BOARD OF TRUSTEES MEETING
INC. VILLAGE OF SANDS POINT
TUESDAY, APRIL 25, 2023

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

Upon motion by Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously, Mayor Forman opened the public hearings at 8:04 p.m.

Mayor Forman called to continue the Public Hearings for the following proposed local laws to the May 23, 2023 Board meeting:

1) Proposed Local Law Amending Chapter 121, "Private Streets, Maintenance of" of the Code of the Village of Sands Point
2) Proposed Local Law Amending Chapter 141, "Streets and Sidewalks" of the Code of the Village of Sands Point
3) Proposed Local Law Amending Chapter 1, "General Provisions" of the Code of the Village of Sands Point
4) Proposed Local Law Amending Chapter 85, "Filming" of the Code of the Village of Sands Point
5) 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
6) Proposed Local Law Amending Chapter 84, "Filling, Excavation & Grading" of the Code of the Village of Sands Point
7) Proposed Local Law Amending Chapter 82, "Fees & Deposits" of the Code of the Village of Sands Point
8) Proposed Local Law Amending Chapter 131, "Signs" of the Code of the Village of Sands Point
9) Proposed Local Law Amending Chapter 101, "Irrigation," Chapter 172, "Wells," and Chapter 168 "Water" of the Code of the Village of Sands Point
10) Proposed Local Law Amending Chapter 70, "Docks, Floats, Piles and Boat Lifts" of the Code of the Village of Sands Point
11) Proposed Local Law Amending Chapter 157, "Trees" of the Code of the Village of Sands Point

12) Proposed Local Law Amending Chapter 145, §145-32.4, "Capital Reserve Fund and Repair Reserve Fund"

On motion of Deputy Mayor Moslow and seconded by Trustee Schamis and carried unanimously, the Board approved to continue the aforementioned local law public hearings to the May 23, 2023 Board meeting.

Upon motion by Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously, Mayor Forman opened the public hearing to consider a **proposed Local Law Amending Chapter 127, "Rental Dwelling Unit Registration," of the Code of the Village of Sands Point.**

Mayor Forman called for comments of 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 Trustee Karabatos and seconded by Trustee Schamis and carried unanimously the Public Hearing on the proposed local law was closed.

Upon motion by Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously, Mayor Forman opened the Public Hearing to consider a proposed **Local Law Amending Chapter 103, "Licensed Occupations," of the Code of the Village of Sands Point.**

Mayor Forman called for comments of 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 Trustee Schamis and seconded by Deputy Mayor Moslow and carried unanimously the Public Hearing on the proposed local law was closed.

Mayor Forman **announced the following appointments**:

- **Appointments of Kenneth Marks, Mitchell Tamkin, and Charles ("Chuck") Maller as Members of the Pickleball Advisory Group**

Mayor Forman opened the **Regular Meeting** of the Board of Trustees at 8:10 p.m.

The **Minutes** of the meeting held on March 28, 2023 and April 17, 2023 were reviewed. On motion by Trustee Karabatos, seconded by Deputy Mayor and carried unanimously, the minutes of March 28, 2023 and April 17, 2023 were approved.

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

Water Commissioner Karabatos announced that water pumpage during March of 2023 was 9,241,200 gallons pumped vs. 9,347,100 gallons pumped during March of 2022.

The **Treasurer's Report** showing cash balances as of March 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 March were reviewed. On motion by Deputy Mayor Moslow, seconded by Trustee Karabatos and carried unanimously, the claims as contained on **Abstracts** for March were approved for payment. Abstract of Claims is appended hereto and made a part of the minutes.

The Board received **Recommendations of the Building Commissioner** as to Granting of Building Permit Extensions that are appended hereto and made a part of the minutes. On motion of Trustee Schamis, 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 March 2023, which showed:

Building Permits both Applied for and issued – 11
Certificates of Occupancy Issued –6
Tree Removal of Applications Received – 12
Number of Trees to be Removed – 29
Number of Trees to be Replaced - 29

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

Arraignments - 17
Trials - 0
Total VTL Fines Collected - $4,888.00

Mayor Forman placed on the table for consideration a **proposed Local Law 3 of 2023, A Local Law 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 04252023-01

PROPOSED LOCAL LAW 3 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 3 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 Rebecca Vitas Schamis voting	-	aye
Trustee Sloane Ackerman voting	-	aye

Resolution 04252023-01 was duly adopted.

