

**MINUTES OF THE 1112th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
March 7, 2019
Adopted on April 18, 2019**

The 1112th meeting of the Board of Trustees of the Village of Kings Point was called to order by Mayor Michael C. Kalnick at 8:15 p.m. on March 7, 2019, at the Village Hall of the Village of Kings Point, 32 Steppingstone Lane, Kings Point, New York 11024.

PRESENT: Michael C. Kalnick, Mayor
David Harounian, Deputy Mayor
Sheldon Kwiat, Trustee
Hooshang Nematzadeh, Trustee
Kouros Torkan, Trustee

ALSO PRESENT: Gomie Persaud, Village Clerk-Treasurer
Stephen G. Limmer, Esq., McLaughlin & Stern LLP,
General Counsel
Michael Moorehead, Superintendent of Public Works
Chris Aiossa, Superintendent of Building Department
George Banville, Police Commissioner

ABSENT: None

Upon motion by Trustee Sheldon Kwiat, seconded by Trustee Hooshang Nematzadeh, by resolution # **2019-34**, the Board unanimously approved the minutes as presented of the **Board of Trustees meetings** of February 7, 2019 and February 19, 2019.

Upon motion by Trustee Kouros Torkan, seconded by Trustee David Harounian, by resolution # **2019-35**, the Board unanimously accepted the **Building Department reports** for the period of February 2019, showing the total fees deposited of **\$15,814.00** into the General Fund and **\$4,000.00** into the Trust Fund. A copy of the report is on file with the Village Clerk.

Upon motion by Trustee Sheldon Kwiat, seconded by Trustee Hooshang Nematzadeh, by resolution # **2019-36**, the Board unanimously accepted the **Village Justice Court report** for the period of February 2019, showing the total fees and surcharges deposited of **\$25,010.00** into the General Fund. A copy of the report is on file with the Village Clerk.

**MINUTES OF THE 1112th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
March 7, 2019
Adopted on April 18, 2019**

Mayor Michael C. Kalnick opened the public hearing on Bill 1B of 2019, amending Subsection D, of § 161-23, Projections into required yards, of Chapter 161, Zoning, of the Code of the Village of Kings Point with regard to solar panel systems. No one asked to be heard and the Mayor closed the public hearing. Upon motion by Trustee Sheldon Kwiat, seconded by Trustee Kouros Torkan, by resolution # **2019-37**, the Board unanimously adopted Bill No. **1B of 2019, as Local Law 3 of 2019**, a local law amending Subsection D, of § 161-23, Projections into required yards, of Chapter 161, Zoning, of the Code of the Village of Kings Point, with regard to solar panel systems of the Code of the Village of Kings Point. A copy of the local law is appended to these minutes.

Mayor Michael C. Kalnick opened the public hearing on Bill 2A of 2019, a local law amending Article XII, Telecommunication Towers, of Chapter 161, Zoning, of the Code of the Village of Kings Point, with regard to Small Wireless Facilities. No one asked to be heard and the Mayor closed the public hearing. Upon motion by Trustee Sheldon Kwiat, seconded by Trustee Kouros Torkan, by resolution # **2019-38**, the Board unanimously adopted Bill No. **2A of 2019, as Local Law 4 of 2019**, a local law amending Article XII, Telecommunication Towers, of Chapter 161, Zoning, of the Code of the Village of Kings Point, with regard to Small Wireless Facilities. A copy of the local law is appended to these minutes.

Mayor Kalnick advised the public that since the Village did not plan on levying a property tax in excess of the limit established in General Municipal Law §3-c, the public hearing on Bill 3 of 2019 was cancelled.

Mayor Kalnick opened the public hearing on the application of **ExteNet Systems, Inc.**, to install 31 **small cell facilities** along certain Village streets. After the applicant made a brief presentation as to the locations of the proposed facilities, no one from the public asking to be heard, Mayor Kalnick closed the public hearing. General Counsel Stephen Limmer restated what he had advised the Board and the public with regard to the strict limitations the Federal Communication Commission has placed upon municipalities with regard to issues about health hazards, sitings, fees, and the streamlining of the processing of applications. Upon motion by Trustee Hooshang Nematzadeh, seconded by Trustee Sheldon Kwiat, by resolution # **2019-39**, the Board unanimously approved the application. A copy of the application is on file with the Village Clerk.

**MINUTES OF THE 1112th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
March 7, 2019
Adopted on April 18, 2019**

Upon motion by Trustee Kouros Torkan, seconded by Trustee Hooshang Nematzadeh, by resolution # **2019-40**, the Board unanimously approved the payment of **audited claims** as follows:

a. General Fund: \$ 546,827.16

A copy of the abstract of claims is on file with the Village Clerk.

Mayor Michael C. Kalnick announced that the February 19, 2019, meeting to hear complaints pursuant to Real Property Tax Law § 1408 had been adjourned for lack of a quorum to be reconvened at tonight's meeting. He asked if there was anyone who wished to present a complaint pursuant to said law and no one sought to be heard. Upon motion of Trustee David Harounian, seconded by Trustee Hooshang Nematzadeh, by resolution # **2019-41**, the Board unanimously approved applications for renewal of **ten (10) wholly exempt properties**. A copy of the report is on file with the village clerk.

Village Clerk-Treasurer Gomie Persaud reported on the proposal for the **Landscaping Maintenance at Village Hall** for the year 2019. Upon motion by Trustee Kouros Torkan, seconded by Trustee Hooshang Nematzadeh, by resolution # **2019-42**, the Board unanimously accepted the **proposal from ADM Landscaping to perform Landscaping Maintenance at the Village Hall** for the period of April (Spring) through November (Fall) 2019, for a sum of **\$10,000.00** payable in eight equal monthly installments. A copy of the proposal is on file with the Village Clerk.

