

**BOARD OF TRUSTEES MEETING
INC. VILLAGE OF SANDS POINT
TUESDAY, FEBRUARY 23, 2016**

Present:	Edward A.K. Adler	Mayor
	Katharine M. Ullman	Trustee
	Marc Silbert	Trustee
	Peter A. Forman	Deputy Mayor
	Daniel Scheyer	Water Commissioner
	Liz Gaynor	Village Clerk
	Michael Sahn, Esq.	Village Attorney
	John Christopher, Esq.	Village Attorney
Absent:	Lynn R. Najman	Trustee

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

The **Minutes** of the meeting held on January 26, 2016 were reviewed. On motion by Trustee Ullman, seconded by Trustee Silbert 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 Commissioner Scheyer announced that water pumpage during January of 2016 was 11,888,600 gallons pumped vs. 13,210,000 gallons pumped during January of 2015.

The **Treasurer's Report** showing cash balances as of January 31, 2016 was reviewed (copy attached). On motion by Deputy Mayor Forman, seconded by Trustee Ullman and carried unanimously, the Treasurer's Report was accepted and filed.

Claims as presented on **Abstracts 9A & 9B** for payment in February were reviewed. On motion of Deputy Mayor Forman, seconded by Trustee Ullman and carried unanimously, the claims as contained on **Abstracts 9A & 9B** 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 Silbert, seconded by Deputy Mayor Forman and carried unanimously, the Building Commissioner's recommendations were adopted.

The Board received the **Building Department Report of Activity** for the month of January 2016, which showed:

Building Permits issued – 3
Building Permit Applications filed – 1
Certificates of Occupancy Issued – 9
Extensions of Building Permits Granted – 20
Tree Removal of Applications Received – 5

The Board received the **Justice Court Report** for the month of January 2016, which showed:

Arraignments – 52
Trials - 2
Total Amount Collected - \$4,762.00

Mayor Adler placed on the table for consideration towards adoption **Local Law No. 1 of 2016, "Amending Chapter 176 of the Village Code Regarding the Permitted Number of Stories for Residential Dwellings in the Residence A and Residence B Districts."** A copy of the local law is appended hereto and made a part of the minutes. Whereupon Trustee Silbert moved the adoption of the aforesaid local law, seconded by Trustee Ullman and on vote as follows:

Mayor Edward A.K. Adler voting - aye
Trustee Katharine M. Ullman voting - aye
Trustee Marc Silbert voting - aye
Trustee Lynn R. Najman voting - absent
Deputy Mayor Peter A. Forman voting - abstain
Local Law No. 1 of 2016 was duly adopted.

The Board discussed the minutes of the Board of Assessment Review which met on February 16, 2016 to receive applications pursuant to Section 1408 of the Real Property Tax Law of the State of New York.

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

**RESOLUTION 02232016 -01
ASSESSMENT GRIEVANCES 2016**

WHEREAS, the Board of Assessment Review convened at ten o'clock in the morning on Tuesday, February 16, 2016 to review the Tentative Assessment Roll for the Incorporated Village of Sands Point for the fiscal year ending May 31, 2017; and

WHEREAS, said review included increases and decreases in assessed value by comparison to the Nassau County Roll; and

WHEREAS, said review included grievances duly filed pursuant to Real Property Tax Law of the State of New York, copy appended hereto and made a part of the minutes; and

WHEREAS, by Resolution 190-03 adopted January 1990, the Board determined that the Assessment Roll of the Village be prepared adopting the property values as set by Nassau County; and

WHEREAS, Proof of Settlement with Nassau County had not been obtained as of this date; and

NOW THEREFORE, BE IT RESOLVED, that the aforesaid applications for adjustments to assessed value be and hereby are denied.

