
In the Matter of Application

Of

John E. Rottkamp, Commissioner of Buildings
Of the Town of Hempstead

Against

Estate of Ronald Wellbrock
3505 Bay Front Drive
Baldwin New York 11510

The petition of John E. Rottkamp, Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section 54, Block 339 and lot number (s) 144, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on February 10, 2015.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Commissioner of Buildings forthwith DEMOLISH AND REMOVE THE ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: AFOREMENTIONED PROPERTY LOCATED ON THE EAST SIDE OF BAY FRONT DRIVE 214.43 FEET NORTH OF EASTERN PARKWAY SEC 54 BLOCK 339, AND LOT (S) 144, A/K/A 3505 BAY FRONT DRIVE, BALDWIN, TOWN OF HEMPSTEAD, NEW YORK. IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.

Order # 1542

In the Matter of Application

Of

John E. Rottkamp, Commissioner of Buildings
Of the Town of Hempstead

Against

Alfred and Selina Cherry
526 Waterview Drive
Cedarhurst New York 11516

The petition of John E. Rottkamp, Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section 39, Block 290 and lot number (s) 46, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on February 10, 2015.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Commissioner of Buildings forthwith DEMOLISH AND REMOVE THE IN GROUND POOL, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: AFOREMENTIONED PROPERTY LOCATED ON NORTH SIDE OF WATERVIEW DRIVE 135 FEET WEST OF OAKLAND AVENUE SEC 39, BLOCK 290, AND LOT (S) 46, A/K/A 526 WATERVIEW DRIVE CEDARHURST, TOWN OF HEMPSTEAD, NEW YORK. IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.

Case # 6542

In the Matter of Application

Of

John E. Rottkamp, Commissioner of Buildings
Of the Town of Hempstead

Against

Leopoldo Carballo
Silvia Herrera
1022 Jerusalem Avenue
Uniondale New York 11553

The petition of John E. Rottkamp, Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section 50, Block 372 and lot number (s) 110, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on February 10, 2015.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Commissioner of Buildings forthwith DEMOLISH AND REMOVE THE IN GROUND POOL, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: AFOREMENTIONED PROPERTY LOCATED ON SOUTH SIDE OF JERUSALEM AVENUE 199 FEET WEST OF SMITH STREET SEC 50, BLOCK 372, AND LOT (S) 110, A/K/A 1022 JERUSALEM AVENUE, UNIONDALE, TOWN OF HEMPSTEAD, NEW YORK. IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.

Case # 6542

In the Matter of Application

Of

John E. Rottkamp, Commissioner of Buildings
Of the Town of Hempstead

Against

Elmar Polatov
839 Cliffside Avenue
Valley Stream NY 11581

The petition of John E. Rottkamp, Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section 39, Block 598 and lot number (s) 9, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on February 10, 2015.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Commissioner of Buildings forthwith DEMOLISH AND REMOVE THE IN GROUND POOL, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: AFOREMENTIONED PROPERTY LOCATED ON WEST SIDE OF CLIFFSIDE AVENUE 316.27 FEET NORTH OF HUNGRY HARBOR ROAD SEC 39, BLOCK 598, AND LOT (S) 9, A/K/A 839 CLIFFSIDE AVENUE, VALLEY STREAM, TOWN OF HEMPSTEAD, NEW YORK. IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.

CASE # 6542

In the Matter of Application

Of

John E. Rottkamp, Commissioner of Buildings
Of the Town of Hempstead

Against

First Investment Group
26 Holiday Court
Valley Stream New York 11580

The petition of John E. Rottkamp, Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section 39, Block 578 and lot number (s) 8, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on February 10, 2015.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Commissioner of Buildings forthwith DEMOLISH AND REMOVE THE IN GROUND POOL, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: AFOREMENTIONED PROPERTY LOCATED ON SOUTH SIDE OF HOLIDAY COURT 494.34 FEET SOUTH OF ROSEDALE AVENUE SEC 39, BLOCK 578, AND LOT (S) 8, A/K/A 26 HOLIDAY COURT, VALLEY STREAM, TOWN OF HEMPSTEAD, NEW YORK. IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.

Case # 6542

In the Matter of Application

Of

John E. Rottkamp, Commissioner of Buildings
Of the Town of Hempstead

Against

Sai Ru Dong
1357 Barry Drive
Valley Stream New York 11580

The petition of John E. Rottkamp, Commissioner of Buildings of the Town Of Hempstead shows:

1. That pursuant to Local Law 92-1981, adopted October 27, 1981, effective date November 2, 1981, which repealed and reenacted Chapter 90 of the code of the Town of Hempstead entitled, "Dangerous Buildings and structures," petitioner submits the following:
2. The structure or structures located on premises designated as Section 37, Block 660 and lot number (s) 4, on the Land and Tax Map of the county of Nassau, are in a condition unsafe and dangerous to public safety.
3. All parties of interest have been apprised of the condition of the said structure and have been requested to correct the same. More than 60 days have elapsed since the aforementioned notice was given.
4. The parties in interest were advised that a hearing before this Town Board would take place on February 10, 2015.
5. As no effort to correct the existing unsafe and dangerous condition has been made, it is requested that this Town Board render a decision that the premises are unsafe and dangerous, a fire hazard and a public nuisance, and that the Commissioner of Buildings forthwith DEMOLISH AND REMOVE THE IN GROUND POOL, AND REMOVE ALL LITTER AND DEBRIS FROM PROPERTY: AFOREMENTIONED PROPERTY LOCATED ON SOUTH SIDE OF BARRY DRIVE 59.37 FEET EAST OF CAROTE COURT SEC 37, BLOCK 660, AND LOT (S) 4, A/K/A 1357 BARRY DRIVE, VALLEY STREAM, TOWN OF HEMPSTEAD, NEW YORK. IN ACCORDANCE WITH SURVEY RECOMMENDATIONS ATTACHED HERETO AND THAT THE TOWN BE REIMBURSED PURSUANT TO SECTION 90-13 OF THE CODE OF THE TOWN OF HEMPSTEAD.

Case # 6542

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 10th day of February, 2015, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Chapter 202 of the code of the Town of Hempstead to INCLUDE "REGULATIONS AND RESTRICTIONS " to limit parking at the following locations:

(NR) GARDEN CITY
Section 202-14

NORTH AVENUE (TH 594/14) South Side – TWO HOUR
PARKING BETWEEN SIGNS – starting at a point 30 feet west of
the west curbline of East Gate Blvd., west for a distance of 314
feet.

MERRICK
Section 202-11

BENSON LANE (TH 634/14) North Side – TWO HOUR
PARKING BETWEEN SIGNS – starting at a point 154 feet east
of the east curbline of Johnston Place, east for a distance of 70 feet

JOHNSTON PLACE (TH 634/14) East Side – THREE HOUR
PARKING BETWEEN SIGNS – starting at a point 326 feet north
of the north curbline of Benson Lane, north for a distance of 76
feet.

LOINES AVENUE (TH 567/14) North Side – NO PARKING
8 AM to 4 PM EXCEPT SATURDAYS, SUNDAYS &
HOLIDAYS – starting at the west curbline of Hewlett Avenue,
west for a distance of 115 feet.

LOINES AVENUE (TH 567/14) South Side – FOUR HOUR
PARKING 8 AM to 4 PM EXCEPT SATURDAYS, SUNDAYS
and HOLIDAYS – starting at a point 30 feet west of the west
curbline of Hewlett Avenue, west for a distance of 118 feet.

OCEANSIDE
Section 202-13

BEDELL STREET (TH 615/14) South Side – NO PARKING
10 AM – 2 PM EXCEPT SATURDAYS, SUNDAYS &
HOLIDAYS – from the west curbline of Harvey Ave., west for a
distance of 52 feet.

HARVEY AVENUE (TH 615/14) West Side – NO PARKING
10 AM – 2 PM EXCEPT SATURDAYS, SUNDAYS &
HOLIDAYS – from the south curbline of Bedell St., south for a
distance of 110 feet.

ROOSEVELT
Section 202-6

PLEASANT AVENUE (TH 444/14) South Side – NO PARKING
6 AM to 7 PM EXCEPT SUNDAYS & HOLIDAYS – starting at
the west curbline of Westfield Avenue, west for a distance of 179
feet.

SEAFORD
Section 202-4

BAYVIEW STREET (TH 607/14) South Side – NO PARKING
ANYTIME on SUNDAYS, TUESDAYS, THURSDAYS and
SATURDAYS – starting at a point 25 feet east of the east curbline
of Island Channel Road, east to the west curbline of Ocean
Avenue.