Mayor Michael C. Kalnick acknowledged receipt of the Draft Tentative Budget for the **2019/2020** fiscal year as presented by the Village Clerk/Treasurer and authorized her to prepare and publish all of the necessary legal notices for **a public hearing on April 18, 2019, at 8:15 p.m.** A copy of the Tentative Budget is on file with the Village Clerk.

Village Clerk-Treasurer Gomie Persaud presented the results of the **Tax Lien Sale held on March 4, 2019**. Upon motion of Trustee David Harounian, seconded by Trustee Hooshang Nematzadeh, by resolution # **2019-43**, the Board unanimously accepted the report. A copy of the report is annexed to these minutes.

Based upon the recommendation of Superintendent Michael Moorehead, upon motion by Trustee Kouros Torkan, seconded by Trustee David Harounian, by resolution # **2019-44**, the Board unanimously authorized D&B Engineers and

**MINUTES OF THE 1112th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
March 7, 2019
Adopted on April 18, 2019**

Architects P.C. (“D&B”), to assist Superintendent Michael Moorehead in preparing the annual report for the **Phase II Stormwater Management Plan** and to assist with the Permit Compliance Annual Report for the Village of Kings Point, in accordance with its letter dated February 6, 2019, for Task 1, and Task 2 at a cost not to exceed **\$5,400.00**. A copy of said letter is on file with the Village Clerk.

The Board reviewed the proposal, by letter dated January 28, 2019, from **Sound Actuarial Consulting, LLC**, to provide a GASB 75 analysis for the 2018/2019 fiscal year. Upon motion by Trustee Hooshang Nematzadeh, seconded by Trustee Sheldon Kwiat, by resolution # **2019-45**, the Board unanimously approved the engagement of **Sound Actuarial Consulting, LLC**, to provide a GASB 75 analysis report for the 2018/2019 fiscal year in accordance with their letter at a total cost of **\$8,000.00**. A copy of said letter is on file with the Village Clerk.

Village Clerk-Treasurer Gomie Persaud advised the Board of the bid opening that had been held on March 1, 2019, with regard to the bids for the **Garbage and Refuse Collection and Disposal Contract** and that there were three bids, **as follows:**

SUMMARY OF BIDS

Garbage and Refuse Collection and Disposal Contract

Bid Date: March 1, 2019

Item #1	Price for one year (6/1/19 – 5/31/20)
Item #2	Price for one year (6/1/20 – 5/31/21) at Village’s option
Item #3	Price for one year (6/1/21 – 5/31/22) at Village’s option

Vendor	Item #1	Item #2	Item #3
Meadow Carting Corp.	\$786,900.00	\$802,596.00	\$818,580.00
DF Allen	\$932,500.00	\$942,500.00	\$949,500.00
Dejana Industries	\$880,784.00	\$898,400.00	\$916,367.00

Copies of the bids are on file with the Village Clerk.

Upon motion of Trustee David Harounian seconded by Trustee Kouros Torkan, by resolution # **2019-46**, the Board unanimously awarded the **Garbage and Refuse**

**MINUTES OF THE 1112th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
March 7, 2019
Adopted on April 18, 2019**

Collection and Disposal Services Contract for the period of June 1, 2019 through May 31, 2020, with two (2) one-year options to be exercised at the discretion of the Board, to **Meadow Carting Corp.**, as the lowest responsible bidder.

Village Clerk-Treasurer Gomie Persaud advised the Board of the bid opening that had been held on March 4, 2019, with regard to the bids for the **East Shore Park Landscaping Development Project** and that there were two bids, **as follows:**

SUMMARY OF BIDS

HTC Landscaping, Inc. \$200,699.99
ADM Landscape Corp. \$272,648.85

The award of the bid for the East Shore Park Landscaping Development Project was tabled until the next Board of Trustees meeting.

Village Clerk-Treasurer Gomie Persaud presented to the Board the list of applications for 15 properties from 10 organizations claiming to be “wholly exempt” from Village real property taxes for the Village’s 2019/2020 assessment roll. All of the applications are renewals from the 2018/2019 list of wholly exempt properties. Upon motion of Trustee Sheldon Kwiat, seconded by Trustee Kouros Torkan, by resolution # **2019-47**, the Board unanimously granted the applications.

Village Clerk-Treasurer Gomie Persaud advised the Board that she had not received any new applications for veteran’s exemptions.

An application was received from Rafi Sassouni with regard to a proposed dock at 226 Dock Lane. The application was received too late for proper review; however, the Board was advised that the proposal was different from what had been approved by the New York State Department of Environmental Conservation. One of the issues of importance to the applicant was the change in the proposed material for the deck from wood to aluminum. The Board informally advised the applicant that, as to that one issue, if the New York State Department of Environmental Conservation approved aluminum as the decking material, the Board would approve aluminum as a decking material as well. No opinion was offered as to the rest of the application.

**MINUTES OF THE 1112th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
March 7, 2019
Adopted on April 18, 2019**

Mayor Michael C. Kalnick announced that the next Board of Trustees meeting will be held, on April 18, 2019, at 8:15 p.m. at the Village Hall.

There being no further business to come before the Board, the Mayor adjourned the meeting at 9:15 p.m.

Gomie Persaud
Village Clerk-Treasurer