

VILLAGE OF KINGS POINT

-----X
1128th MEETING OF THE BOARD OF TRUSTEES
-----X

The 1128th meeting of the Board of Trustees of the Village of Kings Point was called to order by Mayor Michael C. Kalnick at 1:43 P.M. on April 14, 2020 at the Village Hall of the Village of Kings Point, 32 Steppingstone Lane, Kings Point, New York 11024¹.

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

¹ The regular monthly meeting of the Board of Trustees of the Village of Kings Point was held on April 14, 2020, at 1:43 P.M. in accordance with Governor Cuomo's March 13, 2020 Executive Order No. 202.1 which permitted public meetings to be held remotely by conference call. The agenda for the meeting was posted on the Village's website. In accordance with said Order, the public was given the ability to listen to such proceeding at the Village's office and this transcript was made of the public portion of the meeting.

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

1 MAYOR KALNICK: Welcome to the 1128th meeting
2 of the Board of Trustees of the Village of Kings
3 Point.

4 I will entertain a resolution for approval of
5 the minutes of the Board of Trustees' meeting of
6 March 24, 2020.

7 When you respond, please state your name
8 first.

9 TRUSTEE HAROUNIAN: I make the motion,
10 please.

11 TRUSTEE NEMATZADEH: I second it.

12 MAYOR KALNICK: All in favor?

13 TRUSTEE HAROUNIAN: Aye.

14 TRUSTEE KWIAT: Aye.

15 TRUSTEE NEMATZADEH: Aye.

16 MAYOR KALNICK: Aye.

17 TRUSTEE TORKAN: Aye.

18 MAYOR KALNICK: For the record, item two on
19 the agenda which we reviewed sets forth the
20 Deposits for the Building Department and the
21 Village.

22 The numbers will be provided to the court
23 reporter.

24 I will entertain a resolution for payment of
25 audited claims reviewed from the General Fund.

1 Motion to approve?

2 TRUSTEE HAROUNIAN: Motion to approve.

3 TRUSTEE KWIAT: Seconded.

4 MAYOR KALNICK: All in favor?

5 TRUSTEE HAROUNIAN: Aye.

6 TRUSTEE KWIAT: Aye.

7 TRUSTEE NEMATZADEH: Aye.

8 MAYOR KALNICK: Aye.

9 TRUSTEE TORKAN: Aye.

10 MAYOR KALNICK: I will open the public

11 hearing on the mandated budget for the Village

12 of Kings Point for the fiscal year June 1, 2020

13 to May 31, 2021.

14 Our Village Clerk, Gomie, there is one slight

15 modification but the bottom line will remain the

16 same?

17 CLERK PERSAUD: Yes, Mayor.

18 One recommendation was made by the village

19 auditor because we had payment in lieu of taxes

20 which includes pilot payments.

21 MAYOR KALNICK: Correct. Sorry to interrupt.

22 So that number is being adjusted and will

23 also reflect now the income from the Park Fund,

24 the Village Park Fund which will be utilized

25 towards East Shore Park.

1 So the bottom line for the Budget remains
2 exactly the same, correct?

3 CLERK PERSAUD: Correct.

4 MAYOR KALNICK: All those in favor of
5 adopting the budget as our final budget.

6 Do a hear a motion?

7 TRUSTEE HAROUNIAN: I make the motion, Mr.
8 Mayor.

9 TRUSTEE NEMATZADEH: I second the motion.

10 MAYOR KALNICK: All in favor?

11 TRUSTEE HAROUNIAN: Aye.

12 TRUSTEE KWIAT: Aye.

13 TRUSTEE NEMATZADEH: Aye.

14 MAYOR KALNICK: Aye.

15 TRUSTEE TORKAN: Aye.

16 MAYOR KALNICK: Item five on the agenda,
17 adopting the Tentative Assessment Roll as the
18 Final Assessment Role for the 2020/2021 budget
19 year.