ALSO, to REPEAL from Chapter 202 "REGULATIONS & RESTRICTIONS" to limit

parking at the following locations:

(NR) GARDEN CITY Section 202-14	NORTH AVENUE (TH 192/10) South Side – TWO HOUR PARKING BETWEEN SIGNS – starting at a point 30 feet west of the west curblineline of East Gate Boulevard, west for a distance of 206 feet. (Adopted 9/7/10)
MERRICK Section 202-11	BENSON LANE (TH 422/95) North Side – TWO HOUR PARKING – starting at a point 152 feet east of the east curblineline of Johnston Place, east to a point 30 feet west of the west curblineline of Hewlett Avenue. (Adopted 7/9/96)
	BROOKLYN AVENUE – East Side – ONE HOUR PARKING 6 AM to 6 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at the north curblineline of Oakwood Avenue, north for a distance of 124 feet. (Adopted 2/23/60)
	JOHNSTON PLACE , EAST SIDE, NO PARKING 8 AM to 6 PM – starting at the north curblineline of Benson Lane, north for a distance of 435 feet. (Adopted 4/25/61)
ROOSEVELT Section 202-6	PLEASANT AVENUE – South Side – NO PARKING 6 AM to 7 PM, EXCEPT SUNDAYS AND HOLIDAYS – from the west curblineline of Westfield Avenue, west to Powell Street. (Adopted 10/24/61)
	PLEASANT AVENUE (TH 460/64) South Side – NO PARKING 6 AM to 7 PM EXCEPT SUNDAYS AND HOLIDAYS – from the west curblineline of Powell Street, west to the east curblineline of Ellison Avenue. (Adopted 10/13/64)
SEAFORD Section 202-4	BAYVIEW STREET (TH 381/84) South Side – NO PARKING ANYTIME ON SUNDAYS, TUESDAY, THURSDAYS & SATURDAYS – starting at the east curblineline of Island Channel Road, east to the west curblineline of Ocean Avenue. (Adopted 1/8/85)
WEST HEMPSTEAD Section 202-20	BALDWIN DRIVE (TH 419/14) South Side – ONE HOUR PARKING 8 AM to 5 PM EXCEPT SUNDAYS – starting at a point 30 feet east of the east curblineline of Dogwood Avenue, east for a distance of 90 feet. (Adopted 11/25/14)

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: January 13, 2015
Hempstead, New York

KATE MURRAY
Supervisor

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

Nasrin Ahmad
Town Clerk

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 10th day of February, 2015, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE "PARKING OR STANDING PROHIBITIONS" at the following locations:

LEVITTOWN

SPRING LANE (TH 591/14) West Side – NO STOPPING HERE TO CORNER – starting at the north curblineline of North Jerusalem Road, north for a distance of 42 feet.

MERRICK

BENSON LANE (TH 634/14) North Side – NO STOPPING ANYTIME - starting at the east curblineline of Johnston Place, east for a distance of 154 feet.

BENSON LANE (TH 634/14) North Side – NO STOPPING ANYTIME - starting at the west curblineline of Hewlett Avenue, west for a distance of 98 feet.

JOHNSTON PLACE (TH 634/14) East Side – NO PARKING ANYTIME – starting at the north curblineline of Benson Lane, north for a distance of 326 feet.

JOHNSTON PLACE (TH 634/14) East Side – NO PARKING ANYTIME – starting at a point 402 feet north of the north curblineline of Benson Lane, north for 41 feet, then west for 32 feet.

JOHNSTON PLACE (TH 634/14) West Side – NO PARKING ANYTIME – starting at the north curblineline of Benson Lane, north for a distance of 169 feet.

LOINES AVENUE (TH 567/14) South Side – NO STOPPING HERE TO CORNER – starting at the west curblineline of Hewlett Avenue, west for a distance of 30 feet.

SMITH STREET (TH 641/14) North Side – NO PARKING ANYTIME – starting at a point 97 feet east of the east curblineline of Court Street, east for a distance of 155 feet.

ROOSEVELT

PLEASANT AVENUE (TH 444/14) South Side – NO STOPPING HERE TO CORNER – starting at the east curblineline of Powell Street, east for a distance of 33 feet.

PLEASANT AVENUE (TH 444/14) North Side – NO STOPPING HERE TO CORNER – starting at the east curblineline of Ellison Avenue, east for a distance of 30 feet.

PLEASANT AVENUE (TH 444/14) South Side – NO STOPPING HERE TO CORNER – starting at the west curblineline of Powell Street, west for a distance of 30 feet.

POWELL STREET (TH 444/14) East Side – NO STOPPING HERE TO CORNER – starting at the south curbline of Pleasant Avenue, south for a distance of 50 feet.

POWELL STREET (TH 444/14) West Side – NO STOPPING HERE TO CORNER – starting at the south curbline of Pleasant Avenue, south for a distance of 35 feet.

SEAFORD

BAYVIEW STREET (TH 607/14) South Side – NO STOPPING HERE TO CORNER – starting at the west curbline of Island Channel Road, west for a distance of 25 feet.

BAYVIEW STREET (TH 607/14) South Side – NO STOPPING HERE TO CORNER - starting at the east curbline of Island Channel Road, east for a distance of 25 feet.

ISLAND CHANNEL ROAD (TH 607/14) West Side – NO STOPPING HERE TO CORNER – starting at the south curbline of Bayview Street, south for a distance of 22 feet.

WOODMERE

PENINSULA BLVD. (TH 635/14) South Side – NO STOPPING HERE TO CORNER – from the west curbline of Yale Ave., west for a distance of 30 feet.

YALE AVENUE (TH 635/14) West Side – NO STOPPING HERE TO CORNER – from the south curbline of Peninsula Blvd., south for a distance of 30 feet.

ALSO, to REPEAL from Section 202-1 “PARKING OR STANDING PROHIBITIONS”

at the following locations:

MERRICK

BENSON LANE (TH 422/95) North Side – NO STOPPING ANYTIME – starting at the east curbline of Johnston Place, east for a distance of 152 feet. (Adopted 7/9/96)

BENSON LANE (TH 727/65) North Side – NO STOPPING HERE TO CORNER – starting at the west curbline of Hewlett Avenue, west for a distance of 30 feet. (Adopted 2/1/66)

BROOKLYN AVENUE – West Side – NO PARKING – starting at a point 81 feet north of the north curbline of Commonwealth Avenue, north for a distance of 60 feet. (Adopted 7/27/54)

JOHNSTON PLACE (TH 727/65) West Side – NO STOPPING HERE TO CORNER – starting at the north curbline of Benson Lane, north for a distance of 30 feet. (Adopted 2/1/66)

JOHNSTON PLACE (TH 727/65) West Side – NO PARKING ANYTIME– starting at the southwest curbline of Town of Hempstead Parking Field Exit, south for a distance of 30 feet. (Adopted 2/1/66)

JOHNSTON PLACE (TH 727/65) At north termination, NO PARKING ANYTIME – starting at the east curbline of Johnston Place, west to the west curbline of Johnston Place. (Adopted 2/1/66)

SMITH STREET (TH 53/08) North Side – NO PARKING ANYTIME – starting at a point 92 feet east of the east curbline of Court Street, east for a distance of 160 feet. (Adopted 3/25/08)

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: January 13, 2015
Hempstead, New York

KATE MURRAY
Supervisor

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

Nasrin Ahmad
Town Clerk

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: January 13, 2015
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Supervisor

Nasrin Ahmad
Town Clerk

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 10th day of February, 2015, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-52 of the code of the Town of Hempstead to INCLUDE "SCHOOL BUS STOPS" at the following location:

ROOSEVELT

PLEASANT AVENUE (TH 444/14) North Side – NO STOPPING BETWEEN SIGNS 8 AM to 4 PM EXCEPT SCHOOL BUSES – starting at a point opposite the southeast curbline of Powell Street, east for a distance of 95 feet.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: January 13, 2015
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Supervisor

Nasrin Ahmad
Town Clerk

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Nathan L. H. Bennett Pavilion, Hempstead Town Hall, Town Hall Plaza, 1 Washington Street, Village and Town of Hempstead, New York, on Tuesday, the 10th day of February, 2015, at 10:30 o'clock in the forenoon of that day, to consider the enactment of a local law to create a new Section 152-7.1 of Chapter 152 of the Code of the Town of Hempstead, in relation to the administration and regulation of the procedures of the Town Of Hempstead Animal Shelter and Control Division.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: Hempstead, New York
December 9, 2014

BY ORDER OF THE TOWN BOARD
TOWN OF HEMPSTEAD, NEW YORK.

NASRIN G. AHMAD
Town Clerk

KATE P. MURRAY
Supervisor

Case # 17434

Town of Hempstead

A local law to enact a new section 152-7.1 to of Chapter 152 of the Code of the Town of Hempstead, entitled "Sterilization" in relation the administration and regulation of the procedures of the Town Of Hempstead Animal Shelter and Control Division.

Introduced by: Councilman Santino

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Section 152-7 of Chapter 152 of the code of the town of Hempstead, as constituted by local law number twenty-two of nineteen hundred ninety-two, hereby is amended to enact a new section 152-7.1, which shall henceforth read as follows:

Chapter 152
Animal Shelter and Control Division

* * *

§ 152-7.1. Sterilization.

§ 152-7.1 Sterilization.