FURTHER RESOLVED, that the total values for the fiscal year ending May 31, 2017 as shown on the aforesaid Village Assessment Roll shall be:

Total Assessed Value of Property Within Sands Point:	3,173,602
Less Total Value of Totally Exempt Properties:	<u>474,829</u>
	2,698,773
Less Exemptions Granted to Veterans:	<u>8,992</u>
Total Taxable Value:	2,689,781

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Resolution 02232016-01 was duly adopted.

Mayor Adler reviewed the Tentative Assessment Roll for the fiscal year beginning June 1, 2016.

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

**RESOLUTION 02232016-02
ADJUSTMENTS TO VETERANS EXEMPTION**

February 23, 2016

ASSESSMENT ROLL FOR THE YEAR JUNE 1 2016-MAY 31, 2017

WHEREAS, no new applications have been filed for Veteran's Exemption pursuant to Section 458(a) Real Property Tax Law of the State of New York; and

WHEREAS, adjustments to existing Veteran's Exemptions are required pursuant to Section 458(a) Real Property Tax Law of the State of New York; and

NOW THEREFORE, BE IT RESOLVED, that adjustments to existing Veterans Exemptions pursuant to Section 458(a) Real Property Tax Law of the State of New York as reviewed be and hereby is approved.

The motion was seconded by Silbert. On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Resolution 02232016-02 was duly adopted.

Mayor Adler placed on the table for consideration a **request from the Lauri Strauss Leukemia Foundation to hold a charity bicycle tour through the Village on Sunday, May 22, 2016**, a copy of the request and details of the tour are appended hereto and made a part of the minutes. A motion was made by Deputy Mayor Forman and seconded by Trustee Silbert and then carried unanimously approving the tour.

On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Mayor Adler placed on the table for consideration a **resolution extending the time within which the Village can commence a tax sale.**

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

**RESOLUTION 02232016-03
RESOLUTION EXTENDING TIME
WITHIN WHICH TO COMMENCE TAX SALE**

February 23, 2016

WHEREAS, the Board of Trustees has resolved to authorize the conduct of tax sales concerning certain parcels of real estate located within the Village of Sands Point; and

WHEREAS, Section 1452 of the Real Property Tax Law requires that said tax sales be conducted on or before March 10, 2016 unless the Board of Trustees by resolution extends said time limit; and

WHEREAS, the Board of Trustees has determined that it is in the best interest of the Village to afford delinquent Village taxpayers additional time in which to pay their taxes so as to avoid the costs of delay of a tax sale,

NOW THEREFORE, BE IT RESOLVED that pursuant to RPTL 1452 time in which to conduct tax sales concerning certain parcels of real estate located within the Village of Sands Point is hereby extended until Thursday, May 12, 2016.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Resolution 02232016-03 was duly adopted.

Mayor Adler introduced a **proposed Local Law Amending Chapter 82 entitled, "Fees and Deposits as it relates to Building Department Fees and Filming Fees.** On motion of Trustee Ullman and seconded by Trustee Silbert and carried unanimously the Board resolved to hold a Public Hearing at their Tuesday, March 22, 2016 meeting to consider adoption of the aforementioned proposed local law. On vote as follows:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Mayor Adler placed on the table for consideration **Resolution Authorizing the Execution of a Conciliation Agreement in the Matter of the EEOC ADEA Directed Investigation regarding the Port Washington Fire Department Length of Service Awards Program.**

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

February 23, 2016

RESOLUTION 02232016-04
AUTHORIZING EXECUTION OF A CONCILIATION AGREEMENT
IN THE MATTER OF THE EEOC ADEA DIRECTED INVESTIGATION
REGARDING THE PORT WASHINGTON FIRE DEPARTMENT
LENGTH OF SERVICE AWARDS PROGRAM

WHEREAS, based on a complaint filed by Members of the Port Washington Fire Department (the "Fire Department") against both the Fire Department and the Municipalities that contract with the Fire Department, including, but not limited to the Village of Sands Point, the Equal Employment Opportunity Commission ("EEOC") determined that the provisions of the Length of Service Awards Program ("LOSAP") that relate to the participation of Members of the Port Washington Fire Department after the entitlement age of sixty-five (65) are discriminatory under the Age Discrimination in Employment Act of 1967; and