Mayor Forman placed on the table for consideration a **proposed Local Law 4 of 2023, A Local Law 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 04252023-02
PROPOSED LOCAL LAW 4 OF 2024,

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 4 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 Rebecca Vitas Schamis voting	-	aye
Trustee Sloane Ackerman voting	-	aye

Resolution 04252023-02 was duly adopted.

The Board discussed errors in the preparation of the Village's Tax Roll for the 2023- 2024 Village tax year resulting in an error in essential fact, as defined by Section 550(3)(a) of the New York Real Property Tax Law, on a particular parcel within the Village.

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

RESOLUTION 04252023-03

AUTHORIZING THE CORRECTION OF AN ERROR IN THE VILLAGE'S TAX ROLL FOR THE 2023/2024 VILLAGE TAX YEAR TO CORRECT AN ERROR IN ESSENTIAL FACT ON THE REAL PROPERTY LOCATED AT 4 SHEPHERDS LANE, SANDS POINT, NEW YORK, ALSO KNOWN AS SECTION 4 BLOCK B LOT 325 ON THE NASSAU COUNTY LAND AND TAX MAP

WHEREAS, under Sections 550 and 554 of the Real Property Tax Law, the Village of Sands Point (the "Village") may approve a resolution authorizing the Village's Board of Trustees, in its capacity as Board of Assessors, to correct an error in essential fact on the Village tax roll; and

WHEREAS, for the 2023-2024 tax year, the real property located at 4 Shepherds Lane, Sands Point, New York, also known as Section 4 Block B Lot 325 on the Nassau County Land and Tax Map (the "Property"), was assessed to have an Assessed Value of
$584; and

WHEREAS, the Board of Trustees, in its capacity as Board of Assessors for the Village, has obtained proof that the Property should have been assessed to have an Assessed Value of $155 for the 2023-2024 tax year as the Property is vacant land; and

WHEREAS, pursuant to Section 550(3)(a) of the New York Real Property Tax Law, an error in essential fact means an incorrect entry on the taxable portion of the assessment roll, or the tax roll, or both, of the assessed valuation of an improvement to real property which was destroyed or removed prior to taxable status date for such assessment roll; and

WHEREAS a copy of the Demolition Permit, authorizing the demolition of the existing house, garages, pool, tennis court, and garden on the Property, issued on March 6, 2019, is attached to this Resolution; and

WHEREAS, a copy of the Residential Property Card for the Property is attached to this Resolution; and

WHEREAS, it is necessary and in the best interests of the owners of property within the Village for the Village to correct an error in essential fact in the Village's Tax Roll, in order to issue proper and correct tax bills for the 2023/2024 Village Tax Year; and

WHEREAS, it is also necessary to amend and revise Resolution 0228023-02, previously adopted by the Board of Trustees, on February 28, 2023, relating to Assessment Grievances for the Village's fiscal year ending May 31, 2024, and to amend

and revise Resolution 03228023-05, adopted by the Board on March 28, 2023 relating to the Certification of the Assessment Roll of the Village.

NOW THEREFORE, BE IT RESOLVED, THAT: the Board of Trustees, in its capacity as Board of Assessors for the Village, be and hereby are authorized and directed to act upon the unlawful entry on the Property and authorizes the following actions:

1. The correction of an error in essential fact in the Village's tax roll for the 2023/2024 Village Tax Year for the Property.

2. The correction of Resolution 02282023-02 with respect to assessment grievances to provide as follows:

Total Assessed Value of Property within Sands Point:	$188,279
Less Total Value of Veterans and Totally Exempt Properties:	$31,324
Total Taxable Value:	$156,955

3. The correction of Resolution 03228023-05 to provide that the total taxable value of all properties on the final assessment roll for the 2023/2024 Village tax year is $156,955; and

BE IT FURTHER RESOLVED that the Village Clerk and the Village Treasurer shall take such further actions and prepare such documentation and certifications as required to effectuate the terms and provisions of this Resolution.

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 Rebecca Vitas Schamis voting	-	aye
Trustee Sloane Ackerman voting	-	aye

Resolution 04252023-03 was duly adopted.

Mayor Forman placed on the table for consideration toward **adoption** the **proposed budget and adoption of the tax rate** for the Incorporated Village of Sands Point for the fiscal year beginning June 1, 2023.