The Town Of Hempstead Animal Shelter shall not release a dog or cat to a person claiming ownership thereof unless such dog or cat has been sterilized by a licensed veterinarian; provided, however, that such requirement shall not apply:

- (1) if a licensed veterinarian certifies to such shelter that he or she has examined such dog or cat and found that because of a medical reason, the life of such dog or cat would be endangered by sterilization; provided, however, that such reason shall not consist solely of the youth of such dog or cat, if such dog or cat is at least eight weeks of age;
- (2) in the case of a dog, if such dog, within the time period provided for by law, rule or regulation, is claimed by a person claiming ownership thereof, and such person demonstrates to the satisfaction of the shelter that such dog has a breed ring show record from the American Kennel Club or United Kennel Club or other similar, registry association, dated no more than twelve months prior to the date such dog entered such shelter, or such person claiming ownership is able to provide proof that such dog has successfully completed the requirements of the American Kennel Club or United Kennel Club or other similar, registry association, for the title Champion or its equivalent, at any time prior to the arrival of the dog at the shelter;

- (3) in the case of a dog, if such dog, within the time period provided for by law, rule or regulation, is claimed by a person claiming ownership thereof, and such person demonstrates to the satisfaction of the shelter that such dog is a guide dog, hearing dog, service dog or police work dog; or
- (4) in the case of a cat, if such cat within the time period provided for by law, rule or regulation, is claimed by a person claiming ownership thereof, and such person demonstrates to the satisfaction of such shelter that such cat has a breed show record from the Cat Fancier Association or other similar, registry association dated no more than twelve months prior to the date such cat entered such shelter or such person claiming ownership is able to provide proof that such cat has successfully completed the requirements of the Cat Fancier Association or other similar, registry association for the title Champion, Grand Champion or its equivalent, at any time prior to the arrival of the cat at the shelter.

Section 2. This local law shall become effective immediately upon filing with the secretary of state.

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Nathan L. H. Bennett Pavilion, Hempstead Town Hall, Town Hall Plaza, 1 Washington Street, Village and Town of Hempstead, New York, on Tuesday, the 10th day of February, 2015, at 10:30 o'clock in the forenoon of that day, to consider the enactment of a local law to amend Section 185-6, of Chapter 185 of the Code of the Town of Hempstead, in relation to the licensing and regulation of taxicabs and limousines.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: Hempstead, New York
December 9, 2014

BY ORDER OF THE TOWN BOARD
TOWN OF HEMPSTEAD, NEW YORK.

NASRIN G. AHMAD
Town Clerk

KATE MURRAY
Supervisor

Case #13855

Town of Hempstead

A local law to amend Section 185-6, of Chapter 185 of the Code of the Town of Hempstead, entitled "Hearings," in relation to the licensing and regulation of taxicabs and limousines.

Introduced by: Councilman Santino

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Section 185-6 of Chapter 185 of the code of the town of Hempstead, as constituted by local law number eight of nineteen hundred sixty-eight, adopted June twenty-fifth, nineteen hundred sixty-eight, hereby is amended such that Section 185-6 shall henceforth read as follows:

Chapter 185
Taxicabs and Limousines

* * *

§ 185-6. Hearings.

Whenever it shall be provided herein that a hearing shall or may be held with respect to any matter:

- A. Such hearing shall be held on a date, at a place and hour designated by the Town Attorney.
- B. The Town Clerk shall give notice thereof, stating the name and address of the applicant or license holder concerned, the subject matter of the hearing, and the date, place and hour thereof designated therefor, by mailing a copy thereof to the applicant or license holder concerned at the address shown upon the most recent application of such applicant or licensee, at least 10 days before such hearing.
- C. If an applicant or licensee requests a hearing, the Town Attorney shall designate two or more hearing officers to constitute a review board to conduct hearings in connection with appeals set forth in section 185-5 hereof. The Town Attorney shall select hearing officers based upon their background and qualification in law and/or government administration. The review board may include government employees; provided such employees are not employed in the Office of the Town Clerk.
- D. The applicant or license holder involved shall be entitled to be represented by legal counsel and to present such competent and material testimony or other evidence in his own behalf as may be relevant to the subject matter of the hearing, and
- E. All witnesses shall be sworn and examined under oath.

Section 2. This local law shall become effective immediately upon filing with the secretary of state.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Section 273 of Article 28 of the Building Zone Ordinance of the Town of Hempstead, that a public hearing will be held by the Town Board of said Town on Tuesday February 10, 2015, at 10:30 o'clock in the forenoon of that day in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, for the purpose of considering the petition of WATERVIEW LAND DEVELOPMENT LLC for rezoning from Industrial District to CA-S Residence District, on the following described premises at (NR) ISLAND PARK, New York:

A parcel of land located at the at the intersection formed by Petit Pl. & Waterview Rd. w/frontage of approx. 260' on the s/si of Waterview Rd. & bounded by Reynolds Channel to the south including the last 480' in length of the public right-of-way situated in the Town of Hempstead, County of Nassau, (NR) Island Park, New York.

A negative declaration in connection with this petition was adopted by the Town Board on pursuant to Resolution No. 971-2014

The above mentioned petition, map and negative declaration which accompanies it are on file with the undersigned and may be viewed during office hours.

Any person interested in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD, TOWN OF HEMPSTEAD, N. Y.

KATE MURRAY
Supervisor

NASRIN G. AHMAD
Town Clerk

Dated: January 13, 2015
Hempstead, N.Y.

Case # 29118

CASE NO. 461

RESOLUTION NO.

RESOLUTION RE: ACCEPTING CHRIS ARMBRUSTER, BRIAN WILKOWSKI and NICHOLAS BRACCIO AS ACTIVE MEMBERS IN THE MERRICK HOOK AND LADDER CO. NO 1, MERRICK, NEW YORK

ADOPTED:

Offered the following resolution and moved its adoption:

RESOLVED, that the action MERRICK HOOK & LADDER CO., NO.1, Merrick, New York in accepting CHRIS ARMBRUSTER, residing at, 2901 SHORE DRIVE, MERRICK; N.Y. 11566, BRIAN WILKOWSKI, residing at 1920 HELEN COURT, MERRICK, N.Y. 11566 AND NICHOLAS BRACCIO residing at 2809 LINDENMERE DRIVE, MERRICK, N.Y. 11566, into the company rolls as a members, be and the same hereby is ratified and approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

1

Case #

461

CASE NO. 693

RESOLUTION NO.

RESOLUTION RE: ACCEPTING CAMILLO DiLORENZO,
THOMAS DiBLASI, NICHOLAS DiLASI AND CHRISTOPHER
CATAPANO AS ACTIVE MEMBERS IN THE FRIENDSHIP
ENGINE AND HOSE CO. INC., MERRICK, NEW YORK

ADOPTED:

Offered the following resolution and moved
its adoption:

RESOLVED, that the action of FIENDSHIP ENGINE AND HOSE
CO., INC., Merrick, New York in accepting CAMILLO
DiLORENZO, residing, at 19 Yale Place, Merrick, New York
11566, THOMAS DiBLASI; residing at 2103 Seneca Drive N,
Merrick, New York 11566, NICHOLAS DiBLASI residing at 2103
Seneca Drive N, Merrick, New York 11566 and CHRISTOPHER
CATAPANO 5 Euston Road, Merrick, New York 11566 into the
company rolls as a member, be and the same hereby is
ratified and approved.

The foregoing resolution was adopted upon roll call as
follows:

AYES:

NOES:

Item #

2

Case #

693

CASE NO.

RESOLUTION NO.

Adopted:

Councilman _____ offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE ATTENDANCE OF TWO EMPLOYEES OF THE OFFICE OF TOWN CLERK AT A SERIES OF WORKSHOPS SPONSORED BY THE LONG ISLAND LIBRARY RESOURCES COUNCIL

WHEREAS, the Long Island Library Resources Council is sponsoring a series of three workshops entitled "The Principles and Practices of Archival Processing for the Non-Archivist" to be held at the Harborfields Public Library, 31 Broadway, Greenlawn, New York, on February 19, March 19, and April 29, 2015; and

WHEREAS, these workshops will expand on the principles and practices of managing a records center and archive for individuals responsible for the same; and

WHEREAS, the cost of the workshops is twenty-five dollars (\$25) each; and

WHEREAS, this Town Board deems it in the town's interest to be represented at this series of workshops;

NOW, THEREFORE, BE IT

RESOLVED, that the attendance of Eileen Fritscher, Clerk III, and Kevin Simone, Clerk I, at the aforesaid workshops to be held at Harborfields Public Library, Greenlawn, New York, on February 19, March 19 and April 29, 2015 hereby is authorized; and BE IT FURTHER

RESOLVED, that the cost of such attendance, in the amount of one hundred fifty dollars (\$150) be a charge against and paid out of the Town Clerk Expense Account No. 010-001-1410-4040.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 3

Case # 6892

CASE NO.

RESOLUTION NO.

Adopted:

adoption:

Offered the following resolution and moved its

RESOLUTION AUTHORIZING THE COMMISSIONER OF THE DEPARTMENT OF BUILDINGS TO DISPOSE OF CERTAIN RECORDS

WHEREAS, the Department of Buildings has requested permission to dispose of certain records herein below identified pursuant to Section 57.25 of the Arts and Cultural Affairs of the State of New York.