WHEREAS, the Village, the other municipal contractees and the Fire Department have all answered and denied the allegations and have disputed the EEOC's determination; however, in order to avoid the costs and uncertainty of litigation, all parties have concluded that it would be in the best interest of their respective residents and Members to enter into a conciliation agreement with the EEOC, whereby, the LOSAP will be amended to remove the age restrictions (the "Conciliation Agreement"); and

WHEREAS, a copy of the Conciliation Agreement is appended hereto and made a part hereof; and

WHEREAS, by Resolution No.: 07292015-25, the Board of Trustees authorized the amendment of the LOSAP to remove the age restriction, which amendment was approved by the residents of Sands Point in a public referendum held on September 30, 2015; and

WHEREAS, as part of the Conciliation Agreement, retroactive benefits will be paid to Members of the Fire Department who were not awarded benefits as a result of the cap on entitlement age, but who otherwise would have been awarded such credit (the "Retroactive Payment"); and

WHEREAS, in furtherance of a comprehensive settlement with the EEOC, the Fire Department has agreed to pay the Retroactive Payment; and

WHEREAS, the Village does not have to pay any of the Retroactive Payment or any other damages in connection with the settlement; and

WHEREAS, the Board of Trustees finds that it is in the best interest of the Village's residents to enter into the Conciliation Agreement and avoid the cost of litigating this matter against the EEOC.

February 23, 2016

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby authorizes the Mayor to execute the Conciliation Agreement on behalf of the Village, together with any other documents that may be required in connection therewith.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Resolution 02232016-04 was duly adopted.

Mayor Adler placed on the table for consideration the **adoption of Amended Rules and Regulations for Filming on Exempt Nonresidential Property Having a Lot Area of 25 Acres or More Located in the Incorporated Village of Sands Point**, a copy of which is appended hereto and made part of these minutes.

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

RESOLUTION 02232016-05
ADOPTION OF AMENDED RULES AND REGULATIONS FOR FILMING
ON EXEMPT NONRESIDENTIAL PROPERTY HAVING
A LOT AREA OF 25 ACRES OR MORE LOCATED IN
THE INCORPORATED VILLAGE OF SANDS POINT

WHEREAS, pursuant to Section 85-7(A) of Chapter 85 of the Village Code, known as the "Movies and Filming Law" of the Village of Sands Point, the Board of Trustees is authorized to promulgate and adopt rules and regulations implementing the provisions of Chapter 85; and

WHEREAS, although nonresidential property having a lot area of 25 acres or more is exempt from compliance with the requirements of Chapter 85 of the Village Code pursuant to Section 85-5(E) of the Village Code, such property nevertheless remains subject to any rules and regulations that may be adopted by the Board of Trustees pursuant to Section 85-7(A); and

WHEREAS, the Board of Trustees previously promulgated the Rules and Regulations for Filming on Exempt Nonresidential Property Having a Lot Area of 25 Acres Or More Located in the Incorporated Village of Sands Point implementing the provisions of Chapter 85 of the Village Code (the "Rules and Regulations"); and

February 23, 2016

WHEREAS, the Board of Trustees has reviewed the Rules and Regulations and has found that it is in the best interest of the Village to amend the Rules and Regulations to ensure that filming activities are appropriately regulated to protect the public health, safety and welfare; and

WHEREAS, attached to this Resolution are amended Rules and Regulations that the Board has determined to make effective on March 1, 2016.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees hereby adopts the attached Rules and Regulations for Filming on Exempt Nonresidential Property Having a Lot Area of 25 Acres Or More Located in the Incorporated Village of Sands Point pursuant to Section 85-7(A) of the Village Code; and be it further

RESOLVED, that said Rules and Regulations shall become effective on March 1, 2016.

