

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

The 1086<sup>th</sup> meeting of the Board of Trustees of the Village of Kings Point was called to order by Mayor Michael C. Kalnick at 8:30 p.m. on March 13, 2017, 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  
Stephen G. Limmer, Esq., Ackerman, Levine, Cullen,  
Brickman & Limmer, LLP, General Counsel  
George Banville, Police Lieutenant  
Richard Schilt, Building Inspector

**ABSENT:** Michael Moorehead, Superintendent of Public Works

Mayor Michael C. Kalnick opened the meeting to the public to address their concerns with regard to the Ambulance Service with the Vigilant Engine & Hook & Ladder Co, Inc. Once everyone was given an opportunity to be heard, the Mayor closed the meeting to the public to address the official matters on the Agenda.

At 9:30 p.m., upon motion by Trustee Ron Horowitz, seconded by Trustee David Harounian, by resolution # **2017-22**, the Board adjourned to Executive Session to discuss personnel and legal issues.

At 9:45 p.m., the Board returned from Executive Session and Mayor Michael C. Kalnick announced that no action had been taken and no minutes would be produced.

Upon motion by Trustee Sheldon Kwiat, seconded by Trustee Hooshang Nematzadeh, by resolution # **2017-23**, the Board unanimously approved the minutes as presented of the **Board of Trustees meetings** of February 2, 2017, and February 21, 2017.

Upon motion by Trustee Hooshang Nematzadeh, seconded by Trustee David Harounian, by resolution # **2017-24**, the Board unanimously accepted the

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

**Building Department report** for the period of February 2017, showing the total fees deposited of **\$19,640.00** into the General Fund and **\$7,400.00** 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 # **2017-25**, the Board unanimously accepted the **Village Justice Court report** for the period of February 2017, showing the total fees and surcharges deposited of **\$14,957.00** into the General Fund. A copy of the report is on file with the Village Clerk.

Upon motion by Trustee Sheldon Kwiat, seconded by Trustee Ron Horowitz, by resolution # **2017-26**, the Board unanimously approved the payment of **audited claims** as follows:

<b>a. General Fund:</b>	<b>\$ 725,019.51</b>
<b>b. Trust Fund:</b>	<b>\$ 45,000.00</b>
<b>c. Capital Fund:</b>	<b>\$ 7,763.24</b>

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

Village Clerk-Treasurer Gomie Persaud reported on the proposal that she received from the NFP Property & Casualty Services, Inc., formerly BWD Group LLC, for the renewal of the Village’s “Crime” coverage insurance policy for the period of 3/1/17 through 3/1/18 for a premium of \$4,344.00. Upon motion by Trustee David Harounian, seconded by Trustee Ron Horowitz, based upon the prior recommendations of NFP Property & Casualty Services, Inc., by resolution # **2017-27**, the Board unanimously approved the renewal of the policy as set forth in said proposal for a premium of **\$4,344.00.00**, summarized as follows:

**CRIME COVERAGE FOR THE VILLAGE OF KINGS POINT**

<u>Coverage Forms:</u>	<u>Limit</u>	<u>Deductible</u>
Employee Theft	\$2,500,000	\$10,000
Performance of Duties	\$1,000,000	\$10,000
Forgery or Alteration	\$1,000,000	\$10,000
Premises – Inside	\$1,000,000	\$10,000
Premises – Outside	\$1,000,000	\$10,000
Computer Fraud - Inside	\$1,000,000	\$10,000
Funds Transfer Fraud	\$1,000,000	\$10,000

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

Money Order & Counterfeit Money	\$1,000,000	\$10,000
Expense	\$ 10,000	\$ 0

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

Upon motion of Trustee Sheldon Kwiat seconded by Trustee Hooshang Nematzadeh by resolution # **2017-28**, the Board unanimously approved the purchase of the **Village’s Annual Liability Insurance Policies** from American Alternative Insurance Corporation for the period of March 1, 2017, through February 28, 2018, at a total premium of **\$195,069.00** (\$9,689.00 less than last year), as more fully set forth in the proposal from NFP Property & Casualty Services, Inc. A copy of said proposal is on file with the Village Clerk.

Trustee Sheldon Kwiat introduced **Bill No. 2B of 2017**, a local law amending the Code of the Village of Kings Point by adding a new chapter 70, East Shore Park. Upon motion by Trustee Hooshang Nematzadeh, seconded by Trustee David Harounian, by Resolution # **2017-29**, the Board unanimously found that the adoption of **Bill No. 2B of 2017**, as a local law would be an unlisted action as defined in 6 NYCRR Part 617 and would not have an adverse impact upon the environment if enacted, authorized the Mayor to execute a Short Environmental Assessment Form to that effect, and authorized General Counsel to prepare, mail, and publish all of the necessary legal notices for a public hearing for **Bill No. 2B of 2017**, a local law amending the Code of the Village of Kings Point by adding a new chapter 70, East Shore Park, on **March 27, 2017, at 9:00 a.m.** A copy of the Bill is on file with the Village Clerk.

Mayor Michael C. Kalnick announced that the February 21, 2017, 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 Ron Horowitz, seconded by Trustee Hooshang Nematzadeh, by resolution # **2017-30**, 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 presented the results of the **Tax Lien Sale held on March 6, 2017**. Upon motion of Trustee David Harounian, seconded by Trustee Hooshang Nematzadeh, by resolution # **2017-31**, the Board unanimously accepted the report. A copy of the report is annexed to these minutes.