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Hempstead that the Commissioner of the Department of Buildings, he and he hereby is authorized to dispose of:

- Abandoned Building Permit Applications, Prior to 2009
- Daily, weekly, monthly and quarterly fiscal reports, prior to 2009
- Master Plumber and Master Electrician records, prior to 2009
- Administrative correspondence, prior to 2009
- Zoning/Housing and Structural complaint files, prior to 2009
- Certifications of Building Occupancy and Building Certifications
- Overtime payroll, prior to 2009
- Purchase orders, prior to 2009
- Bounced check file, prior to 2009
- Seasonal/part-time payroll, prior to 2009
- Time sheets, prior to 2009
- Time cards, prior to 2009
- Work orders, prior to 2009
- Stock room requests, prior to 2009
- Miscellaneous personnel claims, prior to 2009

Records as per Retention and Disposition Schedule No. MU-1, pursuant to Part 185, Title of the Official Compilation of Code, Rules and Regulations of the State of New York; and BE IT FURTHER

RESOLVED, that the Commissioner be and he hereby is directed to dispose of certain records of the Department of Buildings in accordance with the minimum legal retention periods set forth in the Records Retention and Disposal Schedule MU-1 for the Town records.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 4

Case # 4724

CASE NO:

RESOLUTION NO:

ADOPTED:

offered the following Resolution
and moved its adoption:

**RESOLUTION AUTHORIZING THE COMMISSIONER OF
HIGHWAYS TO DISPOSE OF CERTAIN RECORDS
IN THE HIGHWAY DEPARTMENT/SIDEWALK
DIVISION**

Whereas, the Highway Department has requested permission to dispose
of certain records here-in-below identified pursuant to Section 57.25 of the
Arts and Cultural Affairs Law of the State of New York:

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Hempstead that the
Commissioner of Highways be and he hereby is authorized to dispose of
Correspondence, Complaint or Request for Service, Repair, Installation,
Maintenance or Similar Records, Duplicate Copies of Records, Logs or
Schedule, Daily Log, Legal Case File, Records of Employee Absences or
Accruals, Employee request for and/or authorization to use sick, vacation,
personal or other leave or to work overtime, Personnel records of local
Government employees, Employee's Time Records, or similar records
consisting of 24.0 cubic feet as per Retention and Disposition Schedule No
MU-1, pursuant to Part 185, Title 8 of the Official Compilation of Codes,
Rules and Regulations of the State of New York.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 4

Case # 4724

CASE NO:

RESOLUTION NO:

ADOPTED:

offered the following resolution and moved its
adoption:

RESOLUTION REMOVING MARRIAGE OFFICER
PURSUANT TO THE NEW YORK DOMESTIC
RELATIONS LAW

WHEREAS, section 11-c of the Domestic Relations Law authorizes the governing body of any village, town or city to appoint one or more marriage officer who shall have the authority to solemnize a marriage; and

WHEREAS, section 11-c of the Domestic Relations Law further authorizes the governing body of any village, town or city to remove from office with or without cause on ten days written notice filed with the clerk of the municipality and sent by registered mail return receipt requested to the marriage officer;

WHEREAS, Maria DaSilva has been given proper notice of her removal,

NOW, THEREFORE, BE IT

RESOLVED, that the above named individual be and hereby are removed as marriage officer of the Town of Hempstead effective February 10, 2015.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

5

Case #

13642

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
A & C PEST MANAGEMENT CORP.
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, A & C Pest Management Corp. has offered to sponsor the 2015 calendar to the extent that it will donate \$2,000 for this project; and

WHEREAS, such sponsorship will include six (6) quarter-page ads in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from A & C Pest Management Corp., 392 East Meadow Avenue, East Meadow, NY 11554 in the amount of \$2,000, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 6
Case # 6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
CILENTO PIPELINE PLUMBING & HEATING, INC.
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Cilento Pipeline Plumbing & Heating, Inc. has offered to sponsor the 2015 calendar to the extent that it will donate \$2,000 for this project; and

WHEREAS, such sponsorship will include six (6) quarter-page ads in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Cilento Pipeline Plumbing & Heating, Inc., 245 Merrick Road, Oceanside, NY 11572 in the amount of \$2,000, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

6

Case #

6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
COVANTA ENERGY
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Covanta Energy has offered to sponsor the 2015 calendar to the extent that it will donate \$2,400 for this project; and

WHEREAS, such sponsorship will include six (6) quarter-page ads in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Covanta Energy, 600 Merchants Concourse, Westbury, NY 11590 in the amount of \$2,400, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

6

Case #

6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
ELECTRICAL INSPECTORS, INC.
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Electrical Inspectors, Inc. has offered to sponsor the 2015 calendar to the extent that it will donate \$2,000 for this project; and

WHEREAS, such sponsorship will include six (6) quarter-page ads in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Electrical Inspectors, Inc., 308 East Meadow Avenue, East Meadow, NY 11554 in the amount of \$2,000, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 6

Case # 6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
FREEPORT SELF STORAGE
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Freeport Self Storage has offered to sponsor the 2015 calendar to the extent that it will donate \$2,740 for this project; and

WHEREAS, such sponsorship will include an ad in twelve (12) boxes in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Freeport Self Storage, 73 East Merrick Road, Freeport, NY 11520 in the amount of \$2,740, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 6

Case # 6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
FRONT STREET DENTAL SERVICES, PC
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Front Street Dental Services, PC has offered to sponsor the 2015 calendar to the extent that it will donate \$500 for this project; and

WHEREAS, such sponsorship will include an ad in three (3) boxes in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Front Street Dental Services, PC, 1941 Front Street, East Meadow, NY 11554 in the amount of \$500, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 6

Case # 6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
GEORGE HAFNER OIL BURNER SERVICE
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, George Hafner Oil Burner Service has offered to sponsor the 2015 calendar to the extent that it will donate \$1,800 for this project; and

WHEREAS, such sponsorship will include five (5) calendar boxes and two (2) double calendar boxes in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from George Hafner Oil Burner Service, 86 Harvest Lane, Levittown, NY, 11756, in the amount of \$1,800, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

6

Case #

6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
HOFSTRA UNIVERSITY
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Hofstra University has offered to sponsor the 2015 calendar to the extent that it will donate \$1,700 for this project; and

WHEREAS, such sponsorship will include an ad in six (6) boxes in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Hofstra University, Office of University Relations, 202 Hofstra Hall, Hempstead, NY 11549-1010 in the amount of \$1,700, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

6

Case #

6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
KENNETH WEPRIN
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares and distributes an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Kenneth Weprin, has offered to sponsor the 2015 calendar to the extent that he will donate \$1,400 for this project; and

WHEREAS, such sponsorship will include two (2) quarter-page ads in the calendar in a form as provided by the sponsor and an ad in two (2) boxes in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Kenneth Weprin, 8925 Clear Blue Drive, Las Vegas, NV 89117 in the amount of \$1,400, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 6

Case # 6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
MOLLOY COLLEGE
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Molloy College has offered to sponsor the 2015 calendar to the extent that it will donate \$400 for this project; and

WHEREAS, such sponsorship will include two (2) calendar boxes in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Molloy College, 1000 Hempstead Avenue, Rockville Centre, NY, 11570, in the amount of \$400, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 6

Case # 6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
RMB DRAFTING SERVICES, INC.
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, RMB Drafting Services, Inc. has offered to sponsor the 2015 calendar to the extent that it will donate \$2,000 for this project; and

WHEREAS, such sponsorship will include six (6) quarter-page ads in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from RMB Drafting Services, Inc., 308 East Meadow Avenue, East Meadow, NY 11554 in the amount of \$2,000, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 6

Case # 6473

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO ACCEPT AN OFFER OF SPONSORSHIP OF
TOW BOAT US c/o REYNOLDS TOWING & MARINE SERVICE
FOR THE TOWN OF HEMPSTEAD 2015 CALENDAR

WHEREAS, the Town of Hempstead Office of Communications and Public Affairs prepares an annual calendar containing information with respect to various programs and schedules; and

WHEREAS, Tow Boat US c/o Reynolds Towing & Marine Service has offered to sponsor the 2015 calendar to the extent that it will donate \$1,250 for this project; and

WHEREAS, such sponsorship will include three (3) quarter-page ads in the calendar in a form as provided by the sponsor; and

WHEREAS, the acceptance of this sponsorship is in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to accept the offer of sponsorship from Tow Boat US c/o Reynolds Towing & Marine Service, 121 Maple Avenue, Bay Shore, NY 11706 in the amount of \$1,250, with such amount to be deposited in the Other General Government Support Income Account No. 010-012-9000-1289.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

6

Case #

6473

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO WAIVE THE ADOPTION FEES ON DOGS AND CATS DURING THE "MY FURRY VALENTINE" ADOPTION EVENT SATURDAY, FEBRUARY 14, 2015.

