

**BOARD OF TRUSTEES MEETING
INCORPORATED VILLAGE OF SANDS POINT
TUESDAY, DECEMBER 15, 2009**

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

Absent: Jean-Marie Posner Treasurer

Mayor Wurzel opened the **Regular Meeting** of the Board of Trustees at 8:02 p.m.

The **Minutes** of the meeting held on November 17, 2009 were reviewed. On motion by Trustee Silbert and seconded by Deputy Mayor Adler and carried unanimously, the minutes of November 17, 2009 were approved.

The **Treasurer's Report** showing cash balances as of November 30, 2009 was reviewed (copy attached). On motion by Trustee Ullman, seconded by Deputy Mayor Adler and carried unanimously, the Treasurer's Report was accepted and filed.

Claims as presented on **Abstracts 7A & 7B** for payment in December were reviewed. On motion of Trustee Ullman, seconded by Deputy Mayor Adler and carried unanimously, the claims as contained on **Abstracts 7A & 7B** 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 November 2009, which showed:

- Building Permits issued - 3
- Building Permit Applications filed - 7
- Extensions of Building Permits Granted - 20
- Tree Removal Applications Received - 11
- Certificates of Occupancy Issued - 9

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

Trustee Scheyer announced that water pumpage during November of 2009 was 13,640,000 gallons pumped vs. 13,570,000 gallons pumped during November of 2008.

The Board received the **Justice Court Report** for the month of November 2009, which showed:

Arraignments -	25
Trials -	1
Total Amount Collected -	\$ 1,605.00

Mayor Wurzel placed on the table for consideration a **Resolution establishing the 2010 Village Employee Holiday Schedule (Village Office, Water Department and Public Works)**, a copy of which is appended hereto and made a part of the minutes. The motion was moved by Mayor Wurzel and seconded by Deputy Mayor Adler and carried unanimously the 2010 Employee Holiday Schedule was approved. On vote as follows:

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 12152009-01 was duly adopted.

Placed on the table for consideration towards adoption was the proposed **Twelve Hour Shift Agreement with the Sands Point Police Benevolent Association, Inc. for the period of January 1, 2010 through December 31, 2010.**

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

RESOLUTION 12152009-01
TWELVE HOUR SHIFT AGREEMENT BETWEEN THE
INCORPORATED VILLAGE OF SANDS POINT AND
THE SANDS POINT POLICE BENEVOLENT ASSOCIATION, INC.
JANUARY 1, 2010 THROUGH DECEMBER 31, 2010

WHEREAS, the Association is the exclusive bargaining agent for all policemen in the Sands Point Police Department which shall include patrolmen and sergeants; and

WHEREAS, the Village, acting by and through the Board of Trustees acting as Police Commissioners is the employer; and

December 15, 2009

WHEREAS, by Resolution 112195-04 the Board adopted an Agreement with the Sands Point Police Benevolent Association to provide police protection and the Twelve Hour Shift Agreement;

WHEREAS, the Twelve Hour Shift Agreement was implemented on a trial basis for a period of one year expiring on December 31, 1996; and

WHEREAS, the Twelve Hour Shift Agreement has been extended every year since 1996; and

WHEREAS, the Sands Point Police Benevolent Association has requested that the Board agree to extend the Twelve Hour Shift Agreement from January 1, 2010 to December 31, 2010; and

WHEREAS, the Board has reviewed the agreement and finds it acceptable; and

WHEREAS, the Board has requested that in the event of scheduling problems the Village reserves the right to cancel this agreement on thirty (30) days notice to the Association;

NOW, THEREFORE, BE IT RESOLVED that the Twelve Hour Shift Agreement with the Sands Point Police Benevolent Association beginning January 1, 2010 through December 31, 2010 be and hereby is accepted.

BE IT FURTHER RESOLVED that the Board authorizes the Mayor to execute the Twelve Hour Shift Agreement Between the Incorporated Village of Sands Point and the Sands Point Police Benevolent Association, Inc.

The motion was seconded by Mayor Wurzel. On roll call:

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

Resolution 12152009-01 was duly adopted.

Mayor Wurzel placed on the table for **consideration a recommendation from Public Works Superintendent Brian Gunderson the need for continued remedial Public Works repair and improvements throughout the Village**, a copy of which is appended hereto and made a part of the minutes.

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

**RESOLUTION 12152009-02
SOLICITING BIDS FOR REMEDIAL PUBLIC WORKS REPAIR
AND IMPROVEMENTS
THROUGHOUT THE VILLAGE OF SANDS POINT**

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

WHEREAS, to continue its goal, Trustee and Road Commissioner Katharine M. Ullman, Superintendent of Public Works and Brian Gunderson have determined that different types of remedial work should be accomplished throughout the Village, a copy of which is appended hereto and made a part of the minutes; and

WHEREAS, the list of different types of remedial work covers the following:

- Base repair
- Pot hole repair
- Stone block repair
- Asphalt curb repair

WHEREAS, the Superintendent of Public Works has recommended that the Village solicit bids for the different types of remedial work rather than obtain separate proposals for each type of work when that type of work is required.