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

Although the proposed budget does not exceed the tax levy limit, upon the recommendation of counsel in the event that the budget inadvertently exceeds the limit, Trustee Sheldon Kwiat introduced **Bill No. 3 of 2017**, a local law authorizing the Village of Kings Point to levy a property tax in excess of the limit established in General Municipal Law §3-c. Upon motion by Trustee Ron Horowitz, seconded by Trustee Sheldon Kwiat, by **Resolution # 2017-32** the Board authorized General Counsel to prepare, mail, and publish all of the necessary legal notices for a **public hearing** for **Bill No. 3 of 2017**, a local law authorizing the Village of Kings Point to levy a property tax in excess of the limit established in General Municipal Law §3-c., on **April 06, 2017, at 8:15 p.m.** A copy of the Bill is on file with the Village Clerk.

Mayor Michael C. Kalnick acknowledged receipt of the Draft Tentative Budget for the **2017/2018** 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 06, 2017, at 8:15 p.m.** A copy of the Tentative Budget is on file with the Village Clerk.

Mayor Michael C. Kalnick acknowledged receipt of the application from Kawous & Jilla Balazadeh requesting an underground electric easement in front of their premises at 33 Sunset Road, Kings Point, NY 11024 (Section 1, Block 200, Lot 12). Upon motion by Trustee Hooshang Nematzadeh, seconded by Trustee Ron Horowitz, by resolution # **2017-33**, the Board unanimously approved the application on the condition that the applicants execute the customary easement agreement and requisite documents for recording that agreement in the County Clerk's office, prepared by Stephen G. Limmer, General Counsel, and reimburse the Village for all of its costs and expenses, including, but not limited to Mr. Limmer's fees, in preparing and overseeing the execution and recording of the agreement. A copy of the application is on file with the Village Clerk.

Village Clerk-Treasurer Gomie Persaud reported on the **Garbage and Refuse Collection and Disposal Contract** with regard to the Village exercising its first option to extend the contract for a second year, the one-year period from 6/1/17 through 5/31/18. Upon motion by Trustee Hooshang Nematzadeh, seconded by Trustee Ron Horowitz, by resolution # **2017-34**, the Board unanimously agreed to exercise its second option to extend the Garbage and Refuse Collection and Disposal Contract for a one-year period from 6/1/17 through 5/31/18, with Meadow Carting Corporation in accordance with the prices set forth **in the form of bid in the amount of \$753,444.00**, and directed the Village Clerk-Treasurer to advise

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

Meadow Carting Corporation of said election. A copy of the bid is on file with the Village Clerk.

Trustee David Harounian offered the following resolution and moved its adoption by resolution # **2017-35**

BOND RESOLUTION OF THE VILLAGE OF KINGS  
POINT, NEW YORK, ADOPTED MARCH 13, 2017,  
AUTHORIZING THE CONSTRUCTION OF  
IMPROVEMENTS TO VARIOUS ROADS, INCLUDING  
RELATED DRAINAGE IMPROVEMENTS AND  
ENGINEERING COSTS, STATING THE ESTIMATED  
MAXIMUM COST THEREOF IS \$1,500,000,  
APPROPRIATING SAID AMOUNT FOR SUCH  
PURPOSE, AND AUTHORIZING THE ISSUANCE OF  
BONDS IN THE PRINCIPAL AMOUNT OF NOT TO  
EXCEED \$1,500,000 TO FINANCE SAID  
APPROPRIATION

THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS  
POINT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES  
(by the favorable vote of not less than two-thirds of all the members of said Board  
of Trustees) AS FOLLOWS:

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

Section 1. The Village of Kings Point, in the County of Nassau, New York (herein called the “Village”), is hereby authorized to construct improvements to various roads, including related drainage improvements and engineering costs. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,500,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of not to exceed \$1,500,000 bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of \$1,500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (c) of the Law, is fifteen (15) years.

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to executing agreements for credit enhancement, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in “*The Great Neck Record*,” a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF KINGS POINT, NEW YORK

PLEASE TAKE NOTICE that on March 13, 2017, the Board of Trustees of the Village of Kings Point, in the County of Nassau, New York, adopted a bond resolution entitled:

“Bond Resolution of the Village of Kings Point, New York, adopted March 13, 2017, authorizing the construction of improvements to various roads, including related drainage improvements and engineering costs, stating the estimated maximum cost thereof is \$1,500,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of not to exceed \$1,500,000 to finance said appropriation,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

FIRST: AUTHORIZING said Village to construct improvements to various roads, including related drainage improvements and engineering costs; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,500,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of not to exceed \$1,500,000 bonds of the Village to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$1,500,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds, and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 13, 2017

Gomie Persaud  
Village Clerk

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published,

**MINUTES OF THE 1086<sup>th</sup> MEETING  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF KINGS POINT  
March 13, 2017  
Adopted on April 6, 2017**

in summary, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES: Mayor Michael C. Kalnick  
David Harounian, Trustee  
Sheldon Kwiat, Trustee  
Ron Horowitz, Trustee  
Hooshang Nematzadeh, Trustee

NOES: None

The resolution was declared adopted.

Mayor Michael C. Kalnick announced the next two Board of Trustees meetings would be held, respectively, on March 27, 2017, at 9:00 a.m. and April 6, 2017, 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 9:45 p.m.

Gomie Persaud  
Village Clerk-Treasurer