

**BOARD OF TRUSTEES MEETING  
INC. VILLAGE OF SANDS POINT  
TUESDAY, NOVEMBER 17, 2009**

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

Mayor Wurzel opened the Public Hearing at 8:22 p.m. to consider the following proposed local law:

**A Local Law Amending Section 26-8 of the Code of the Incorporated Village of Sands Point entitled, "Personal and Sick Leave."**

The Mayor announced receipt of the affidavit of publication indicating that the proposed law was published in the Port Washington News on November 5, 2009 and announced receipt of the affidavit of posting, stating that the proposed law was posted on November 5, 2009 in six conspicuous places through the Village, one of which is the office of the Village Clerk.

Mayor Wurzel called for comments of the Public and discussion of the Board regarding the proposed local law for the Incorporated Village of Sands Point.

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 Ullman, and carried unanimously the Public Hearing on the proposed local law was closed at 8:24 p.m.

Mayor Wurzel opened the **Regular Meeting of the Board of Trustees** at 8:25 p.m.

The **Minutes** of the meeting held on October 27, 2009 was reviewed. On motion by Deputy Mayor Adler, seconded by Trustee Silbert and carried unanimously, the minutes of October 27, 2009 was approved.

The **Treasurer's Report** showing cash balances as of October 31, 2009 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 6A & 6B** for payment in November were reviewed. On motion of Mayor Wurzel, seconded by Deputy Mayor Adler and carried unanimously, the claims as contained on **Abstracts 6A & 6B** 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 October 2009, which showed:

Building Permits issued – 8  
Building Permit Applications filed – 5  
Extensions of Building Permits Granted – 30  
Tree Removal Applications Received – 17  
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 October of 2009 was 29,070,000 gallons pumped vs. 34,490,000 gallons pumped during October of 2008.

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

Arraignments – 30  
Trials - 1  
Total Amount Collected - \$2,910.00

Placed on the table for consideration towards adoption was proposed **Local Law No. 5 of 2009** entitled, "Amending Section 26-8 of the Village Code, entitled, "Personal and Sick Leave." A copy of the local law is appended hereto and made a part of the minutes. Whereupon Mayor Wurzel moved the adoption of the aforesaid local law, seconded by Deputy Mayor Adler and on vote as follows:

Mayor Leonard Wurzel voting - aye  
Deputy Mayor Edward A.K. Adler voting - aye  
Trustee Daniel Scheyer voting - aye

November 17, 2009

Trustee Katharine M. Ullman voting - aye  
Trustee Marc Silbert voting - aye  
Local Law No. 5 of 2009 was duly adopted.

Mayor Wurzel placed on the table for consideration towards adoption a resolution to additionally **Fund the Employee Benefit Accrued Liability Reserve.**

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

**RESOLUTION 11172009-01  
ADDITIONALLY FUND  
EMPLOYEE BENEFIT ACCRUED LIABILITY RESERVE**

WHEREAS, the Village currently has accumulated approximately \$406,000 in municipal funds towards Police Retirement Reserve; and

WHEREAS, an amount of \$75,000 was allocated in the 2009/2010 Village Budget in Account A3120.480 Police Retirement Reserve to cover Police Officer's retirement; and

WHEREAS, the amount of \$582,096 is deemed insufficient to cover any future retirements of Police Officers; and

WHEREAS, to increase the amount provided for employees' future retirement, available funds are to be transferred from the Unappropriated Fund Balance to Account A830; and

**NOW, THEREFORE, BE IT RESOLVED that the amount of \$250,000 be transferred from the 2009/2010 unappropriated fund balance to Account A830 Employee Benefit Accrued Liability.**

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 11172009-01 was duly adopted.

Mayor Wurzel placed on the table for consideration a **Management Agreement by and between the Village and Club Consultants, LTD relative to the operation and**  
**November 17, 2009**

management of The Village Club of Sands Point, 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 11172009-02  
AUTHORIZING THE MAYOR TO EXECUTE  
ON BEHALF OF THE VILLAGE OF SANDS POINT  
A RECREATIONAL FACILITIES MANAGEMENT  
AGREEMENT BY AND BETWEEN THE  
VILLAGE AND CLUB CONSULTANTS, LTD  
RELATIVE TO THE OPERATION AND MANAGEMENT  
OF THE VILLAGE CLUB OF SANDS POINT**

WHEREAS, Club Consultants, Ltd. ("CCL") and the Incorporated Village of Sands Point ("Village") pursuant to Resolutions 11152005-04 entered into a Recreational Facilities Management Agreement for the operation and maintenance of the Village Club of Sands Point from December 1, 2005 through November 30, 2009; and

WHEREAS, the parties desire to enter into a new Recreational Facilities Management Agreement; and

WHEREAS, the Residents Club Commission has recommended that the Village renew its contract with Club Consultants, Ltd to provide the professional services necessary to operate and manage the Village Club of Sands Point; and

WHEREAS, the Village Attorney has reviewed the draft Recreational Facilities Management Agreement annexed hereto as Exhibit "1" and finds it acceptable.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Mayor be and is hereby authorized to enter into a Recreational Facilities Management Agreement with Club Consultants, Ltd. for a period not to exceed four (4) years, in substantial conformance with the proposed Recreational Facilities Management Agreement annexed hereto and made a part hereof as Exhibit "1."