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

RESOLUTION 04252023-04
ADOPTION OF BUDGET JUNE 1, 2023 – MAY 31, 2024
FOR THE INCORPORATED VILLAGE OF SANDS POINT

WHEREAS, the Board of the Incorporated Village of Sands Point having, on March 28, 2023, duly had a public hearing on the budget for the fiscal year commencing June 1, 2023, and having heard all persons desiring to be heard in the matter, and the matter of the budget for such fiscal year having been fully discussed and considered, it is

RESOLVED, that said budget for the Incorporated Village of Sands Point is hereby adopted and established as the annual budget for the fiscal year beginning June 1, 2023 and that such annual budget as so adopted is detailed in the minutes of the proceedings of this Village Board; and be it further

RESOLVED, to adopt the Tax Levy for the fiscal year June 1, 2023 to May 31, 2024, said levy to be at a rate of 66.100 per $100 of assessed valuation to be levied on a total assessed valuation of the Incorporated Village of Sands Point of $156,955; and be it further

RESOLVED, that the Village Clerk shall prepare and certify as provided by law, duplicate copies of said annual budget hereby adopted, and deliver one of such copies to the Mayor and that she shall present such copy to the Board of Legislators of Nassau County as required by law, and that she shall present such copy to the Office of the State Comptroller as required by law.

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 Rebecca Vitas Schamis voting	-	aye
Trustee Sloane Ackerman voting	-	aye

Resolution 04252023-04 was duly adopted.

Mayor Forman placed on the table for consideration in accordance with the requirements of the Election Law of the State of New York the following resolution to **appoint the Inspectors of Elections for the general Village election to be held on Tuesday, June 20, 2023.**

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

RESOLUTION 04252023-05
GENERAL VILLAGE ELECTION
TUESDAY, JUNE 20, 2023

WHEREAS, the next General Village Election will be held on Tuesday, June 20, 2023; and

WHEREAS, no person shall be entitled to vote whose name does not appear on the Register of the Inspectors of Election for the Incorporated Village of Sands Point; and

WHEREAS, Inspectors of Election are needed to verify voters; and

NOW THEREFORE, BE IT RESOLVED that the following persons be appointed Inspectors of Election for the Incorporated Village of Sands Point:

Joan Naughton, Westbury, NY
Robin Gershon, Holliswood, NY
Sandra Zuniga Rodriquez, Westbury, NY

AND BE IT FURTHER RESOLVED THAT each shall serve at a compensation of $200.00 per day; and; be it further

RESOLVED THAT Joan Naughton be and hereby is appointed as Chairperson of the Inspectors of Election; and be it further

RESOLVED THAT the General Village Election shall be conducted at the Village Hall, 26 Tibbits Lane, Sands Point, New York on Tuesday, June 20, 2023 from 12 noon to nine o'clock in the evening; and be it further

RESOLVED THAT the Village Clerk be and hereby is directed to publish the Notice of Election as required by Election Law of the State of New York in the official newspaper of the Village and to post copies of said Notices in six conspicuous places in the Village, one of which is the Office of the Village Clerk.

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

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

Trustee Rebecca Vitas Schamis voting - aye
Trustee Sloane Ackerman voting - aye

Resolution 04252023-05 was duly adopted.

Mayor Forman placed on the table for consideration the **20th Annual Stormwater Management Report** submitted by Village Engineer James Antonelli, P.E. After the review and upon the motion of Trustee Karabatos and seconded by Deputy Mayor Moslow and carried unanimously the Board approved its submission to the proper entities. On roll call:

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

Placed on the table for consideration a **Resolution Ratifying and Affirming the Mayor & Village Clerk's decision in applying for a Federal Capital Improvements Grant.**

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

RESOLUTION 04252023-06
RATIFICATION AND AFFIRMATION
A DECISION BY BOTH MAYOR AND VILLAGE CLERK
TO APPLY ON BEHALF OF THE VILLAGE OF SANDS POINT
FOR A FEDERAL CAPITAL IMPROVEMENTS GRANT FOR
VILLAGE WATER INFRASTRUCTURE IMPROVEMENT PROJECTS

WHEREAS, Mayor Peter A. Forman and Village Clerk Liz Gaynor have applied for a federal capital improvement grant for use in Village water infrastructure improvement projects in an effort to protect the Village water supply from emerging contaminants,

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby ratify and affirms the decision to apply for the aforementioned grant.