FUTHER RESOLVED, that the Village Clerk be and hereby is authorized to solicit bids to be presented to the Board of Trustees for review.

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 12152009-02 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 for the supply of Emergency Tree Work.**

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

**RESOLUTION 12152009-03
AUTHORIZATION TO PLACE A LEGAL NOTICE FOR A
REQUEST FOR PROPOSALS
FOR THE SUPPLY OF EMERGENCY TREE WORK SERVICES
FOR THE VILLAGE OF SANDS POINT**

WHEREAS, the Village of Sands Point experiences many occurrences when trees must be removed on an emergency basis; and

WHEREAS, FEMA will not reimburse municipalities for emergency tree work when competitive proposals have not been sought; and

WHEREAS, Superintendent of Public Works and Water, Brian Gunderson, has requested that the Village obtain proposals for Emergency Tree Work, a copy of which is attached and made a part of the minutes.

NOW, THEREFORE BE IT RESOLVED that the Village Clerk is authorized to place a legal notice for a Request for Proposals for Emergency Tree Work.

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 12152009-03 was duly adopted.

Mayor Wurzel placed on the table a recommendation from Public Works Superintendent Brian Gunderson to approve a **proposal to provide landscaping services at the newly renovated Village Hall**, a copy of which is attached and appended hereto.

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

**RESOLUTION 12152009-04
APPROVAL OF LANDSCAPING SERVICES
BY BONA VITACOLA LANDSCAPING
IN THE
VILLAGE OF SANDS POINT**

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WHEREAS, by Resolution 07282009-14 six proposals were received for landscaping Village Hall copies of which are attached and appended hereto; and

WHEREAS, Superintendent Gunderson has reviewed the proposals and recommends the Board approve the proposal by the lowest bidder, Bonavitacola Landscaping; and

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

NOW, THEREFORE BE IT RESOLVED, that Bonavitacola Landscaping 100 Haven Avenue, Port Washington, NY 11010, be and hereby is approved to provide and supply landscaping services at Village Hall as per their proposal dated December 1, 2009 in an amount not to exceed \$16,940.00.

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 12152009-04 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 Trustee Silbert proposed the following Resolution and moved its adoption:

RESOLUTION 12152009-05
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 and auditors, 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>
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Transfer to:

Police/Personnel Service	A.3120.0100	\$3,862.39
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Transfer from:

NC "Homeland Security" Grant	A.0000.3389	\$3,862.39
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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 12152009-05 was duly adopted.

Mayor Wurzel announced the **Bid Opening results for the Fuel Tank Replacement at the Village Club of Sands Point**, 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 12152009-06
AWARD OF CONTRACT
G. CONSTRUCTION ENTERPRISES, LLC
FUEL TANK REPLACEMENT
AT THE
VILLAGE CLUB OF SANDS POINT**

WHEREAS, ten bids were received pursuant to Resolution 09032009-1 of September 3, 2009; and

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WHEREAS, the Village Engineer has structured the bid to include a base proposal, and unit price (items 1-15); and

WHEREAS, the H2M Group and Club Manager, Ed Ronan has reviewed those bids and recommends that the contract be awarded to the lowest responsible bidder, G. Construction Enterprises, LLC, and

WHEREAS, the Board has reviewed those bids and concurs with the Village Engineers recommendation.

NOW, THEREFORE, BE IT RESOLVED, that G. Construction Enterprises, LLC, 22 Oak Street, Bay Shore, NY 11706 be and hereby is awarded the bid for the fuel tank replacement at the Village Club of Sands Point at a total base bid of \$131,145.00; and be it further

RESOLVED, that the Board of Trustees authorizes Mayor Leonard Wurzel to execute the contract on behalf of the Village in accordance herewith.

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 12152009-06 was duly adopted.

Mayor Wurzel placed on the table for consideration a **recommendation from Club Manager, Ed Ronan to install two double check valves on the Club's water mains**, 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 12152009-07
REPLACEMENT AND INSTALLATION OF TWO DOUBLE CHECK VALVES ON
THE WATER MAINS
AT THE
VILLAGE CLUB OF SANDS POINT

WHEREAS, Ed Ronan have determined that there is a need to provide for certain maintenance and improvement projects at the Club; and

WHEREAS, the Superintendent of Public Works and Water, Brian Gunderson has recommended the two double check valves on the Club's water mains should be replaced; and

WHEREAS, the General Manager requested and received three proposals to perform such a renovation, copies of which are attached and appended hereto; and

WHEREAS, Lislin Plumbing, was determined to provide the lowest price for the services needed; and

WHEREAS, the Board has reviewed the proposals submitted.