WHEREAS, the Town of Hempstead wishes to encourage adoptions of dogs and cats; and

WHEREAS, the Town of Hempstead has designated an adoption theme "MY FURRY VALENTINE" on February 14, 2015; and

WHEREAS, the Town Board has determined it is in the best interest of the public to waive the adoption fees for animals kept at the Town of Hempstead Animal Shelter during the "MY FURRY VALENTINE" Adoption Event on February 14, 2015; and

NOW, THEREFORE, BE IT

RESOLVED, that the fees for adoption be waived for all animals adopted from the Town of Hempstead Animal Shelter during the "MY FURRY VALENTINE" Adoption Event on February 14, 2015.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

7

Case #

21646

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DECLARING AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE LOCATED ON THE WEST SIDE OF BERKELEY AVENUE 165 FEET NORTH OF MARIE AVENUE, SECTION 36, BLOCK 383, LOT (S) 167, A/K/A 1546 BERKELEY AVENUE, BALDWIN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 1546 Berkeley Avenue, Baldwin, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 365-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to frame out one (1) seventy two inch by eighty four inch (72" x 84") garage door boarded with two inch by three inch by eight inch (2" x 3" x 8") boards and one half inch (1/2") OSB, board up one (1) eighteen inch by thirty two inch (18" x 32") window with one half inch (1/2") OSB, a general cleanup of loose debris, remove an eight foot (8') gutter, and one (1) minimum emergency service charge, located at 1546 Berkeley Avenue, Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$150.00, the cost associated with the emergency services provided at 1546 Berkeley Avenue, Baldwin, New York

Item #

8

Item #

6542

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$150.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DECLARING AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER IN REGARD TO AN OPEN AND TWO STORY COMPOSITION FRAME ONE FAMILY DWELLING WITH TWO CAR ATTACHED GARAGE, LOCATED ON THE SOUTH SIDE OF WASHINGTON PLACE 163 FEET EAST OF EASTERN PARKWAY. SEC 54, BLOCK 359, AND LOT (S) 722-726, A/K/A 4 WASHINGTON PLACE, BALDWIN, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 4 Washington Place, Baldwin, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 365-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to resecure one (1) seventeen inch by eighty eight inch (17" x 88") garage window with existing boarded up boards, board up one (1) seventeen inch by eighty eight inch (17" x 88") garage window with one half inch (1/2") four (4) ply plywood, board up five (5) sixteen inch by twenty eight inch (16" x 28") windows with one half inch (1/2") four (4) ply plywood, and board up seven (7) three foot by five foot (3' x 5') windows with one half inch (1/2") four (4) ply plywood, located at 4 Washington Place, Baldwin;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$340.37, the cost

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associated with the emergency services provided at 4 Washington Place,
Baldwin, New York

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the
actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a
certified copy of this resolution with the clerk of the County Legislature
and the Board of Assessors of the County of Nassau, so that the sum of
\$340.37 may be assessed by the Board of Assessors of the County of
Nassau against the lot in question at the same time as other taxes are
levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DECLARING AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY, LOCATED ON THE EAST SIDE OF ALDER ROAD 248.23 FEET NORTH OF BELLMORE AVENUE. SEC 63, BLOCK 222, AND LOT (S) 36, A/K/A 2809 ALDER ROAD, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2809 Alder Road, Bellmore, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 365-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to remove a sliding glass door secured with one half inch (1/2") OSB's, resecure the sliding glass door with one half inch (1/2") OSB, and one (1) minimum emergency service charge, located at 2809 Alder Road, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$150.00, the cost associated with the emergency services provided at 2809 Alder Road, Bellmore, New York

NOW, THEREFORE, BE IT

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6547

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$150.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DECLARING AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH CARPORT, LOCATED ON THE SOUTH SIDE OF COLUMBUS AVENUE 107 FEET EAST OF ARMOND STREET. SEC 51, BLOCK 523, AND LOT (S) 41 A/K/A 2500 COLUMBUS AVENUE, BELLMORE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2500 Columbus Avenue, Bellmore, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 365-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to board up two (2) forty eight inch by sixty four inch (48" x 64") windows with one half inch (1/2") four (4) ply plywood, board up two (2) three foot by forty five inch (3' x 45") windows HUD style with one half inch (1/2") four (4) ply plywood, board up one (1) forty five inch by sixty five inch (45" x 65") windows HUD style with one half inch (1/2") four (4) ply plywood, board up five (5) windows next to each other with one (1) eight foot by ten foot (8' x 10') board HUD style with one half inch (1/2") four (4) ply plywood, board up two (2) forty inch by forty eight inch (40" x 48") windows HUD style with one half inch (1/2") four (4) ply plywood, board up three (3) two foot by four foot (2' x 4') windows HUD style with one half inch (1/2") four (4) ply plywood, board up one (1) seventy two inch by seventy five inch (72" x 75") window HUD style with one half inch (1/2") four (4) ply plywood, secure one (1) seventy two inch by seventy nine inch (72" x 79") sliding glass door with one half inch (1/2") four (4) ply plywood, provide and install three (3) locks and hasps, located at 2500 Columbus Avenue, Bellmore;

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Case # 6542

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,190.99, the cost associated with the emergency services provided at 2500 Columbus Avenue, Bellmore, New York

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$1,190.99 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DECLARING AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING AND DETACHED GARAGE, LOCATED ON THE EAST SIDE OF FRANKEL BOULEVARD 355.44 FEET EAST OF WYNSUM AVENUE SEC 63, BLOCK 129, AND LOT (S) 67, A/K/A 2965 FRANKEL BOULEVARD, MERRICK, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 2965 Frankel Boulevard, Merrick, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 365-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to board up one (1) sixty four inch by one hundred four inch (64" x 104") exterior hole with one half inch (1/2") four (4) ply plywood, and one (1) minimum emergency service charge, located at 2965 Frankel Boulevard, Merrick;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$150.00, the cost associated with the emergency services provided at 2965 Frankel Boulevard, Merrick, New York

NOW, THEREFORE, BE IT

Item #

8

Case #

6547

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$150.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DECLARING AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER IN REGARD TO AN OPEN AND ABANDONED TWO STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE NORTH SIDE OF SOUTH STREET 216 FEET EAST OF JACKSON AVENUE. SEC 65, BLOCK B, AND LOT (S) 399, A/K/A 3959 SOUTH STREET, SEAFORD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 3959 South Street, Seaford, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 365-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to install fifty (50) six foot (6') high fence with one and five eighths inch (1 5/8") poles and number nine (#9) gauge wire top and bottom, and removal of a twenty four foot (24') fence and wall in one (1) hour, located at 3959 South Street, Seaford;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$630.00, the cost associated with the emergency services provided at 3959 South Street, Seaford, New York

NOW, THEREFORE, BE IT

Item # 8
Case # 6842

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$630.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DECLARING AN EMERGENCY POSED BY THE THREAT OF IMMINENT DANGER IN REGARD TO AN OPEN AND ABANDONED ONE AND ONE-HALF STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE NORTH SIDE OF SOMERSET DRIVE, 781.23' EAST OF OCEAN AVENUE, SECTION 63, BLOCK 57, LOT (S) 72, A/K/A 3669 SOMERSET DRIVE, SEAFORD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 3669 Somerset Drive, Seaford, Town of Hempstead, New York; and

WHEREAS, said inspection disclosed that contrary to Town of Hempstead regulations this structure was open and abandoned; and

WHEREAS, the Commissioner of the Department of Buildings deemed the open and abandoned structure to be a source of imminent danger to the life and/or safety of the residents in the area; and

WHEREAS, pursuant to Chapter 90 of the code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate securing of dangerous structures or buildings and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of MGP Landscape Construction LLC DBA Gappsi Group, Smithtown, New York, and the costs incurred by the emergency services authorized by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 365-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed MGP Landscape Construction LLC DBA Gappsi Group to dismantle and remove one (1) twenty foot by twenty two foot (20' x 22') detached garage and removal of all garbage, three (3) general labor hours to rip and remove an existing twenty foot by twenty foot (20' x 20') deck and a ten foot by thirty foot (10' x 30') deck, haul away twenty yards (20) of debris and garbage, installed fifty (50) six foot high (6') fences with one and five eighths inch (1 5/8") poles across the back of the property, and install one (1) six foot by four foot (6' x 4') gate with chain and lock, located at 3669 Somerset Drive, Seaford;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$3,120.00, the cost associated with the emergency services provided at 3669 Somerset Drive, Seaford, New York.

Item #

8

Case #

6542

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this resolution with the clerk of the County Legislature and the Board of Assessors of the County of Nassau, so that the sum of \$3,120.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE DEMOLITION AND REMOVAL OF A ONE AND ON HALF STORY WOOD FRAME ONE FAMILY DWELLING, AND REMOVAL OF ALL LITTER AND DEBRIS FROM PREMISE: SAID LOCATED ON THE EAST SIDE OF BARBARA LANE 166.68 FEET SOUTH OF WHITE STAR AVENUE SEC 39, BLOCK 597, AND LOT (S) 10, A/K/A 406 BARBARA LANE WEST HEMPSTEAD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," all parties in interest were advised of the existing condition of the structures located on the said captioned premises and;

WHEREAS, all of the said parties have had an opportunity to be heard before this Town Board; and

WHEREAS, the Town Board deems it to be in the public interest to complete the above captioned project;

NOW, THEREFORE, BE IT

RESOLVED, that the one and one half story wood frame one family dwelling located on the East side of Barbara Lane 166.68 feet South of White Star Avenue, Section 35, Block 597 and Lot (s) 10 A/K/A 406 Barbara Lane, West Hempstead New York, Town of Hempstead, New York is hereby deemed to be unsafe; and

RESOLVED, that the Commissioner of the Department of Buildings of the Town of Hempstead be and he hereby is authorized and directed to initiate the above captioned project located on said premise.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

