

**BOARD OF TRUSTEES MEETING
INC. VILLAGE OF SANDS POINT
TUESDAY, FEBRUARY 23, 2010**

Present:	Leonard Wurzel	Mayor
	Edward A.K. Adler	Deputy Mayor
	Daniel Scheyer	Trustee
	Katharine M. Ullman	Trustee
	Marc Silbert	Trustee
	Randy Bond	Village Clerk
	Jean-Marie Posner	Treasurer
	Kenneth Auerbach Esq.	Village Attorney

Mayor Wurzel opened the Public Hearing at 8:15 p.m. to consider the following:

Change street name from *Harbor Road* to *Harbor Acres Road*

The Mayor announced receipt of the affidavit of publication indicating that the public hearing notice was published in the Port Washington News on February 11, 2010.

Mayor Wurzel called for comments of the Public and discussion of the Board regarding the street name change.

Resident Mark Thomson stated that he was against the name change. He stated that he has been a resident of Harbor Acres for 53 years and has never had a problem with his mail. He further commented on the time he would spend to notify everyone in case of a name change. He also mentioned that the name of the road has a great deal of history.

However, a majority of other Harbor Acres residents in attendance favored the name change and there reasons were as such:

Diane Venezia presented wrongly addressed mail that she received for someone in Port Washington. She stated that, "it happens all the time."

Lynn Najman stated that she is a daily walker on Harbor Road and that she, regularly must re-direct delivery trucks to Port Washington.

Jack Kramer stated his concerns re safety issues and said that, "we must respond to the fact that there are many more cars on the road."

Giuseppe Soldano, whose home was recently under construction, stated that all his construction deliveries were erroneously sent to Port Washington.

Cathleen Costello stated that there many trucks turning around on Harbor Roadnd which could lead to accidents and injuries.

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John Katz further commented that he is always re-directing trucks – the trucks destroy his lawn and block school busses.

Annette Oestreich has a business on Harbor Road in Port Washington and many of the trucks that were meant to come to her business instead turn onto Harbor Road in Sands Point.

Debbie Kramer responding to Mr. Thomson said that she has changed her address twice at the same location – “it was not difficult. We should do what is right for the community.”

All those who wished to be heard, having been heard and there being no further call for discussion, on motion of Deputy Mayor Adler and seconded by Trustee Silbert, and carried unanimously the Public Hearing on the proposed local laws was closed at 8:40 p.m.

Mayor Wurzel opened the **Regular Meeting** of the Board of Trustees at 8:43 p.m.

The **Minutes** of the meetings held on January 26, 2010 were reviewed. On motion by Mayor Wurzel, seconded by Trustee Silbert and carried unanimously, the minutes were approved.

The **Treasurer’s Report** showing cash balances as of January 31, 2010 was reviewed (copy attached). On motion by Mayor Wurzel, seconded by Deputy Mayor Adler 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 Mayor Wurzel, seconded by Deputy Mayor Adler 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 Adler and carried unanimously, the Building Commissioner’s recommendations were adopted.

The Board received the **Building Department Report of Activity** for the month of January 2010, which showed:

Building Permits issued – 3
Building Permit Applications filed – 2
Certificates of Occupancy Issued – 11
Extensions of Building Permits Granted – 26
Tree Removal of Applications Received – 11

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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 2010 was 11,700,000 gallons pumped vs. 12,800,000 gallons pumped during January of 2009.

The Board received the **Justice Court Report** for the month of January 2010, which showed:

Arraignments –	18
Trials -	6
Total Amount Collected -	\$1,570.00

The Board discussed the minutes of the Board of Assessment Review which met on February 16, 2010 to receive applications pursuant to Section 1408 of the Real Property Tax Law of the State of New York.

Whereupon Mayor Wurzel proposed the following resolution and moved its adoption:

**RESOLUTION 02232010-01
ASSESSMENT GRIEVANCES 2010**

WHEREAS, the Board of Assessment Review convened at ten o'clock in the morning on Tuesday, February 16, 2010 to review the Tentative Assessment Roll for the Incorporated Village of Sands Point for the fiscal year ending May 31, 2010; 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

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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, 2011 as shown on the aforesaid Village Assessment Roll shall be:

Total Assessed Value of Property Within Sands Point:	9,686,079
Less Total Value of Totally Exempt Properties:	3,951,260
Less Exemptions Granted to Veterans:	15,829
Total Taxable Value:	<u>5,718,990</u>

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

Mayor Leonard Wurzel voting	-	aye
Deputy Mayor Edward A.K. Adler voting	-	aye
Trustee Daniel Scheyer voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye

Resolution 02232010-01 was duly adopted.