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

- Mayor Edward A.K. Adler voting - aye
 - Trustee Katharine M. Ullman voting - aye
 - Trustee Marc Silbert voting - aye
 - Trustee Lynn R. Najman voting - absent
 - Deputy Mayor Peter A. Forman voting - aye
- Resolution 02232016-05 was duly adopted.

Mayor Adler placed on the table for consideration a request from Village Clerk Liz Gaynor to Attend the NYSGFOA Conference in April 2016.

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

RESOLUTION 02232016-06
APPROVAL OF ATTENDANCE AT
NYS GOVERNMENT FINANCE OFFICERS' ASSOCIATION, INC.
37TH ANNUAL CONFERENCE
APRIL 5, 2016 THROUGH APRIL 8, 2016
FOR
VILLAGE CLERK LIZ GAYNOR

WHEREAS, it is necessary for Village Clerks to acquire up to date information and educational credits to maintain certifications; and

WHEREAS, Clerk Gaynor has received her Registered Municipal Clerk and Certified Municipal Clerk Certificates therefore required to attend various educational seminars each year to maintain her certification; and

WHEREAS, the NYSGFOA is holding the annual conference on April 5, 2016 through April 8, 2016 (Tuesday – Friday) in Albany, New York; and

WHEREAS, the Board of Trustees has reviewed Clerk Gaynor’s request and found the meeting to be essential in order to maintain the highest level of service for the Village government.

NOW, THEREFORE BE IT RESOLVED that Clerk Gaynor be and hereby is authorized to attend the NYS Government Finance Officers’ Association Annual Conference in Albany, NY on April 5-8, 2016 at a cost not to exceed \$1200.00.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Resolution 02232016- 06 was duly adopted.

Mayor Adler placed on the table for consideration a **Transfer of Village Funds from the Restricted Fund – Reserve for Employee Benefit Accrued Liability to the 401(A) Qualified Defined Contribution Program Account for Terminal Pay of Sgt. James Polla.**

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

RESOLUTION 02232016-07
TRANSFER OF VILLAGE FUNDS FROM THE RESTRICTED FUND – RESERVE
FOR EMPLOYEE BENEFIT ACCRUED LIABILITY TO 401(A) QUALIFIED
DEFINED CONTRIBUTION PROGRAM ACCOUNT FOR THE TERMINAL PAY
OF SGT. JAMES POLLA.

WHEREAS, pursuant to the 401(a) Plan Agreement by and between the Village of Sands Point and the Sands Point Police Benevolent Association, dated August 25, 2015 (the “Plan Agreement”), the Village authorized implementation and administration of a 401(a) Qualified Defined Contribution Program to be used to deposit accumulated sick

and/or vacation leave, terminal retirement pay, or other incentive payments on behalf of the officers of the Village of Sands Point Police Department; and

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

WHEREAS, the maximum annual contribution to a 401(a) Plan account currently permitted under the law is \$53,000.00; and

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

WHEREAS, on February 11, 2016, Sgt. James Polla of the Sands Point Police Department submitted a Notification to Retire to the Village, setting forth his intention to retire effective January 2018, a copy of which is annexed hereto and made a part hereof; and

WHEREAS, in addition, Sgt. Polla has provided the Village with a promissory note in the amount of \$53,000.00; and

WHEREAS, Sgt. Polla is currently entitled to termination pay in the total amount of \$260,071.20, as set forth on the Retirement Compensation Worksheet annexed hereto and made a part hereof; and

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

WHEREAS, the funds for terminal pay are in a Restricted Fund – Reserve for Employee Benefits Accrued Liability; and

WHEREAS, withdrawals from these funds require Board approval.

NOW, THEREFORE, BE IT RESOLVED, that a contribution in the amount of \$53,000.00, constituting a portion of Sgt. James Polla's terminal pay, is authorized to be drawn from the Restricted Fund of Reserve for Employee Benefits Accrued Liability for the fiscal year ending in 2016 and deposited in the 401(A) Qualified Defined Contribution Program Account for Sgt. James Polla.