9

Case #

6542

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN OPEN AND ABANDONED ONE STORY WOOD FRAME RANCH ONE FAMILY DWELLING AND IN GROUND POOL, LOCATED ON THE NORTH SIDE OF ANCHOR PLACE 381 FEET EAST OF HAROLD STREET. SEC 54, BLOCK 441, AND LOT (S) 24-25,27, A/K/A 3521 ANCHOR PLACE, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures," the Commissioner of the Department of Buildings deemed it necessary to inspect the open and abandoned structure located at 3521 Anchor Place, Oceanside, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the Code of the Town of Hempstead the Commissioner of the Department of Buildings is authorized to cause the immediate structural surveying of the premises and the Town of Hempstead shall be reimbursed for the cost of the work or the services provided; and

WHEREAS, the services of H2M Architects and Engineers, 538 Broad Hollow Road, Melville, New York, providing architectural and engineering work in connection with Chapter 90, as authorized by the Commissioner of the Department of Buildings, were approved by the Town Board under Resolution Number 448-2014; and

WHEREAS, the Commissioner of the Department of Buildings directed the firm to provide professional architectural and engineering services for a site survey and report, regarding at 3521 Anchor Place, Oceanside; and

WHEREAS, on September 2, 2014 H2M Architects and Engineers for verbal testimony with regard to Chapter 90 report and has submitted a bill for services rendered, in the amount of \$112.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$112.00, the cost associated with such services provided regarding at 3521 Anchor Place, Oceanside, New York.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratifies and confirms the actions taken by the Commissioner of the Department of Buildings; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file a certified copy of this Resolution with the clerk of the County Legislature

Case # 6549

and the Board of Assessors of the County of Nassau, so that the sum of \$112.00 may be assessed by the Board of Assessors of the County of Nassau against the lot in question at the same time as other taxes are levied and assessed.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

ADOPTED:

Councilman offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE ACTIONS OF THE COMMISSIONER OF HIGHWAYS IN DECLARING AN EMERGENCY TO PURCHASE ROAD SAND FOR THE TOWN OF HEMPSTEAD

WHEREAS, the Commissioner of Highways has advised the Town Board that the Department of Highways is in need of additional resources for snow operations as a result of the frequency, duration, and severity of snow storms during the 2014-2015 winter season; and

WHEREAS, the Department of Highways required the immediate purchase(s) of bulk road sand for continued operations; and

WHEREAS, the following vendor submitted a proposal to supply road sand to the Town of Hempstead at the rates below:

<u>Vendor</u>	<u>Price/Ton Delivered to location</u>
Seville Central Mix	\$29.50 - Inwood and Oceanside Yards
157 Albany Avenue	\$28.50 - Roosevelt and Merrick Yards
Freeport, NY 11520	
Federal ID #	

WHEREAS, the Commissioner of Highways deems these purchases as necessary and recommends their approval; and

WHEREAS, the Town Board concurs in judging the above-described conditions as posing a potential hazard to public safety and otherwise constituting a public emergency within the meaning of General Municipal Law §103(4) and find the vendor's proposal to be fair and reasonable and in accordance with industry standards; and

WHEREAS, the Town Board further deems it to be in the public interest to purchase such resources from the vendor described above who agree to pay prevailing wage rates in a combined total amount not to exceed \$150,000.00; and

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Highways and Town Board deem that the Department of Highways is in need of additional resources for snow operations and concur in judging the above-described conditions as posing a potential hazard to public safety and otherwise constituting a public emergency within the meaning of General Municipal Law §103(4); and

FURTHER RESOLVED, that the Supervisor be and is hereby authorized to approve the purchase of bulk road sand as described above to be charged against account #041-003-5140-4750.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 11

Case # 1922

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE GIRL SCOUTS OF NASSAU COUNTY, INC. TO USE TOWN OF HEMPSTEAD PARKING FIELD BA-11, BALDWIN, NEW YORK FOR THE PURPOSE OF HOLDING A SPECIAL EVENT JANUARY 31, 2015

WHEREAS, the Girl Scouts of Nassau County, Inc. c/o Tricia Keskinen, 670 New York Avenue, Baldwin, New York 11510 has requested to use Town of Hempstead Parking Field BA-11, Baldwin, New York for the purpose of holding a Special Event January 31, 2015; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to the Girl Scouts of Nassau County, Inc., c/o Tricia Keskinen, 670 New York Avenue, Baldwin, New York 11510 to use Town of Hempstead Parking Field BA-11, Baldwin, New York for the purpose of holding a Special Event January 31, 2015; and

BE IT FURTHER

RESOLVED, and that in conducting said activity the Girl Scouts of Nassau County, Inc. shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

12

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING PERMISSION
GRANTED TO THE GIRL SCOUTS OF NASSAU COUNTY, INC.
TO USE TOWN OF HEMPSTEAD PARKING FIELD BA-13,
BALDWIN, NEW YORK FOR THE PURPOSE OF HOLDING
A SPECIAL EVENT JANUARY 24, 2015

WHEREAS, the Girl Scouts of Nassau County, Inc. c/o Tricia Keskinen, 670 New York Avenue, Baldwin, New York 11510 had requested to use Town of Hempstead Parking Field BA-13, Baldwin, New York for the purpose of holding a Special Event January 24, 2015; and

WHEREAS, this Town Board deemed it to be in the public interest to have granted said permission, and BE IT

RESOLVED, that permission granted to the Girl Scouts of Nassau County, Inc., c/o Tricia Keskinen, 670 New York Avenue, Baldwin, New York 11510 to use Town of Hempstead Parking Field BA-13, Baldwin, New York for the purpose of holding a Special Event January 24, 2015 is hereby ratified and confirmed; and

BE IT FURTHER

RESOLVED, and that in conducting said activity the Girl Scouts of Nassau County, Inc. complied with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 12
Case # 20915

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION GRANTING PERMISSION TO THE LIONS CLUB OF THE BELLMORES TO USE TOWN OF HEMPSTEAD PARKING FIELD B-2, BELLMORE, NEW YORK FOR THE PURPOSE OF HOLDING A CRAFT FAIR MARCH 29, APRIL 12, APRIL 26, MAY 10, MAY 24, JUNE 7, JUNE 21, JULY 5, JULY 19, AUGUST 2, AUGUST 16, AUGUST 30, SEPTEMBER 13, SEPTEMBER 27, OCTOBER 11, OCTOBER 25, NOVEMBER 8, NOVEMBER 22, NOVEMBER 29, DECEMBER 6, DECEMBER 13, DECEMBER 20, 2015.

WHEREAS, the Lions Club of the Bellmores, Inc., P.O. Box 1159, Bellmore, New York 11710-3561 Attention: Roy A. Weinman, Chairman, has requested to use Town of Hempstead Parking Field B-2, Bellmore, New York for the purpose of holding a Craft Fair March 29, April 12, April 26, May 10, May 24, June 7, June 21, July 5, July 19, August 2, August 16, August 30, September 13, September 27, October 11, October 25, November 8, November 22, November 29, December 6, December 13, December 20, 2015; and

WHEREAS, this Town Board deems it to be in the public interest to grant said permission, and BE IT

RESOLVED, that permission is hereby granted to the Lions Club of the Bellmores, Inc., P.O. Box 1159, Bellmore, New York 11710-3561 Attention: Roy A. Weinman, Chairman, to use Town of Hempstead Parking Field B-2, Bellmore, New York for the purpose of holding a Craft Fair March 29, April 12, April 26, May 10, May 24, June 7, June 21, July 5, July 19, August 2, August 16, August 30, September 13, September 27, October 11, October 25, November 8, November 22, December 6, December 13, December 20, 2015; and

BE IT FURTHER

RESOLVED, that in conducting said activity the Lions Club of the Bellmores, Inc. shall comply with all the provisions of the Code of the Town of Hempstead.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

12

Case #

20915

CASE NO.

RESOLUTION NO.

Adopted:

Mr. _____ offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO EXECUTE A PRE-APPLICATION REPORT
FOR VARIOUS PROJECTS RELATIVE TO BLOCK
GRANT DISASTER RECOVERY.

WHEREAS, the Town of Hempstead has entered into a community development block grant disaster recovery subrecipient agreement with the federal Housing Trust Fund Corporation; and

WHEREAS, the Town contemplates several projects pursuant to this agreement; and

WHEREAS, funding requires a pre-application report including a subrecipient submission authorization executed by the Supervisor of the Town of Hempstead; and

WHEREAS, six projects are currently proposed including projects in the Meadowmere Fire District, Valley Stream, East Baldwin, Oceanside, and Bellmore/Merrick, Seaford/Wantagh and Valley Stream; and

WHEREAS, it is in the best interest of the Town of Hempstead that these projects be authorized in the pre-application report;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute the subrecipient submission authorization of the pre-application report for the currently contemplated and any future projects proposed under the subrecipient agreement.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 13

Case # 26493

CASE NO.

RESOLUTION NO.

Adopted:

Mr. _____ offered the following resolution and moved its adoption as follows:

RESOLUTION AUTHORIZING THE SUPERVISOR
TO EXECUTE A MEMORANDUM OF UNDERSTANDING
WITH THE MEADOWMERE PARK FIRE DISTRICT.