NOW, THEREFORE, BE IT RESOLVED, that Lislin Plumbing, 72 Forest Avenue, Massapequa, NY 11758 be and hereby is engaged to replace and install two double check valves on the Club's water mains at a cost not to exceed \$11,500.00 in accordance with their proposal dated December 1, 2009, a copy of which is appended hereto and made a part of the minutes.

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 12152009-07 was duly adopted.

Mayor Wurzel placed on the table for **consideration a recommendation from Club Manager, Ed Ronan to purchase 24 replacement dining chairs 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 Trustee Ullman proposed the following Resolution and moved its adoption:

RESOLUTION 12152009-08
PURCHASE OF TWENTY-FOUR REPLACEMENT CHAIRS
FOR THE GRILLE
AT THE
VILLAGE CLUB OF SANDS POINT

WHEREAS, the dining chairs in the Grille are beyond repair; and

WHEREAS, at this point approximately 24 chairs will be disposed of; and

December 15, 2009

WHEREAS, Chairmasters, was the original manufacturer of the custom made chairs, and is, therefore, a sole source provider and exempt from the Village Procurement Policy;

WHEREAS, the Residents' Club Commission has reviewed the proposal and found it acceptable; and

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

NOW, THEREFORE, BE IT RESOLVED, that **Chairmasters, 200 East 146th St., Bronx, NY 10451** be and hereby is engaged to provide twenty-four replacement dining chairs for the Grille at the Village Club of Sands Point in the amount of \$7,080.00 in accordance with their proposal dated November 16, 2009 a copy of which is attached and appended hereto.

The motion was seconded by Mayor Wurzel. 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 12152009-08 was duly adopted.

Mayor Wurzel placed on the table a recommendation from Club Manager Ed Ronan to **approve attendance at a conference for club personnel** a copy of which is appended hereto and made part of the minutes.

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

**RESOLUTION 12152009-09
APPROVAL OF PAYMENT FOR ATTENDANCE AT CONFERENCE
FOR PERSONNEL OF THE
VILLAGE CLUB OF SANDS POINT**

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

WHEREAS, Club Manager, Ed Ronan has researched various conferences and has requested that he and his staff be allowed to attend the Franklin Covey Program –

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"7 Habits For Managers – Managing Yourself, Leading Others, Unleashing Potential" in order to further their knowledge and expertise; and

WHEREAS, the Board has reviewed their requests and finds that the conferences are essential in order to maintain the Village Club at the highest possible level,

NOW THEREFORE BE IT RESOLVED that payment is authorized for the following Club managers to attend the conference in accordance with his request in an amount not to exceed \$5,000.00 for rooms, travel, registration and meals, a copy of which is appended hereto and made a part of the minutes:

Ed Ronan
Marian McMenamim
Phil Anderson
Jay Morales
Nick Fulgieri
Deodat Seetaram
Liz Jaffe
Michael Cofone
Kerri Stern

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 12152009-09 was duly adopted.

Mayor Wurzel placed on the table for consideration of a Resolution **setting up an account and authorizing the holding of events for the 100th Village of Sands Point Anniversary.**

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

**RESOLUTION 12152009-10
AUTHORIZING THE HOLDING OF EVENTS
IN COMMEMORATION AND CELEBRATION OF
THE 100th ANNIVERSARY OF THE
VILLAGE OF SANDS POINT
ESTABLISHING AN ACCOUNT THEREFOR**

December 15, 2009

**AND TRANSFERRING FUNDS
INTO SUCH ACCCOUNT IN THE
AMOUNT OF TEN THOUSAND DOLLARS**

WHEREAS, the Village of Sands Point desires to commemorate and celebrate its 100th Anniversary; and

WHEREAS, the Village desires to commit and expend funds not to exceed Ten Thousand Dollars (\$10,000) towards such events to be held during 2010; and

WHEREAS, a separate, identifiable account is required to be established and funds transferred into such account for such activities,

NOW, THEREFORE, BE IT RESOLVED:

1. Events commemorating the 100th Anniversary of the Incorporated Village of Sands Point are hereby authorized to be held during the Year of 2010 at the dates to be determined by the Mayor.
2. An amount not to exceed Ten Thousand Dollars (\$10,000) is hereby authorized to be expended for lawful purposes in support of the authorized events.
3. An account to be entitled "Celebration Account" is hereby established for such purposes.
4. The sum of Ten Thousand Dollars (\$10,000) is hereby authorized to be transferred from the "Chase Account 3091056055 General Fund" into the "Celebration Account."

The motion was seconded by Trustee Ullman. 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 12152009-10 was duly adopted.

There being no further business to come before the Board, on motion of Deputy Mayor Adler, seconded by Trustee Silbert and carried unanimously, the meeting was adjourned at 9:25 p.m.

Randy Bond

Randy Bond, Village Clerk