Mayor Wurzel reviewed the Tentative Assessment Roll for the fiscal year beginning June 1, 2010.

Whereupon Mayor Wurzel proposed the following Resolution and moved its adoption:

RESOLUTION 02232010-02
ADJUSTMENTS TO VETERANS EXEMPTION
ASSESSMENT ROLL FOR THE YEAR JUNE 1 2010-MAY 31, 2011

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 are approved.

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

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Mayor Leonard Wurzel voting - aye
Deputy Mayor Edward A.K. Adler voting - aye
Trustee Daniel Scheyer voting - aye
Trustee Katharine M. Ullman voting - aye
Trustee Marc Silbert voting - aye
Resolution 02232010-02 was duly adopted.

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

Whereupon Mayor Wurzel proposed the following resolution and moved its adoption:

**RESOLUTION 02232010-03
RESOLUTION EXTENDING TIME
WITHIN WHICH TO COMMENCE TAX SALE**

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 20, 2010 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 Friday, May 21, 2010.

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

Mayor Leonard Wurzel voting - aye
Deputy Mayor Edward A.K. Adler voting - aye
Trustee Daniel Scheyer voting - aye
Trustee Katharine M. Ullman voting - aye
Trustee Marc Silbert voting - aye
Resolution 02232010-03 was duly adopted.

Mayor Wurzel placed on the table for consideration a "Transfer of Village Funds from One Account to Another in the General Fund in the 2009/2010 Village Budget."

Whereupon Mayor Wurzel proposed the following Resolution and moved its adoption:

**RESOLUTION 02232010-04
TRANSFER OF VILLAGE FUNDS FROM ONE ACCOUNT TO ANOTHER
ACCOUNT IN THE GENERAL FUND IN THE
2009/2010 VILLAGE BUDGET**

WHEREAS, the Villages' certified public accountants, Coughlin Foundotos Cullen & Danowski have recommended to the Board of Trustees that they authorize budget revisions, as needed, in order to provide for sufficient appropriations in the Village budget; and

WHEREAS, during the course of the fiscal year several transfers of Village funds from one account to another account in the general fund have been authorized by the Board;

NOW THEREFORE, BE IT RESOLVED that the following transfers be completed in the 2009/2010 Village Budget:

<u>Account</u>	<u>Account #</u>	<u>Amount</u>
Transfer to:		
Snow Removal	A.5142.0417.000	\$1,250.00
Transfer from:		
Unappropriated Fund Balance	A.0000.0909	\$1,250.00

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

Mayor Leonard Wurzel voting	-	aye
Deputy Edward A. K. Adler voting	-	aye
Trustee Daniel Scheyer voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye

Resolution 02232010-04 was duly adopted.

Mayor Wurzel placed on the table for consideration a **proposal to authorize Village Clerk Randy Bond to place a legal notice for a Request for Proposals to provide Deferred Compensation Services**, a copy of which is appended hereto and made a part of the minutes.

Whereupon Mayor Wurzel proposed the following Resolution and moved its adoption:

**RESOLUTION 02232010-05
AUTHORIZATION TO PLACE A LEGAL NOTICE FOR A
REQUEST FOR PROPOSALS
TO PROVIDE DEFERRED COMPENSATION SERVICES
FOR THE VILLAGE OF SANDS POINT**

WHEREAS, the Village of Sands Point's agreement with Nationwide has exceeded five years; and

WHEREAS, the Section 9003.5 of the Rules and Regulations of the New York State Deferred Compensation Board states that contracts with service providers for deferred compensation cannot exceed five years in length; and

WHEREAS, in response to this requirement, Village Clerk, Randy Bond has requested authorization to request proposals from service providers to provide Deferred Compensation services in compliance with all the rules of the New York State Deferred Compensation Board.

NOW, THEREFORE BE IT RESOLVED that the Village Clerk is authorized to place a legal notice for a Request for Proposals to provide services for Deferred Compensation to the employees of the Incorporated Village of Sands Point.

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

Mayor Leonard Wurzel voting	-	aye
Deputy Mayor Edward A.K. Adler voting	-	aye
Trustee Daniel Scheyer voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye

Resolution 02232010-05 was duly adopted.

Mayor Wurzel placed on the table for consideration a **proposal from Corporate Cost Solutions to provide an audit of the Village's Workers Compensation bills**, a copy of which is appended hereto and made a part of the minutes.

