

**MINUTES OF THE 1055th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
JUNE 17, 2014
Adopted on July 17, 2014**

The 1055th meeting of the Board of Trustees of the Village of Kings Point was called to order by Mayor Michael C. Kalnick at 9:05 p.m. on June 17, 2014, 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
Ron Horowitz, Trustee
Hooshang Nematzadeh, Trustee

ALSO PRESENT: Gomie Persaud, Village Clerk Treasurer
Kathleen Conroy, Village Deputy Clerk Treasurer
Stephen G. Limmer, Esq., Ackerman, Levine, Cullen,
Brickman & Limmer, LLP, General Counsel
Richard Schilt, Building Inspector
Michael Moorehead, Superintendent of Public Works
John Miller, Police Commissioner
George Banville, Police Lieutenant

Mayor Michael C. Kalnick recognized the large number of residents attending the meeting with regard to the Kennilwood Owners' Association's request for a gatehouse and called that matter first to accommodate them. The Association's professionals presented the proposal, as revised, and responded to the Board's questions. The Board made it clear that it was supportive of the request; however the safety of the residents of Kennilworth was its chief concern, and it wants to make sure that there will be no delays of access at the gatehouse that will impede police, firefighter, and ambulance vehicles from expeditiously responding when there is a serious threat to a resident's life or property. Of lesser importance; but still a significant concern, when residents of Kennilworth make application to the Building Department or one of the various Village boards, Village officials are often required to view the premises, sometimes when the residents may not be home, and there should be a reasonable way to accommodate that viewing. The professionals and other representatives of the Association stated that they understood the Board's concerns and would research the best way to assure that such access is not impeded, and will then come back to the Board with a revised proposal.

Village Clerk Gomie Persaud informed the Board that the Inspectors of Election had completed their canvass of the votes cast at the annual Village election and had filed with her their certificates setting forth the holding of the election, the

**MINUTES OF THE 1055th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
JUNE 17, 2014
Adopted on July 17, 2014**

total number of votes cast for each office, and the number of votes cast for each person for such office, as follows:

<u>Office</u>	<u>Candidate</u>	<u>Machine Ballots</u>	<u>Absentee Ballots</u>	<u>Total Ballots</u>
Mayor	Michael C. Kalnick	155	12	167
Trustee	David Harounian	160	10	170
Trustee	Sheldon Kwiat	148	12	160

David Silverman Trustee 2 Write in Votes

Upon motion by Trustee Ron Horowitz, seconded by Trustee Hooshang Nematzadeh, by resolution # **2014-72** the Board unanimously accepted and, to the extent, if any, required, certified the results of the 2014 Village Election as set forth by the Inspectors of Election. The Inspectors of Election Statements of Canvass for Voting Machine Summary of Results and Statement of Canvass for Voting Machines for the 2014 Village Election are on file with the Village Clerk.

Upon motion by Trustee Ron Horowitz, seconded by Trustee David Harounian, by resolution # **2014-73**, the Board unanimously approved the minutes as presented of the Board of Trustees meeting of May 15, 2014.

Upon motion by Trustee Hooshang Nematzadeh, seconded by Trustee Sheldon Kwiat, by resolution # **2014-74**, the Board unanimously accepted the Village Justice Court report for the period of May 2014, showing the total fees and surcharges collected of **\$20,921.00**. A copy of the report is on file with the Village Clerk.

Upon motion of Trustee Sheldon Kwiat, seconded by Trustee David Harounian, by resolution # **2014-75**, the Board unanimously accepted the **Building Department report** for the period of May 2014, showing the total fees deposited of **\$30,485.00** into the General Fund and **\$8,000.00** into the Trust Fund. A copy of the report is on file with the Village Clerk.

Upon motion by Trustee Ron Horowitz, seconded by Trustee Hooshang Nematzadeh, by resolution # **2014-76**, the Board unanimously approved the payment of audited claims as follows:

- a. General Fund: \$ 573,817.66
- b. Trust Fund: \$ 508,400.00

**MINUTES OF THE 1055th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
JUNE 17, 2014
Adopted on July 17, 2014**

c. Capital Fund: \$ 1,668.19

Copies of the abstract of claims are on file with the Village Clerk.

Because of the scheduled court dates prior to the next Board of Trustees meeting/organization night, upon motion by Trustee Sheldon Kwiat, seconded by Trustee Hooshang Nematzadeh, by resolution # **2014-77**, the Board unanimously approved Mayor Michael C. Kalnick's appointment of Michael Zimmerman as the Acting Village Justice from June 17, 2014 until the annual meeting, when an appointment for a one-year term for the official year beginning Monday, July 1, 2014 will be made.