February 23, 2016

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Resolution 02232016-07 was duly adopted.

Mayor Adler placed on the table for consideration a **request from Police Commissioner Marc Silbert to reduce by 50% the false alarm fees for Steven & Diana Berrent of 1 Oak Tree Lane and for Thomas & Laura de la Bastide of 84 Old House Lane; Berrent amount due is now \$550.00 and de la Bastide amount due is now \$450.00,** a copy of the request is appended hereto and made a part of the minutes. A motion was made by Trustee Silbert and seconded by Trustee Ullman and then carried unanimously approving the reduction in false alarm fees. The vote was as follows:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Mayor Adler placed on the table for consideration the **Negative Declaration for the execution of a License Agreement by and between the Incorporated Village of Sands Point and New York SMSA Limited Partnership d/b/a Verizon Wireless, to provide for the for installation, maintenance and operation of a communications facility for wireless transmitting and receiving equipment and other associated equipment at the South Road Water Tank,** a copy of which is annexed hereto.

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

RESOLUTION 02232016-08
NEGATIVE DECLARATION FOR THE EXECUTION OF A LICENSE AGREEMENT
BY AND BETWEEN THE INCORPORATED VILLAGE OF SANDS POINT AND
NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS, TO
PROVIDE FOR THE FOR INSTALLATION, MAINTENANCE AND OPERATION
OF A COMMUNICATIONS FACILITY FOR WIRELESS TRANSMITTING AND
RECEIVING EQUIPMENT AND OTHER ASSOCIATED EQUIPMENT AT THE
SOUTH ROAD WATER TANK

WHEREAS, the Village of Sands Point is the owner of certain premises known on the Land and Tax Map of Nassau County as Section 5, Block K, Lot 91, commonly known as the South Road Water Tank; and

WHEREAS, New York SMSA Limited Partnership, a New York limited partnership, d/b/a Verizon Wireless, whose principal business address is One Verizon Way, Mail Stop 4AW100, Basking Ridge, New Jersey 07920 (“Verizon”) desires to use a portion of the South Road Water Tank and vacant equipment storage shed constructed thereon for installation, maintenance and operation of a communications facility for wireless transmitting and receiving equipment and other associated equipment including, but not limited to, its transmitting and receiving antennas, utility wires, poles, conduits and pipes, radio fixtures, cables, accessories, base units, an air conditioned equipment room and supporting equipment and structures thereto in connection with its wireless communications operations; and

WHEREAS, Verizon has prepared a Short Environmental Assessment Form, dated, February 23, 2016 for purposes of review of the project under Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) (“SEQRA”); and

WHEREAS, in accordance with 6 NYCRR Part 617.6, the Village Board of Trustees is the only agency required to approve the proposed action; and

WHEREAS, the Village Board of Trustees has determined that the execution of the license agreement for the proposed construction is an “Unlisted Action” under SEQRA and will not have a significant adverse effect upon the environment and that a DEIS does not need to be prepared.

NOW THEREFORE BE IT RESOLVED, that the Village Board of Trustees declares itself to be the Lead Agency with respect to this action; accepts the Short Environmental Assessment Form, and approves the attached Negative Declaration.

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

- Mayor Edward A.K. Adler voting - aye
 - Trustee Katharine M. Ullman voting - aye
 - Trustee Marc Silbert voting - aye
 - Trustee Lynn R. Najman voting - absent
 - Deputy Mayor Peter A. Forman voting - aye
- Resolution 02232016-08 was duly adopted.

Mayor Adler placed on the table for consideration the **authorization for the execution of a License Agreement by and between the Incorporated Village of Sands Point and New York SMSA Limited Partnership d/b/a Verizon Wireless, to provide for the for installation, maintenance and operation of a communications facility for wireless transmitting and receiving equipment and other associated equipment at the South Road Water Tank**, a copy of which is appended hereto.