Whereupon Mayor Wurzel proposed the following Resolution and moved its adoption:

**RESOLUTION 02232010-06
CORPORATE COST SOLUTIONS
AUDIT OF VILLAGE'S WORKER'S COMPENSATION BILLS**

WHEREAS, the Village of Sands Point provides Workers Compensation Insurance for its employees; and

WHEREAS, Corporate Cost Solutions has submitted a proposal to audit the Village's bills for this service based upon a contingency fee of 50% where there is no direct cost to the Village Club; and

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

NOW, THEREFORE BE IT RESOLVED, that the **Board be and hereby authorizes the engagement of Corporate Cost Solutions, Inc., 91C Moffitt Boulevard, Bay Shore, NY 11706 in accordance with their proposal.**

AND BE IT FURTHER RESOLVED, that the Board authorizes the Mayor to execute the agreement.

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

Mayor Leonard Wurzel voting	-	aye
Deputy Mayor Edward A.K. Adler voting	-	aye
Trustee Daniel Scheyer voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye

Resolution 02232010-06 was duly adopted.

Mayor Wurzel announced the **Bid Opening Results for the Requirements Contract for Curb and Road Repair throughout the Village**, a copy of which is appended hereto and made a part of the minutes.

Whereupon Mayor Wurzel proposed the following Resolution and moved its adoption:

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RESOLUTION 02232010-07
AWARD OF BID FOR REQUIREMENTS CONTRACT
FOR
CURB AND ROAD REPAIR THROUGHOUT THE VILLAGE

WHEREAS, five bids were received pursuant to Resolution 12152009-02 adopted December 15, 2009; and

WHEREAS, Public Works Superintendent Brian Gunderson has reviewed those bids and recommends that the bid be awarded to the lowest responsible bidder, Stasi Bros. Asphalt, Inc. Supt. Gunderson's recommendation is appended hereto and made a part of the minutes; and

WHEREAS, the Board has reviewed the bids and Superintendent Gunderson's recommendation,

NOW, THEREFORE, BE IT RESOLVED, that **Stasi Bros. Asphalt Corp., 422 Maple Avenue, Westbury, New York 11590** be awarded the contract for the Curb and Road Repair throughout the Village for submitting the lowest unit prices bid.

FURTHER RESOLVED, the Board authorizes the Mayor to execute the contract with Stasi Bros. Asphalt Corp. on behalf of the Board of Trustees.

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

Mayor Leonard Wurzel voting	-	aye
Deputy Mayor Edward A.K. Adler voting	-	aye
Trustee Daniel Scheyer voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye

Resolution 02232010-07 was duly adopted.

Mayor Wurzel placed on the table for consideration towards execution the amended **Inter-Municipal Agreement for the Port Washington Office of Emergency Management (PWOEM)**. Upon motion of Mayor Wurzel and seconded by Deputy Mayor Adler and carried unanimously the Board of Trustees authorized Mayor Wurzel to execute the agreement. On roll call:

Mayor Leonard Wurzel voting	-	aye
Deputy Mayor Edward A.K. Adler voting	-	aye
Trustee Daniel Scheyer voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye

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Mayor Wurzel placed on the table for consideration a **proposal from Nawrocki & Smith, LLP to provide auditing services The Village of Sands Point**, copies of which are appended hereto and made a part of the minutes.

Whereupon Mayor Wurzel proposed the following resolution and moved its adoption:

**RESOLUTION 02232010-08
AUDIT SERVICES FOR
NAWROCKI & SMITH, LLP
CERTIFIED PUBLIC ACCOUNTANTS**

WHEREAS, by Resolution 10272009-03 Village Clerk Randy Bond was authorized to issue an RFP for Audit Services; and

WHEREAS, six proposals were received; and

WHEREAS, the proposal submitted by Nawrocki & Smith, LLP was the most comprehensive proposal received for the price indicated; and

WHEREAS, this firm has provided this services for many villages and school districts and has excellent references; and

WHEREAS, the proposal has been reviewed and found to be acceptable;

NOW, THEREFORE, BE IT RESOLVED, that the firm of **Nawrocki & Smith, LLP, 290 Broad Hollow Road, Melville, NY 11747** be and hereby are engaged in accordance with their proposal dated January 25, 2010 in an amount not to exceed **\$20,000.00; and be it**

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

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

Mayor Leonard Wurzel voting	-	aye
Deputy Mayor Edward A.K. Adler voting	-	aye
Trustee Daniel Scheyer voting	-	aye
Trustee Katharine M. Ullman voting	-	aye
Trustee Marc Silbert voting	-	aye

Resolution 02232010-08 was duly adopted.

Trustee and Building Commissioner Marc Silbert spoke before the Board and Public to announce that the Village is investigating solar panel installation at Village Hall.

There being no further business to come before the Board, on motion of Trustee Silbert, seconded by Mayor Wurzel and carried unanimously, the meeting was adjourned at 10:00p.m.

Randy Bond

Randy Bond, Village Clerk