Trustee Hooshang Nematzadeh introduced Bill No. 6D of 2014, a proposed local law authorizing the Village of Kings Point to require the licensing of plumbers to perform plumbing work in the Village. Upon motion by Trustee Hooshang Nematzadeh, seconded by Trustee Sheldon Kwiat, by Resolution # **2014-78** the following resolution was unanimously adopted:

WHEREAS, Bill No. 6D of 2014, a proposed local law authorizing the Village to require the licensing of plumbers to perform plumbing work in the Village, has been introduced for this Board's consideration; and

WHEREAS, the Board has duly reviewed the environmental aspects of the bill;

NOW, THEREFORE, the Board hereby:

1. Finds that the adoption of Bill No. 6D of 2014 as a local law is not an action as defined in 6 NYCRR, Part 617, and will not have an adverse impact upon the environment, if enacted, and no Environmental Assessment Form is required; and

2. Sets Bill 6D of 2014 down for a public hearing on Thursday, July 17, 2014, at 8:15 p.m.

A copy of the Bill is on file with the Village Clerk.

Mayor Michael C. Kalnick acknowledged receipt of a letter received on June 13, 2014, from Beth Myers and Steven Myers, 4 Dogwood Road, expressing their appreciation of Officer John Flannelly's assistance in installing an infant car seat. A copy of the letter is on file with the Village Clerk.

**MINUTES OF THE 1055th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
JUNE 17, 2014
Adopted on July 17, 2014**

Mayor Michael C. Kalnick called upon the professionals representing the North Shore Hebrew Academy to discuss its proposed fence. The professionals for the Academy stated that the Academy was requesting the fence as a security measure for its students; both to prevent the young students from leaving the campus and to prevent unauthorized individuals from coming onto the campus. The Board expressed its concern for the students and, based upon the comments it had received from the Village's Police Commissioner, questioned the proposed location of the fence, suggesting alternatives that would better protect the children, and, although not as important, also provide a more aesthetic view from nearby property owners. The professionals for the Academy agreed to revise the plan in accordance with the Board's comments.

The Board discussed the May 12, 2014, letter from Paul Bloom, on behalf of Mike Nassimi, with regard to the location of the new dock to be constructed at 102 Kings Point Road. Although the applicant refers to the new dock as "Proposed Dock Repair", based upon the opinions of the Village's Building Inspector and Consulting Engineer, the proposal is really for a new dock to replace what little remains of a previous dock. Accordingly, the Board found that the dock's location should be in accordance with the Village Code and directed Counsel Stephen Limmer to advise Mr. Bloom of that finding.

The Board discussed the Village's Fee schedule and determined that an additional amendment was required to encourage residents to close out their existing open permits. Upon motion by Trustee Ron Horowitz, seconded by Trustee David Harounian, by resolution # **2014-79**, the Board unanimously voted to amend the Village Fee Schedule, as set forth as an appendix to the Village Code as Chapter A162, by adding a new subdivision 19 to subsection B of § A162-1, to read as follows:

“(19) Notwithstanding anything to the contrary in this subsection, the fee for a renewal of a permit issued pursuant to subdivisions 5, 6, 7, 9, 10, 11, 12, or 13 shall be one-half the original fee each twelve-month period of such extension or fraction thereof, not exceeding \$200.00.”

Mayor Michael C. Kalnick reported on the 2014 Roadway Improvements Program construction and engineering update from Village Engineer Christopher Clement of Dvirka & Bartilucci Engineers for the following roadways:

Upon motion by Trustee David Harounian, seconded by Trustee Ron Horowitz, by resolution # **2014-80**, the Board unanimously authorized the Village Clerk to have a Bond Resolution prepared by Bond Counsel, Hawkins, Delafield & Wood, in

**MINUTES OF THE 1055th MEETING
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT
JUNE 17, 2014
Adopted on July 17, 2014**

the amount of **\$980,000.00** to cover the cost of drainage and reconstruction work on Potters Lane and Shelter Bay Drive.

Mayor Michael C. Kalnick acknowledged receipt of Paul Wotzak's resignation as Village Assessor effective July 1, 2014, received on June 3, 2014. Mayor thanked Paul for all his hard work over the years as Village Assessor and authorized Village Clerk/Treasurer, Gomie Persaud to look into a replacement.

Mayor Michael C. Kalnick announced that the next meeting of the Board of Trustees would be on July 17, 2014, commencing 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 10:39 p.m.

Gomie Persaud
Village Clerk-Treasurer