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

November 17, 2009

Trustee Marc Silbert voting - aye  
Resolution 11172009-02 was duly adopted.

Mayor Wurzel placed on the table for **consideration towards adoption a resolution to transfer money from the unappropriated undesignated fund balance in the General Fund to the unappropriated fund balance of the Water Fund.**

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

**RESOLUTION 11172009-03  
TRANSFER MONEY FROM THE GENERAL FUND  
TO THE  
WATER FUND**

WHEREAS, the Board of Trustee of the Village of Sands Point has determined that during the current fiscal year, the Water Department will require additional funds to provide needed maintenance to the system than what was originally budgeted; and

WHEREAS, Superintendent of Public Works and Water Brian Gunderson has determined that an additional \$400,000 is required; and

NOW, THEREFORE, BE IT RESOLVED that the amount of \$400,000 be transferred from the 2009/2010 unappropriated fund balance in the General Fund to the 2009/2010 unappropriated fund balance in the Water Fund.

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 11172009-03 was duly adopted.

Mayor Wurzel placed on the table a resolution to **solicit bids for a Solid Waste Program** for the Village of Sands Point.

Whereupon Mayor Wurzel proposed the following and moved its adoption:

**RESOLUTION 11172009-04  
SOLID WASTE REMOVAL  
BID SOLICITATION**

WHEREAS, the current agreement for collection and disposal of Solid Waste for the Village of Sands Point is due to expire on May 31, 2010; and

WHEREAS, the Board of Trustees desires that the Village continue to provide said service for the residents of the Village;

NOW THEREFORE, BE IT RESOLVED that the Village Clerk be and hereby is directed to give Legal Notice soliciting bids for the provision of services for removal of solid waste and recyclables from the Village of Sands Point for a contract period beginning June 1, 2010.

AND BE IT FURTHER RESOLVED that bids shall be received according to specifications and forms as approved by the Village Attorney.

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

Resolution11172009-04 was duly adopted.

Mayor Wurzel placed on the table for consideration a **recommendation Club Manager, Ed Ronan, to engage Steven Pi to provide architectural services for renovations to the Pool House 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 11172009-05  
ARCHITECTURAL SERVICES  
FOR  
RENOVATIONS AT THE POOL HOUSE  
THE VILLAGE CLUB OF SANDS POINT  
STEVEN PI**

WHEREAS, the services provided by Steven Pi are considered professional and, as per the Village's Procurement Policy, professional services or services requiring special or technical skill, training or expertise are exempt from the statutory purchasing policy.

WHEREAS, the Steven Pi previously of the Rosenbaum Design Group which had been engaged for many years in the service of the Village Club and who has personally performed well and provided excellent service; and

WHEREAS, Club Manager Ed Ronan has reviewed the proposal and recommend that the Steven Pi be engaged for the services described in his proposal dated November 10, 2009; and

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

**RESOLVED, that the Steven Pi, 199 Lafayette Drive, Syosset, NY 11791 be and hereby is engaged to provide architectural services for the renovation of the Pool House at the Village Club of Sands Point in accordance with his proposal dated November 10, 2009 in the amount of \$4,500.00,**

**BE IT FURTHER RESOLVED that the Board authorizes the Mayor to sign 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 11172009-05 was duly adopted.

Mayor Wurzel placed on the table a proposal from Village Engineer James Antonelli of Sidney B. Bowne & Son, LLP for **engineering services to help mitigate flooding problems on Half Moon Lane. The services provided will be at no cost to the Village.** Upon motion by Mayor Wurzel and seconded by Deputy Mayor Adler and carried unanimously the Board approved the proposal and 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

Trustee Ullman a member on the **Sands Point Centennial Celebration Committee** discussed before the Board re the upcoming events that will be held throughout the Village's 2010 centennial year.

November 17, 2009

There being no further business to come before the Board, on motion of Trustee Ullman, seconded by Deputy Mayor Adler and carried unanimously, the meeting ended at 9:10p.m.

*Randy Bond*

---

Randy Bond, Village Clerk