WHEREAS, the Town of Hempstead has entered into a community development block grant disaster recovery subrecipient agreement with the federal Housing Trust Fund Corporation for Superstorm Sandy and Hurricane Irene recovery; and

WHEREAS, as a subrecipient, the Town of Hempstead, upon receipt of authorization, may reenter into agreements with other municipal corporations to effectuate storm recovery; and

WHEREAS, the Meadowmere Park Fire District has proposed certain improvements including the purchase of an emergency generator for storm recovery and preparation; and

WHEREAS, a memorandum of understanding has been prepared outlining the obligations of the Town and the Fire District; and

WHEREAS, it is in the best interest of the Town to enter into this memorandum of understanding;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute all necessary documents including a memorandum of understanding with the Meadowmere Park Fire District, relative to storm recovery and preparation including the purchase of an emergency generator.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

14

Case #

26493

CASE NO.

RESOLUTION NO.

ADOPTED:

Mr. offered the following resolution
and moved its adoption:

RESOLUTION GRANTING THE APPLICATION OF
NAES NORTHEAST LLC, NEW YORK FOR PERMIT
TO TRANSPORT AND USE EXPLOSIVES IN
CONNECTION WITH THE CLEANING
(DESLAGGING) OF BOILERS AT COVANTA
HEMPSTEAD FOR THE TERM JANUARY 1 -
DECEMBER 31, 2015.

WHEREAS, NAES Northeast LLC, 1240 Saratoga Rd,
Ballston Spa, NY 12020, has filed an application with
the Town Clerk of the Town of Hempstead for a permit to
use explosives in the cleaning (deslagging) of certain
boilers at Covanta Hempstead, 600 Merchants Concourse,
Westbury, New York 11590 for the year 2015; and

WHEREAS, the Public Safety Bureau of the Nassau
County Police Department has reviewed the application
for compliance with the provisions of the Explosive
Ordinance of the Town of Hempstead and has given its
approval and will have a member present to insure proper
safety procedures;

NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid application of, be
and same is hereby GRANTED, subject to all the
provisions of the Explosive Ordinance of the Town of
Hempstead.

The foregoing resolution was adopted upon roll
call as follows:

AYES:

NOES:

Item # 15

Case # 24402

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION APPROVING A SITE PLAN SUBMITTED BY MASER CONSULTING ENGINEERS AND LAND SURVEYORS P.A. ON BEHALF OF COSTCO WHOLESALE CORP IN CONNECTION WITH BUILDING PERMIT APPLICATION NO. 201304305, FOR THE CONSTRUCTION OF A COSTCO WHOLESALE BUILDING AND ASSOCIATED SITE IMPROVEMENTS, LOCATED ON THE SOUTH EAST CORNER OF HAMPTON ROAD AND DALY BOULEVARD, OCEANSIDE, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, heretofore, Maser Consulting Engineers and Land Surveyors P.A. on behalf of Costco Wholesale Corp has submitted a building permit application bearing no. 201304305 for the construction of a Costco wholesale building and associated site improvements, located on the South East Corner of Hampton Road and Daly Boulevard, Oceanside, Town of Hempstead, New York; and

WHEREAS, in connection with such application and pursuant to the requirements of Section 305 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead, said applicant has submitted a site plan entitled, Site Plan Drawing Number C-7 and C8 dated August 12, 2014 and bearing the seal of Russell T. McFall II, P.E. License no. 090030, University of the State of New York, and a Landscape Plan entitled, Landscape Plan Drawing Number L1 and L2 dated August 12, 2014 and bearing the seal of Jonathan M. Jolly, C.L.A. License no. 002101, University of the State of New York which site plans show the use, dimensions, types and locations of each of the buildings, structures, or other improvements existing or proposed to be installed, erected or altered upon the site shown and the provisions proposed to be made for the facilities and improvements required by said Section 305, to be shown; and

WHEREAS, said site plan has been approved as submitted by the Commissioner of the Highway Department, the Town Engineer, the Commissioner of Buildings and is pending approval from Nassau County 239f; and

WHEREAS, the Town Board, after giving due consideration to those matters required to be considered by them pursuant to provisions of the aforesaid Section 305, finds it in the public interest that the site shown be developed and improved in accordance with the site plan as submitted;

NOW THEREFORE, BE IT

RESOLVED, that the site plan submitted by Maser Consulting Engineers and Land Surveyors P.A on behalf of Costco Wholesale Corp, entitled, Site Plan Drawing Number C-7 and C8 dated August 12, 2014 and bearing the seal of Russell T. McFall II, P.E. License no. 090030, University of the State of New York, and a Landscape Plan entitled, Landscape Plan Drawing Number L1 and L2 dated August 12, 2014 and bearing the seal of Jonathan M. Jolly, C.L.A. License no. 002101, University of the State of New, for the construction of a Costco wholesale building and associated site improvements, located on the South East Corner of Hampton Road and Daly Boulevard, Oceanside, Town of Hempstead, New York be and the same is hereby approved.

The foregoing resolution was adopted upon role call as follows:

AYES:

NOES:

Item # 16

Case # 29241

CASE NO.
NO.

RESOLUTION

Adopted:

Offered the following resolution and
moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE ACTIONS OF THE
COMMISSIONER OF GENERAL SERVICES IN MAKING AN EMERGENCY
PURCHASE OF MEDICATION FOR THE TOWN OF HEMPSTEAD ANIMAL
SHELTER

WHEREAS, On and around September 30, 2014, a sudden outbreak of Kennel
Cough at the Town of Hempstead Animal Shelter required the mass treatment of
the dogs at the Animal Shelter with the medication Minocycline; and

WHEREAS, in the opinion of the Commissioner of General Services, the
immediate purchase of one hundred and forty four (144) bottles of Minocycline Caps to
treat the Kennel Cough and stem the outbreak, was a public emergency within the
meaning of General Municipal Law 103(4); and

WHEREAS, the Commissioner of General Services directed his staff to purchase
one hundred and forty four (144) bottles of Minocycline Caps on an emergency basis;
and

WHEREAS, Penn Veterinary Supply, Inc., P.O. Box 10877, Lancaster, PA 10877 was
available to immediately supply the above described medication at a reasonable cost; and

WHEREAS, the Commissioner of General Services, acting on behalf of the Town of
Hempstead entered into a purchase agreement with the above-named vendor and said
vendor provided the medication pursuant to Invoice No. 4006926 in the sum of
\$2,049.12; and

WHEREAS, the Town Board concurs in the judging the above-described conditions
constituted a public emergency within the meaning of General Municipal Law 103(4);

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to pay Penn Veterinary Supply,
Inc., P.O. Box 10877, Lancaster, PA 10877 for the emergency purchase of six (6)
storage containers the sum of \$2,049.12 (Two Thousand Forty Nine Dollars and Twelve
Cents) with payments charged against Account No010-002-3510-4820.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

17

Case #

14559

Case No.

Resolution No.

Adopted

offered the following resolution and moved it's adoption as follows:

RESOLUTION AUTHORIZING THE ANNUAL PAYMENT FOR 2014 FOR THREE (3) EMPLOYEES CERTIFIED IN PESTICIDE APPLICATION AND BACKFLOW PREVENTION IN THE DEPARTMENT OF PARKS AND RECREATION

WHEREAS, the Commissioner of the Department of Parks and Recreation requests that Parks and Recreation employees John Furman and John Kocienda who are certified in pesticide application should be compensated for providing those services to this department. In addition, Thomas Bivone III is certified in backflow prevention valve testing and should be compensated for providing those services to this department.

WHEREAS, John Furman and John Kocienda pay a fee to hold these certifications and use their personal licenses to provide pesticide spraying and pest control services to the Town of Hempstead and,

WHEREAS, Thomas Bivone III pays a fee to hold his certification and use his personal license to test approximately seventy-five backflow valves throughout the Parks Department.

NOW, THEREFORE, BE IT

RESOLVED, that each employee will be compensated in the amount of \$1,200.00 for these services provided during the year 2014 and on an annual basis and that the funds for these payments be paid out of and charged against the Department of Parks and Recreation Account Number 400-007-7110-1010 (salaries and wages)

The foregoing resolution was adopted upon roll call as follows:

AYES :

NOES :

Item # 18
Case# 24150
28525
27779

Case No:

Resolution No:

ADOPTED

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT FOR
APPELLATE PRINTING SERVICES IN
CONNECTION WITH THE GARBAGE TAX
UTILITY CASES

WHEREAS, the Town of Hempstead solid waste collection and disposal districts are involved in litigation brought by several local utilities challenging the applicability of the special districts' special ad valorem levies for garbage services on the utilities' "mass properties" or outside plant and equipment; and

WHEREAS, at this stage in the litigation, it was necessary for the Town to make two separate motions in the Court of Appeals for leave to appeal to said court two Appellate Division Decisions and Orders involving the New York Telephone Company; and

WHEREAS, the Town Attorney's Office retained the services of Dick Bailey Service, Inc., of 25 Chapel Street, Brooklyn, New York, appellate printing specialists, to print, bind, serve, and file the Town's motion papers for leave to appeal both cases at a total cost of \$2,334.50 for both motions; and

WHEREAS, it is in the public interest to pay Dick Bailey Service, Inc. for specialized printing services;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to pay Dick Bailey Services, Inc., the sum of \$2,334.50 for professional printing services rendered and such services are to be charged against and paid out of Department of Sanitation

Ayes ()

Noes ()

Item #

19

Case #

27490

CASE NO.