20 We have all reviewed it. The motion to
21 adopt?

22 TRUSTEE NEMATZADEH: I bring the motion.

23 TRUSTEE TORKAN: Second.

24 MAYOR KALNICK: All in favor?

25 TRUSTEE HAROUNIAN: Aye.

1 TRUSTEE KWIAT: Aye.

2 TRUSTEE NEMATZADEH: Aye.

3 MAYOR KALNICK: Aye.

4 TRUSTEE TORKAN: Aye.

5 MAYOR KALNICK: I will entertain an
6 authorization to extend the appointment from
7 election inspectors boundaries of Nassau County
8 to make sure we have election inspectors that
9 are required. So moved?

10 TRUSTEE KWIAT: So moved.

11 TRUSTEE TORKAN: Seconded.

12 MAYOR KALNICK: All in favor?

13 TRUSTEE HAROUNIAN: Aye.

14 TRUSTEE KWIAT: Aye.

15 TRUSTEE NEMATZADEH: Aye.

16 MAYOR KALNICK: Aye.

17 TRUSTEE TORKAN: Aye.

18 MAYOR KALNICK: I will entertain a motion for
19 the appointment of election inspectors once the
20 lift is received from the Nassau County Board of
21 Elections.

22 Can I have a motion to a motion to approve?

23 TRUSTEE HAROUNIAN: I make the motion to
24 approve.

25 TRUSTEE NEMATZADEH: Second.

1 MAYOR KALNICK: All in favor?

2 TRUSTEE HAROUNIAN: Aye.

3 TRUSTEE KWIAT: Aye.

4 TRUSTEE NEMATZADEH: Aye.

5 MAYOR KALNICK: Aye.

6 TRUSTEE TORKAN: Aye.

7 MR. LIMMER: Just for clarification, that
8 approval of that motion is an authorization for
9 the mayor to pick the appropriate inspectors
10 from both parties in accordance from the Nassau
11 County Board of Elections so you won't have to
12 name the actual people at this time since you
13 don't have the list. The appointment has to be
14 made before the next meeting.

15 MAYOR KALNICK: Agreed.

16 The next item on the agenda: As a result of
17 the request for proposal for Independent Audit
18 Services for fiscal years ending May 31, 2020,
19 '21 and '22 have been received.

20 Gomie, do you want to --

21 CLERK PERSAUD: Yes, Mayor.

22 MAYOR KALNICK: -- give us the results?

23 CLERK PERSAUD: We received two proposals;
24 one was from RS Abrams and Company, LLC and that
25 amount came in for the last -- the fiscal year

1 ending May 31, 2020 is 28,000; and May 31, 2021
2 comes in at 28 800; May 31, 2022, 29,600; and
3 that also includes the village and the Court on
4 it.

5 We received a second proposal from Satty,
6 Levine and it's Satty, Levine, and theirs came
7 in, May 31, 2020, 27,000; May 31st, 2021,
8 27,000; May 31st, 2022, 27,000 but does not
9 include the court audit which they stated will
10 be an additional \$3,750 for each year.

11 So I would recommend that the board pick the
12 lowest bidder which is RF Abrams and Company.

13 MAYOR KALNICK: Gomie, you have spoken to
14 other villages that utilize their services?

15 CLERK PERSAUD: Yes, Mayor. I spoke with the
16 Village of Sands Point, the Village of Flower
17 Hill and I have a call in to the Village of Old
18 Westbury and Village of Rockville Centre, I am
19 waiting for them to get back to me because R.S.
20 Abrams does work for all those Villages and the
21 two that I spoke with are happy with them.

