** of the meeting held on September 26, 2023 and October 3, 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. The Report noted that water pumpage during September of 2023 was 49,063,400 gallons pumped vs. 53,625,100 gallons pumped during September of 2022.

Claims for payment in October were reviewed. On motion of Deputy Mayor Moslow and seconded by Trustee Karabatos, and carried unanimously, the claims for payment 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 September 2023 which showed:

Building Permits issued – 3
Certificates of Occupancy/Completion Issued - 12
Number of Trees to be Removed – 28
Number of Trees to be Replaced - 28

The Board received the **Justice Court Report** for the month of September 2023 which showed:

Arraignments – 28
Trials - 0
Total VTL Amount Collected- $386.00
Total Village Code Fines Collected: $850.00
Total VTL & Village Code Fines Collected: $1,236.00

Mayor Forman placed on the table for consideration a **proposed Local Law 10 of 2023, A Local Law Amending Chapter 163, "Vehicles and Traffic" of the Code of the Village of Sands Point.**

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

RESOLUTION 10232023-06
PROPOSED LOCAL LAW 10 OF 2023,
AMENDING CHAPTER 163, "VEHICLES AND TRAFFIC"
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 10 of 2023 Amending Chapter 163, "Vehicles and Traffic" 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 10232023-06 was duly adopted.

Mayor Forman placed on the table for consideration a **proposed Local Law 11 of 2023, A Local Law Amending Chapter 82, "Fees and Deposits" of the Code of the Village of Sands Point.**

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

RESOLUTION 10232023-07
PROPOSED LOCAL LAW 11 OF 2023,
AMENDING CHAPTER 82, "FEES AND DEPOSITS"
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 11 of 2023 Amending Chapter 82, "Fees and Deposits" 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 10232023-07 was duly adopted.

Mayor Forman placed on the table for consideration for the Board to hold a **public hearing at its Tuesday, November 21, 2023 meeting to consider the following:**

a) Proposed Local Law to Amend Chapter 176, "Zoning" as it pertains to Building Department Permit Extensions
b) Proposed Local Law to Amend Chapter 82, "Fees & Deposits" as it pertains to Building Permit Extension Fees

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 Tuesday, November 21, 2023 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	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 10232023-08 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Authorizing Engagement of Conklin Costantin Architects LLP for Architectural Design Services for Sands Point Village Hall Court Room Expansion.**

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

RESOLUTION 10232023-09
AUTHORIZING ENGAGEMENT OF
CONKLIN COSTANTIN ARCHITECTS LLP
FOR ARCHITECTURAL DESIGN SERVICES
FROM DESIGN THROUGH CONSTRUCTION
FOR SANDS POINT VILLAGE HALL COURT ROOM/PUBLIC
MEETING ROOM EXPANSION

WHEREAS, it has been determined that the existing court room at Village Hall is need of expansion to best serve the Village; and

WHEREAS, the Court Room/Public Meeting Room of the Village is in need of renovation and expansion to improve the audio-visual technologies and to improve the layout of the dais and room itself,

WHEREAS, Mayor Forman, with assistance from architect, Daniel Kohs, has obtained a proposal from Conklin Costantin Architects LLP to provide architectural design services from design through construction, a copy of which proposal is attached and made part of the minutes; and

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

NOW, THEREFORE, BE IT RESOLVED that Conklin Costantin Architects LLP, 160 Front Street, Suite 1D, New York, New York 11038 be and hereby is engaged to provide architectural design services in the amount of no more than $62,500.00 +/_ per their proposal dated October 22, 2023.

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 Conklin Costantin Architects LLP, said contract to be approved by the Village Attorney.

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 10232023-09 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Authorizing Engagement of Conklin Costantin Architects LLP for Architectural Design Services for Sands Point Mayor's Office and Conference Room Expansion.**

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

RESOLUTION 10232023-10
AUTHORIZING ENGAGEMENT OF
CONKLIN COSTANTIN ARCHITECTS LLP
FOR ARCHITECTURAL DESIGN SERVICES
FROM DESIGN THROUGH CONSTRUCTION
FOR SANDS POINT MAYOR'S OFFICE AND CONFERENCE
ROOM EXPANSION

WHEREAS, it has been determined that the existing Mayor's office and Conference room at Village Hall are both in need of expansion to best serve the Village; and

WHEREAS, the Mayor's Office and Conference Room of the Village is in need of renovation and expansion to improve the audio-visual technologies and to improve the layout of the room itself,

WHEREAS, the conference room used for the Board of Trustees, Board of Zoning and Planning Board, and other meetings is in need of expansion and updates.

WHEREAS, Mayor Forman, with assistance from architect, Daniel Kohs, has obtained a proposal from Conklin Costantin Architects LLP to provide architectural design services from design through construction, a copy of which proposal is attached and made part of the minutes; and

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

NOW, THEREFORE, BE IT RESOLVED that Conklin Costantin Architects LLP, 160 Front Street, Suite 1D, New York, New York 11038 be and hereby is engaged to provide architectural design services in the amount of no more than $47,500.00 +/_ per their proposal dated October 16, 2023.