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

RESOLUTION 02232016-09
AUTHORIZATION FOR THE EXECUTION OF A LICENSE AGREEMENT BY AND BETWEEN THE INCORPORATED VILLAGE OF SANDS POINT AND NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS, TO PROVIDE FOR THE FOR INSTALLATION, MAINTENANCE AND OPERATION OF A COMMUNICATIONS FACILITY FOR WIRELESS TRANSMITTING AND RECEIVING EQUIPMENT AND OTHER ASSOCIATED EQUIPMENT AT THE SOUTH ROAD WATER TANK

WHEREAS, the Village of Sands Point is the owner of certain premises known on the Land and Tax Map of Nassau County as Section 5, Block K, Lot 91, commonly known as the South Road Water Tank; and

WHEREAS, New York SMSA Limited Partnership, a New York limited partnership, d/b/a Verizon Wireless, whose principal business address is One Verizon Way, Mail Stop 4AW100, Basking Ridge, New Jersey 07920 (“Verizon”) desires to use a portion of the South Road Water Tank and vacant equipment storage shed constructed thereon for installation, maintenance and operation of a communications facility for wireless transmitting and receiving equipment and other associated equipment including, but not limited to, its transmitting and receiving antennas, utility wires, poles, conduits and pipes, radio fixtures, cables, accessories, base units, an air conditioned equipment room and supporting equipment and structures thereto in connection with its wireless communications operations; and

WHEREAS the Village Attorney has prepared a proposed license agreement granting Verizon a nonexclusive license for the installation, maintenance and operation of a communications facility by Verizon at the South Road Water Tank, a copy of which is appended hereto and made a part hereof (the “License Agreement”); and

WHEREAS, the Board of Trustees has reviewed the License Agreement and has found the same to be acceptable; and

WHEREAS, the proposed License Agreement requires Verizon to submit to the Village for review detailed specifications and plans for the construction and installation of the Licensee's facilities, subject to the review and approval of the Building Department and the Village Engineer; and

NOW THEREFORE BE IT RESOLVED, that authorization is given for Mayor Edward A.K. Adler to execute the License Agreement on behalf of the Village.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Resolution 02232016-09 was duly adopted.

Mayor Adler placed on the table a recommendation from Club Manager Frank Benzakour to **approve service training seminar for the Grille and Manison Wait Staff**, a copy of which is appended hereto and made part of the minutes.

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

RESOLUTION 02232016-10
APPROVAL OF SERVICE TRAINING
BY
SCHOOL FOR THE SERVICE ARTS
FOR WAIT STAFF AT THE GRILLE & MANSION
APRIL 4, 2016 THROUGH APRIL 5, 2016
THE VILLAGE CLUB OF SANDS POINT

WHEREAS, it is necessary for personnel to learn better hospitality techniques; and

WHEREAS, Club Manager, Frank Benzakour has researched various training opportunities and has requested that the School for the Service Arts provide a two (2) day training seminar; and

WHEREAS, the Board has reviewed this request and finds that the seminar is essential in order to maintain the Village Club at the highest possible level.

NOW, THEREFORE BE IT RESOLVED that payment is authorized for service training by **School for the Service Arts, 2210 N. Santa Fe Ave, #B, Vista, CA 920839** in an amount not to exceed \$1,750.00.

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Resolution 02232016-10 was duly adopted.

Mayor Adler placed on the table for consideration a **recommendation from Frank Benzakour, General Manager for the purchase and installation of a hot water boiler for the Grille at The Village Club of Sands Point**, a copy of which is appended hereto and made a part of the minutes.