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 Rebecca Vitas Schamis voting - aye
Trustee Sloane Ackerman voting - aye

Resolution 04252023-06 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution to Authorize Purchase of a Standby Emergency Generator Set for the Water Department Administration Building at 2 Governors Lane.**

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

RESOLUTION 04252023-07
AUTHORIZATION FOR PURCHASE
CUMMINS/ONAN GENERATOR SET
FOR THE SANDS POINT WATER DEPARTMENT
ADMINISTRATIVE BUILDING LOCATED
AT 2 GOVERNORS LANE
SOURCEWELL/CUMMINS

WHEREAS, per Resolution 061212022-08 the Board authorized the solicitation of proposals for a generator at the 2 Governors Lane Water Department property; and

WHEREAS, per Resolution 10252022-06 the Board rejected the bids received on October 5, 2022 and authorized the solicitation of new proposals, and

WHEREAS, per Resolution 01242013-06 the Board awarded a contract to Roland's Electric re bid results from the January 11, 2023 bid opening; and

WHEREAS, per Resolution 02232023-01 the Board recognized that Roland's Electric would not deliver nor execute the contract and awarded the contract to Hinck's Electrical, the next lowest responsible bidder; and

WHEREAS, per Resolution 02282023-16 the Board acknowledged that Hinck's Electrical would not deliver nor execute the contract and authorized to readvertise for new bids; and

WHEREAS, Superintendent of Public Works Christian DiMartino in a memorandum to the Board, a copy of which is appended hereto and made a part of the

minutes, is requesting to purchase a Cummins Generator set through Sourcewell, a self-supporting government organization; and

WHEREAS, Superintendent DiMartino states that the generator is the same unit that was outlined in the previous bid solicitations with the exception that this unit sits on top of its own self-containing fuel tank thereby cutting installation costs, a copy of Quote No. 223183r7 dated April 17, 2023 is appended hereto and made a part of the minutes; and

WHEREAS, the Board has reviewed the proposal and concurs with the Superintendent's recommendation,

NOW, THEREFORE, BE IT RESOLVED that the Public Works Superintendent be and hereby is authorized to purchase the generator through Cummins Inc., 890 Zerega Avenue, Bronx, NY 10473 per their quote no. 223183r7 dated April 17, 2023 (obtained through Sourcewell Number 092222-CMM),

BE IT FURTHER RESOLVED that the Board's approval of the resolution shall be subject to the review and approval of the generator specifications by D&B for its appropriate use at the Governor's Lane facility.

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

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

Resolution 04252023-07 was duly adopted.

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

Public Events:

- Sunday, May 21, 2023 – Four Seasons in Music/Chamber Music
- Sunday, May 28, 2023 – Princess Day at the Castle
- Sunday, June 4, 2023 – Pups & Peeps Suicide Prevention Walk on Trails/Fundraiser

- Wednesday, June 21, 2023 – Summer Solstice Celebration – Yoga & Outdoor painting
- Sunday, July 9, 2023 – Four Seasons in Music – Summer – Chamber Music
- Sunday, July 30, 2023 – Summer Gala Fundraiser

On roll call:

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

Mayor Forman placed on the table a recommendation from Chief Thomas Ruehle to **consider a proposal from Patrol PC for the purchase and installation of computer equipment for Police vehicles.**

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

RESOLUTION 04252023-08
AUTHORIZING PURCHASE AGREEMENT FOR
SIX RHINOTAB M2 ULTRA RUGGED PORTABLE MDT COMPUTERS
AND INSTALLATION OF FIVE OF THE UNITS FOR
SANDS POINT POLICE DEPARTMENT VEHICLES
PATROL PC - ADVANCED ELECTRONIC DESIGN INC.

WHEREAS, Chief Thomas Ruehle has requested the outfitting of Village Police vehicles with new computers; and

WHEREAS, Chief Ruehle requested and received a quote for the computers from Patrol PC, the manufacturer and sole source provider for the Rhinotab M2 UltraRugged Portable MDT computer units, a copy of their proposal is appended hereto and made a part of the minutes; and

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

NOW, THEREFORE BE IT RESOLVED, that Patrol PC – Advanced Electronic Design, Inc, 344 John Dietsch Blvd, Unit 2, North Attleboro, MA US 02763 be and hereby is engaged to provide, six (6) Rhinotab M2 UltraRugged Portable MDT and the installation of five (5) of the units for Sands Point Police Department vehicles as per Quote#: QUO-9645 14808 dated April 20, 2023 in the amount of $48,751.00.