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 Conklin Costantin Architects LLP, said contract to be approved by the Village Attorney.

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 10232023-10 was duly adopted.

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

RESOLUTION 10232023-11
EXTENSION 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 11142017-03 the Board of Trustees authorized a contract renewal of the Incorporated Village of Sands Point Deferred Compensation Plan with Nationwide Retirement Solutions, Nationwide Financial Services and Nationwide Trust Company for a period of five (5) years, ending on November 17, 2022 with two (2) one-year renewals; and

WHEREAS, by Resolution 11222022-06 the agreements with Nationwide Retirement Solutions, Nationwide Financial Services and Nationwide Trust Company were extended for a one (1) year period to expire November 16, 2023; and

WHEREAS, the Deferred Compensation Board of the Village has chosen to retain Nationwide as their sole provider and renew such agreements for a one (1) year period to expire November 16, 2024; and

WHEREAS, the Deferred Compensation Plan is an employee elective, and employee contribution is 100%; no contribution is made by the Village as employer; 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

NOW, THEREFORE, BE IT RESOLVED that the Mayor is authorized to execute the contract renewal for the above referenced agreements with Nationwide Retirement Solutions, Nationwide Financial Services Inc., and Nationwide Trust Company for one (1) year.

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 10232023-11 was duly adopted.

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

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

RESOLUTION 10232023-12
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, the Village has been designated as a Tree City USA Community for a third consecutive time since 2021; 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 proclaims April 26, 2024, 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 Elena Karabatos voting	-	aye
Trustee Sloane Ackerman voting	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 10232023-12 was duly adopted.

Mayor Forman placed on the table for **consideration a proposal from D&B Engineers and Architects, P.C. to provide engineering services to prepare the 2021 Road Requirements Contract.**

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

RESOLUTION 10232023-13
AUTHORIZATION TO PREPARE BID SPECIFICATIONS
AND SOLICITATION OF BIDS
2023 ROAD REQUIREMENTS CONTRACT
D&B ENGINEERS AND ARCHITECTS, P.C.

WHEREAS, the Board of Trustees is devoted to maintaining the Village roads in a condition of safety and comfort for the residents; and

WHEREAS, a road requirements contract will bid out items of work such as mill/fill roadwork items, curb replacement items, lawn restoration items, pavement striping items and new drainage structure catch basin, leaching basin and pipe items; and

WHEREAS, Public Works Superintendent Christian DiMartino requested Village Engineer D&B Engineers and Architects, P.C. to submit a proposal to prepare bid specifications for a Road Requirements Contract; and

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

NOW, THEREFORE, BE IT RESOLVED, that the **Village is authorized to engage Village Engineer, D&B Engineers and Architects, P.C., 330 Crossways Park Drive, Woodbury, NY 11797 to prepare bid specifications in accordance with their proposal dated October 11, 2023 in the amount of $21,200.00.**

FURTHER RESOLVED, that the **Village Clerk be and hereby is authorized to solicit bids to be presented to the Board of Trustees for review and award of bids following receipt of bids.**

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 10232023-13 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Authorizing Contract with Wex Fleet Fuel Card Program under NYS Contract** for Village-owned Vehicles and Decommissioning of Current Underground Fuel Tank located at Village Hall.

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

RESOLUTION 10232023-14
AUTHORIZING CONTRACT WITH
WEX FLEET FUEL CARD PROGRAM
STATE OF NEW YORK FLEET CARD PROGRAM
NYS CONTRACT NO. PS67946
FOR USE WITH VILLAGE-OWNED VEHICLES

WHEREAS, the underground fuel storage tank located at Village Hall is over 20 years old and has recently failed a NYS DEC Stage II vapor test of which situation must be remedied; and

WHEREAS, Public Works Superintendent and Authorized Underground Storage Tank System Operator, Christian DiMartino recommends the dismantling of the underground fuel storage tank and seeks approval for the Village to enter into contract with WEX Fleet Card program via NYS OGS Contract to provide credit card service to facilitate fuel purchasing; and

WHEREAS, the said Contract presents an opportunity for the Village to save money on its purchase of fuel; and

WHEREAS, the said Contract will deduct all applicable taxes, will provide secure use of the issued fuel cards, will provide monthly detailed fuel transaction reports, and will provide customer service support as needed;

WHEREAS, by entering into this Contract the Village will be able to discontinue the antiquated fuel system now in use and negate the need for any capital expenditures to upgrade the existing fueling system;

NOW, THEREFORE BE IT RESOLVED, that the Mayor is hereby is authorized to sign a contract with WEX Financial Services Corporation for a WEX Fleet Fuel Card

Program via NYS OGS Contract PS67946 and proceed with the implementation and use of the NYS "Fuel Card Services" contract for all village-owned vehicles,

BE IT FURTHER RESOLVED that the existing fueling system will be abandoned and decommissioned by NYS DEC.