22 MAYOR KALNICK: Very good.

23 Resolution to accept the proposal of R.S.
24 Abrams. So moved?

25 TRUSTEE KWIAT: So moved.

1 TRUSTEE HAROUNIAN: Second.

2 MAYOR KALNICK: All in favor?

3 TRUSTEE HAROUNIAN: Aye.

4 TRUSTEE KWIAT: Aye.

5 TRUSTEE NEMATZADEH: Aye.

6 MAYOR KALNICK: Aye.

7 TRUSTEE TORKAN: Aye.

8 MAYOR KALNICK: Next item on the agenda,

9 Consideration of the Second Extension Option for

10 the --

11 TRUSTEE NEMATZADEH: Sorry, Mayor, I can't

12 hear you.

13 MAYOR KALNICK: The next item on the agenda

14 is the Second Extension Option for the Garbage

15 Contract for the period June 1, 2020 to May 31,

16 2021.

17 TRUSTEE HAROUNIAN: Right.

18 MR. LIMMER: Mr. Mayor, I understand that

19 there may be some question of whether or not the

20 increased contract price scheduled for the next

21 year might be reduced because of the sharp

22 reduction in gas prices and I suggest that if

23 the board wants to proceed with that, that it

24 does it on the basis giving the mayor the

25 authority to seek a reduction in the increase in

1 price based upon his negotiations with the
2 contractor, and unless the contractor can give
3 the mayor cause not to reduce the price which is
4 a possibility, that the contractor renews at a
5 lower price if those negotiations can provide
6 that reduction; otherwise if the contractor can
7 provide the mayor with good reason not to reduce
8 the price he would then have the ability at his
9 option to renew the contract at the increased
10 price.

11 A little wordy, but does that get the essence
12 across?

13 TRUSTEE HAROUNIAN: I believe so.

14 MAYOR KALNICK: Very clear.

15 So moved? Can I have a motion to approve?

16 TRUSTEE TORKAN: So moved.

17 TRUSTEE HAROUNIAN: Second.

18 MAYOR KALNICK: All in favor?

19 TRUSTEE HAROUNIAN: Aye.

20 TRUSTEE KWIAT: Aye.

21 TRUSTEE NEMATZADEH: Aye.

22 MAYOR KALNICK: Aye.

23 TRUSTEE TORKAN: Aye.

24 MAYOR KALNICK: The last item on our agenda
25 is the Storm Water Management Program Annual

1 Report.

2 MR. LIMMER: The report is obligatory and the
3 people that have been doing it for us have been
4 doing it, my understanding is on a good basis
5 and so that --

6 MAYOR KALNICK: Yes, they have done an
7 excellent job in the past, agreed.

8 MR. LIMMER: And I think at this point now
9 that the report is final, the mayor, after
10 reviewing the report, agrees that it's
11 appropriate, he should be authorized to sign and
12 submit it as required.

13 MAYOR KALNICK: Can I have a motion to
14 approve -- to authorize me to sign the report
15 once it becomes final?

16 TRUSTEE HAROUNIAN: I make the motion.

17 TRUSTEE NEMATZADEH: I second.

18 MAYOR KALNICK: All in favor?

19 TRUSTEE HAROUNIAN: Aye.

20 TRUSTEE KWIAT: Aye.

21 TRUSTEE NEMATZADEH: Aye.

22 MAYOR KALNICK: Aye.

23 TRUSTEE TORKAN: Aye.

24 MR. LIMMER: Mayor, I forgot that there was
25 one other item that I forgot to add to the

1 agenda.

2 The contractor for East Shore Park bought the
3 plant materials and were ready to plant them
4 when they got stopped by the Governor's
5 executive order and they asked if they could --
6 because the timing of the payment, the first
7 payment was after those plantings were planted,
8 so right now they are out all that money for
9 purchasing the plants and they wanted to know
10 whether or not they could be reimbursed for the
11 cost of the plants.

12 TRUSTEE HAROUNIAN: Which is how much, Steve?

13 MR. LIMMER: I never got that number. I said
14 it was up to the board to make its
15 determination.

16 They acted in good faith, it's not their
17 fault they can't plant them.

18 (Whereupon there was a discussion held off
19 the record.)