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

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

Resolution 04252023-08 was duly adopted.

Mayor Forman placed on the table for consideration the **adoption of an incentive payment to Kemper Sports Management for its management of the Village Club**, a copy of which is appended hereto and made part of these minutes.

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

RESOLUTION 04252023-09
RESOLUTION TO ADOPT AN INCENTIVE PAYMENT TO KEMPER SPORTS MANAGEMENT FOR ITS MANAGEMENT OF THE VILLAGE CLUB

WHEREAS, the Village's Agreement with Kemper Sports Management for management services regarding the Village Club provides for an incentive payment based on Kemper's performance under the Agreement taking into account an evaluation of relevant factors; and

WHEREAS, the Village has reviewed Kemper's performance for the past year; and

WHEREAS, the Village's review has shown that Kemper is entitled to an incentive payment over and above the contract payments of $75,713.17 based on an evaluation of all relevant factors;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby resolves as follows:

1. The Village shall pay Kemper the sum of $75,713.17 as an incentive payment for the year ending December 31, 2022, based on Kemper's performance under the Agreement.

2. This Village Clerk and Village Treasurer are authorized to process this incentive payment.

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 Rebecca Vitas Schamis voting - aye
Trustee Sloane Ackerman voting - aye

Resolution 04252023-09 was duly adopted.

Mayor Forman placed on the table for consideration a **Resolution Settling Article 7 and Tax Lien Proceedings for the Premises located at 4 Shepherds Lane**.

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

INCORPORATED VILLAGE OF SANDS POINT
BOARD OF TRUSTEES
ACTING AS THE BOARD OF ASSESSORS

RESOLUTION 04252023-10
SETTLING ARTICLE 7 AND TAX LIEN PROCEEDINGS FOR THE PREMISES SITUATED AT 4 SHEPHERDS LANE, SANDS POINT, NEW YORK, DESIGNATED ON THE NASSAU COUNTY LAND AND TAX MAP AS SECTION 4, BLOCK B, LOT 325 FOR TAX YEARS 2014 THROUGH 2023

WHEREAS, there are pending Article 7 proceedings pending in the Supreme Court of Nassau County on behalf of IAS Group LLC (the "Petitioner"), against the Incorporated Village of Sands Point Board of Assessors (the "Village"), with respect to the real property located at 4 Shepherds Lane, Sands Point, New York, also known as Section 4, Block B, Lot 325 on the Nassau County Land and Tax Map, (the "Premises") for tax years 2020/21 through 2022/23 (the "Tax Proceedings"); and

WHEREAS, on or about September 9, 2022, Shepherd Developers LLC ("Shepherds"), acquired title to the Premises; and

WHEREAS, Shepherds took title to the Premises subject to existing Village tax liens and charges due and collectible out of the Premises from years 2014 through and including 2023 (the liens and charges due and collectible are collectively hereinafter referred to as the "Charges"); and

WHEREAS, Shepherds offered to pay the Village a lump sum of $475,000 on or before May 19, 2023, to settle the Charges (the "Settlement"); and

WHEREAS, in further consideration of the Settlement, Petitioner agreed to discontinue the Tax Proceedings; and

WHEREAS, the Board of Trustees, acting as the Board of Assessors is authorized by Section 1182 of the Real Property Tax Law to accept the Settlement; and

WHEREAS, the Board of Assessors deems it to be in the best interest of the Village to accept the Settlement.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Assessors accepts the Settlement; and

BE IT FURTHER RESOLVED that the Village Attorneys, be and hereby are authorized to effectuate the settlement of the Tax Proceedings as set forth herein and are authorized to sign the Stipulation of Settlement and Stipulation of Discontinuance with Prejudice on behalf of the Village in connection with the Tax Proceedings.

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 Rebecca Vitas Schamis voting	-	aye
Trustee Sloane Ackerman voting	-	aye

Resolution 04252023-10 was duly adopted.

Mayor Forman announced that the next Board of Trustees' meeting will be held Tuesday, May 23, 2023.

There being no further business to come before the Board, on motion of Trustee Karabatos, and seconded by Trustee Schamis, the meeting was adjourned at 8:45 p.m., and at which time the Board entered into Executive Session.

Liz Gaynor

Liz Gaynor
Village Clerk