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 10232023-14 was duly adopted.

Placed on the table for consideration, a **Resolution to Amend Resolution 09262023-16, a Resolution Amending Employee Health Care Contributions for Employees hired on or after January 1, 2023, WHEREAS**, per Resolution 09262023-16 the Board resolved that **e**mployees hired as of January 1, 2023, shall contribute fifteen percent (15%) of the cost of health insurance and upon retirement shall then contribute 15% of the cost of health insurance; and **WHEREAS, NOW, THEREFORE, BE IT RESOLVED** that the Board amends the effective date of hire from January 1, 2023 to February 1, 2023. Upon motion by Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously and 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

Resolution 10232023-15 was duly adopted.

Mayor Forman placed on the table for consideration amended **salary adjustments for certain employees of the Incorporated Village of Sands Point that were approved at the September 26, 2023 Board meeting**. **NOW, THEREFORE, BE IT RESOLVED** that the Village Board hereby approves the salary adjustments. Upon motion of Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously and 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

Resolution 10232023-16 was duly adopted.

Placed on the table for consideration is a **Resolution Authorizing the Solicitation of Proposals for a New Vehicle for the Building Department Superintendent and Public Works Superintendent**.

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

RESOLUTION 10232023-17
AUTHORIZING SOLICITATION OF PROPOSALS
FOR PURCHASE OF A NEW VEHICLE FOR
SUPERINTENDENT OF BUILDING DEPARTMENT AND
SUPERINTENDENT OF PUBLIC WORKS

WHEREAS, the Village is utilizing a vehicle replacement program which provides a timetable for the efficient replacement of vehicles; and

WHEREAS, the purchase of the vehicles has been budgeted for in the current fiscal year for both the General and Water Funds for a maximum of $50,000.00 each; and

NOW, THEREFORE, BE IT RESOLVED that the Board approves the solicitation of proposals for the purchase of two new vehicles.

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 10232023-17 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Adopting, Pursuant to Section 103-31 of the Village Code, Village BZA Site Work Regulations**, to be Published on the Village's Website, or as Directed by Information on the Village's Website.

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

RESOLUTION 10232023-18
ADOPTING, PURSUANT TO SECTION 103-31 OF THE VILLAGE CODE, VILLAGE BZA SITE 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 any filling, excavating, grading, altering, or development of land (collectively hereinafter referred to as "BZA Site Work") may result in the runoff of water, mud, and other substances into and onto neighboring properties, swimming pools, public storm drains, private drywells, highways, public roads, public streets, privates roads, private streets, avenues, lanes, alleys, public driveways, and other public and private places in the Village, the creation of unsightly conditions in the Village, and damages to public and private property in the Village; and

WHEREAS, the Village Board finds that the safeguarding of the material rights of the public against the runoff of water, mud, and other substances into and onto neighboring properties, the creation of unsightly conditions in the Village, and damage to public and private property in the Village as a result of BZA Site Work are deemed essential to the economy of the Village and the general welfare of its inhabitants; and

WHEREAS, the Village Board finds that it is necessary and appropriate to regulate the performance of BZA Site Work and contractors performing BZA Site Work 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 BZA Site Work Regulations are the technical, operational, and insurance requirements for BZA Site Work and BZA Site Work 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 103-31 of the Village Code, all BZA Site Work Contractors shall comply with the Village BZA Site Work Regulations; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Village Board adopts the Village BZA Site 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 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 10232023-18 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Transferring Funds in the Village of Sands Point's Recreational Trust Fund to the Village of Sands Point's Capital Repair Reserve Fund**.

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

RESOLUTION 10232023-19
AUTHORIZING THE TRANSFER OF FUNDS IN THE VILLAGE OF SANDS POINT'S RECREATIONAL TRUST FUND TO THE VILLAGE OF SANDS POINT'S CAPITAL REPAIR RESERVE FUND

WHEREAS, pursuant to Local Law 3 of 2022, the Board of Trustees (the "Village Board") of the Incorporated Village of Sands Point (the "Village") repealed § 145-32 of the Village Code, "Deposit for Recreational Trust Fund"; and

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 $300,000.00 in the Village's Recreational Trust Fund (the "Recreational Fund Balance"); 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 Recreational Fund Balance to the Village's Capital Repair Reserve Fund; and

NOW, THEREFORE, BE IT RESOLVED, that the Recreational Fund Balance is transferred to the Village's Capital Repair 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	-	aye
Trustee Khashayar Khazai voting	-	aye

Resolution 10232023-19 was duly adopted.

Mayor Forman announced the **next Board of Trustees meeting will be held on Tuesday, November 21, 2023**.

There being no further business to come before the Board, on motion of Trustee Karabatos and seconded by Deputy Mayor Moslow, and carried unanimously, the meeting was adjourned at 8:55 p.m.

Liz Gaynor

Liz Gaynor
Village Clerk