20 TRUSTEE NEMATZADEH: What are the plants?

21 MR. LIMMER: They have the plants.

22 TRUSTEE NEMATZADEH: I don't understand.
23 What condition?

24 MR. LIMMER: Could I make this suggestion,
25 that if the plants, if we are advised that they

1 have the plants and they will keep them alive or
2 replace them at their own cost then in the
3 mayor's discretion he would be authorized to
4 approve the requisition for payment.

5 MAYOR KALNICK: Makes sense, yes.

6 TRUSTEE NEMATZADEH: They have planted few in
7 Bell Cove. Three of them that are very close to
8 me, close to my home, the right weeks and I
9 think they are already dead.

10 MR. LIMMER: They are not planting by you in
11 Bell Cove. This is East Shore Park.

12 TRUSTEE NEMATZADEH: No, I understand, but it
13 is the same guy, right? Dave Planter.

14 CLERK PERSAUD: Yes.

15 MR. LIMMER: The requirement in this contract
16 is they have to be maintained for three years
17 after the planting so if they plant them and
18 they die, they have got to replace them at their
19 cost.

20 TRUSTEE NEMATZADEH: We need to know the
21 amount before we accept the risk.

22 MAYOR KALNICK: Also we have to make sure
23 they are going to continue in business and have
24 their staff back in light of what's been going
25 on.

1 MR. LIMMER: Okay. So then let me have them
2 make a formal request for the next meeting with
3 that information.

4 There is a bond. They did have to post a
5 bond as part of the contract.

6 MAYOR KALNICK: Correct, but let's make sure
7 they do it right.

8 MR. LIMMER: I understand, okay.

9 MAYOR KALNICK: All right. Very good. I
10 think that's it.

11 So a motion to adjourn?

12 TRUSTEE KWIAT: Mayor, is there the extension
13 of time that was discussed for a moratorium?

14 MR. LIMMER: It was agreed that we will wait
15 until the next meeting.

16 MAYOR KALNICK: We still have time because
17 right now it's 30 days after July so we have
18 time for next month to look.

19 TRUSTEE NEMATZADEH: For next month. When is
20 our next meeting?

21 MAYOR KALNICK: To be determined subject to
22 what is happening obviously and the Governor's
23 orders that may come out in the interim hearing.
24 So we will advise, certainly advertise on our
25 website for the next meeting that's upcoming.

1 TRUSTEE HAROUNIAN: Mayor --
 2 MR. LIMMER: Gentlemen, sorry, but we forgot
 3 to mention our names before we speak for the
 4 reporter.
 5 TRUSTEE HAROUNIAN: Mayor, forgive me. Are
 6 you closing the --
 7 MAYOR KALNICK: Yes. Stay on. Just a motion
 8 to adjourn then we will all stay on.
 9 TRUSTEE NEMATZADEH: Motion to adjourn.
 10 TRUSTEE TORKAN: Second.
 11 MAYOR KALNICK: All in favor?
 12 TRUSTEE HAROUNIAN: Aye.
 13 TRUSTEE KWIAT: Aye.
 14 TRUSTEE NEMATZADEH: Aye.
 15 MAYOR KALNICK: Aye.
 16 TRUSTEE TORKAN: Aye.

17
 18 (Time noted: 1:23 P.M.)

19
 20
 21
 22
 23
 24
 25

GAIL J. NEUFELD, RPR
Official Court Reporter
5 Second Road
Great Neck, New York 11021

INVOICE

April 16, 2020

TO: VILLAGE OF KINGS POINT
32 Steppingstone Lane
Kings Point, New York 11024

RE: VILLAGE OF KINGS POINT
BOARD of TRUSTEES

DATE: April 14, 2020

For transcript of testimony
in the above-entitled case

15 pages @ \$6.00 = 90.00 + \$50 appearance fee

AMOUNT DUE: \$ 175.00 (minimum)