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

**RESOLUTION 02232016-11
EMERGENCY PURCHASE AND INSTALLATION
HOT WATER BOILER
FOR THE GRILLE
AT
THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, the hot water boiler at the grille was no longer working and needed to be replaced on an emergency basis; and

WHEREAS, proposals were requested and received from three vendors for the purchase of the hot water boiler system and four proposal requested and received for the installation of the system; copies of which are attached and appended hereto; and

WHEREAS, General Manager recommends that we engage AF Kaufman for the purchase of the equipment and LI Tech Plumbing for the installation both of which submitted the lowest proposals; and

WHEREAS, the Board has reviewed the proposals and finds them acceptable;

NOW, THEREFORE, BE IT RESOLVED that **AF Kaufman, 50 Dickson Street, Glen Cove, NY 11542** be and hereby is engaged to sell a hot water boiler system in

February 23, 2016

accordance with their proposal dated February 22, 2016 in the amount of \$8,936.13; and

BE IT FURTHER RESOLVED that **LI Tech Plumbing, Inc., 221 North 8 Street, Lindenhurst, NY 11757** be and hereby is engaged to install the hot water boiler in accordance with their proposal dated February 9, 2016 in the amount of \$13,000.00.

The motion was seconded by Trustee Silbert. On roll call:
Mayor Edward A.K. Adler voting - aye
Trustee Katharine M. Ullman voting - aye
Trustee Marc Silbert voting - aye
Trustee Lynn R. Najman voting - absent
Deputy Mayor Peter A. Forman voting - aye
Resolution 02232016-11 was duly adopted.

Mayor Adler placed on the table a **request from Club Manager Frank Benzakour to approve the engagement of Geese Off for goose control at The Village Club of Sands Point**, a copy of which is appended hereto and made part of the minutes.

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

**RESOLUTION 02232016-12
ENGAGEMENT OF GEESE OFF, INC.
GOOSE CONTROL
THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, the Club’s Golf and Greens Committee made recommendation to the Operations Committee to engage a company to remove geese from the golf course; and

WHEREAS, Club Manager Benzakour has requested and received three proposals, copies of which are appended hereto and made a part of the minutes; and

WHEREAS, Club Manager Benzakour recommends the engagement of *Geese Off, Inc.* which submitted the lowest proposal; and

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

NOW THEREFORE BE IT RESOLVED that **Geese Off, Inc., 499 East Branch Road, Patterson, New York 12563** be and hereby is engaged to control geese on the **The Village Club** golf course in accordance with their proposal dated February 22, 2016 in an amount not to exceed \$7,0000.00.

February 23, 2016

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

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman	-	aye

Resolution 02232016-12 was duly adopted.

Mayor Adler placed on the table for consideration **2016 event requests from the Friends of the Sands Point Preserve**; a copies of the pending requests are appended hereto and made a part of the minutes. Upon motion by Trustee Silbert and seconded by Trustee Ullman and carried unanimously the Board approved the following event requests:

- a) Saturday, March 12th – Bar Mitzvah – Gil Aldad
- b) Friday, April 15th – Charity Ball – North Shore Autism Circle
- c) Saturday, April 30th – Wedding – Michael Polcino

On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Mayor Adler placed on the table for consideration **a fundraiser event request from the Helen Keller National Center for Deaf-Blind Youths and Adults for Helen's Run/Walk to be held on Sunday, April 17, 2016**, a copy of the event request is appended hereto and made a part of the minutes. Upon motion by Trustee Ullman and seconded by Trustee Silbert and carried unanimously the Board approved *Helen's Run/Walk*:

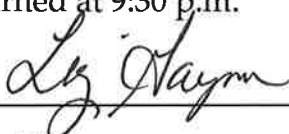
On roll call:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

Mayor Adler placed on the table for consideration to **change the date of the April 2016 Board of Trustees Meeting from Tuesday, April 26, 2016 to Thursday, April 21, 2016**. A motion was made by Trustee Silbert and seconded by Trustee Ullman and then carried unanimously to change the meeting date. The vote was as follows:

Mayor Edward A.K. Adler voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye
Trustee Lynn R. Najman voting	-	absent
Deputy Mayor Peter A. Forman voting	-	aye

There being no further business to come before the Board, on motion of Trustee Silbert, seconded by Deputy Mayor Forman and carried unanimously, the meeting was adjourned at 9:30 p.m.



Liz Gaynor
Village Clerk