RESOLUTION NO.

Adopted:

Council
resolution and moved its adoption:

offered the following

RESOLUTION AUTHORIZING PAYMENT TO
WET LABS, INC. FOR REPLACEMENT OF ELECTRONICS
INSIDE A WATER QUALITY MONITOR OF THE
DEPARTMENT OF CONSERVATION AND WATERWAYS.

WHEREAS, WET Labs, Inc., PO Box 518 - 620 Applegate Street,
Philomath, OR 97370, replaced electronics inside a water quality monitor which
had been corroded by sea water, located at the Administration Building,
Department of Conservation and Waterways, Point Lookout, NY; and

WHEREAS the Commissioner of the Department of Conservation
and Waterways has advised the replacement was necessary; and the charge in the
amount of \$2,750.00 is an appropriate and proper charge to the Department;

NOW, THEREFORE, BE IT

RESOLVED, the charge from WET Labs, Inc., is hereby
authorized and said payment to be charged against 010-006-8730-4030.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 20

Case # 12740

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT TO BANCKER
CONSTRUCTION CORP. FOR EXTENSION OF CONTRACT FOR THE
RESTORATION OF WATER UTILITY TRENCHES AND RELATED
ROADWAYS WITHIN THE BOUNDARIES OF THE TOWN OF
HEMPSTEAD, NASSAU COUNTY, NEW YORK PW#9-13.

WHEREAS, the Town Of Hempstead entered into an agreement with Bancker Construction Corp., 218 Blydenburgh Road, P. O. Box 970, Islandia, New York, for the Restoration of Water Utility Trenches and Related Work Items within the boundaries of the Town of Hempstead Water Districts, Town of Hempstead, Nassau County, New York, under public works contract PW #9-13 as authorized by Town Board Resolution No. 127-2013; and

WHEREAS, said agreement authorized two additional one year extensions each one year extension to be made upon the mutual agreement between the Commissioner of the Department of Water and the contractor; and

WHEREAS, the Commissioner of the Department of Water and Bancker Construction Corp. have agreed to extend this contract for the period January 1, 2015 through December 31, 2015; and

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor hereby is authorized to make payments under the contract executed by Bancker Construction Corp. from the Water Department 4635 account, the total amount not to exceed \$200,000.00.

The foregoing resolution was adopted upon roll call as follows.

AYES:

NOES:

Item # 21
Ceget # 17555

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT TO JD MARINE RESTORATION FOR EXTENDING EXISTING TOWN OF HEMPSTEAD STORM DRAIN PIPE THROUGH NEW BULKHEADING AT 3362 BERTHA DR., BALDWIN, NY 11510,

WHEREAS, it was necessary to extend existing Town of Hempstead storm drain pipe through new bulkheading at 3322 Bertha Dr., Baldwin, NY; and

WHEREAS, JD Marine Restoration, 848 South Ocean Ave., Freeport, NY 11520, submitted a quotation of \$2,000.00 for the cost of extending existing Town of Hempstead storm drain pipe through new bulkheading at 3362 Bertha Dr., Baldwin, NY; and

WHEREAS, the Engineering Department reviewed the price quoted and found it to be fair and reasonable cost for the work involved;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to make payments to JD Marine Restoration for extending existing storm drain pipe through new bulkheading at 3362 Bertha Dr., Baldwin, NY, and that such expenditures be charged to Highway Capital Improvement account # 9546-503-9546-5010, not exceed the sum of \$2000.00.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 22

Case # 14822

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution an moved its adoption:

RESOLUTION AUTHORIZING THE PAYMENT BY THE TOWN OF HEMPSTEAD FOR CERTAIN PARTS OF PREMISES TO BE USED BY THE FLORAL PARK-BELLEROSE SENIOR CITIZENS TO ST.HEDWIG'S ROMAN CATHOLIC CHURCH OF FLORAL PARK, NY.

WHEREAS, Chapter 679 of the 1972 Laws of the State of New York amending Article 19-J of the Executive Law, Office for the Aging, permits municipalities to establish a recreation project for the elderly; and

WHEREAS, this Town Board deems it to be in the public interest to provide premises in Floral Park area of the Town Of Hempstead to be used for recreation purposes by the Floral Park-Bellerose Senior citizens; and

WHEREAS, St. Hedwig's Roman Catholic Church of Floral Park, has agreed to provide to the Town of Hempstead for use by the Floral Park-Bellerose Senior Citizens a portion of the premises located at the northwest corner of Jericho Turnpike and Willis Avenue, Floral Park, NY to be used on Monday and Wednesday from 9:00 a.m. to 3:30 p.m. of each and every week for the period commencing January 1, 2015 and ending December 31, 2015 for the sum of \$13,110.00 payable \$3,277.50 quarterly; and

WHEREAS, the Board deems the payment for the use of said premises to be fair and reasonable;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized and directed to enter into an agreement in writing with St. Hedwig's Roman Catholic Church, 1 Depan Avenue, Floral Park, NY, County of Nassau, State of New York, wherein the Town of Hempstead will pay St. Hedwig's Roman Catholic Church for use of certain parts of premises located at the northwest corner of Jericho Turnpike and Willis Avenue, Floral Park, NY, to be used for recreational purposes by the Floral Park-Bellerose Senior Citizens on Monday and Wednesday of each and every week for a period commencing January 1, 2015 and ending December 31, 2015 from 9:00 a.m. to 3:30 p.m. for the sum of \$13,110.00 payable \$3,277.50 quarterly; and

BE IT FURTHER

RESOLVED, that said annual amount shall be paid quarterly in arrears form the Department of Senior Enrichment, Account No. 010-004-6772-4120.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 23

NOES:

Case # 13561

CASE NO.

RESOLUTION NO.

offered the following resolution and moved its adoption:

RESOLUTION APPROVING THE PLOT PLAN WITH TREE PRESERVATION REPORT FOR THE PROPERTY LOCATED ON THE NORTH SIDE OF THORNE COURT, 58.12 FEET WEST OF LITTLE WHALENECK ROAD, SECTION 50, BLOCK 347, LOT 712 IN MERRICK, FILED IN CONJUNCTION WITH BUILDING PERMIT APPLICATION NUMBER 201414733 TO REAPPORTION THE LOT TO CONSTRUCT A ONE FAMILY DWELLING

WHEREAS, Eagle Drafting & Consulting INC, the applicant, has submitted a building permit application to construct a one family dwelling in conjunction with a request to reapportion the property located on the North side of Thorne Court, 58.12 feet West of Little Whaleneck Road, section 50, block 347, lot 712 in Merrick and has been assigned building permit application number 201414733, dated October 7, 2014 by the Department of Buildings and;

WHEREAS, the Town of Hempstead Town Code section 86-9.B requires that the applicant for a building permit be the owner or when the applicant is other than the owner, an affidavit by the owner or the applicant must be provided indicating the proposed work is permitted by the owner and the applicant is authorized to make such application and;

WHEREAS, the Department of Buildings is diligent in verifying the owner is in fact applying for the building permit or when other than the owner makes said application, an affidavit as required by section 86-9.B of the Town Code is made part of the original filing and;

WHEREAS, the applicant has submitted both a plot plan of the subject property prepared by Elizabeth F. Bibla, dated September 30, 2014, and a tree preservation report prepared by Elizabeth F. Bibla, dated September 30, 2014, specifying the type, condition, and location of all trees on the property and designating those trees to be preserved as well as those trees to be removed, in conjunction with the aforementioned building permit application and;

WHEREAS, the owner of the subject property shall protect those trees shown on the tree legend as being preserved during construction, pursuant to Chapter 184-9 of the Town of Hempstead, Town code and;

WHEREAS, the owner shall replace any trees shown on the tree preservation report as being preserved, that are removed for any reason, with an equal or greater number of suitable trees and;

WHEREAS, the Department of Buildings has approved the subject plot plan with tree preservation report and;

WHEREAS, the Town Board finds it to be in the public interest to preserve the natural beauty and environmental contributions of healthy trees while allowing lawful building and development of privately owned property in the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the plot plan with tree preservation report submitted by Eagle Drafting & Consulting INC, in conjunction with building permit application number 201414733 for the property located on the North side of Thorne Court, 58.12 feet West of Little Whaleneck Road, section 50, block 347, lot 712 in Merrick, be and the same is hereby approved.

The foregoing resolution was adopted upon roll call as follows:

Recommended for Approval

AYES:

NOES:

Item #

24

Case #

23288

CASE NO.

RESOLUTION NO.

offered the following resolution and moved its adoption:

RESOLUTION APPROVING THE PLOT PLAN WITH TREE PRESERVATION REPORT FOR THE PROPERTY LOCATED ON THE NORTH SIDE OF THORNE COURT, 58.12 FEET WEST OF LITTLE WHALENECK ROAD, SECTION 50, BLOCK 347, LOT 711 IN MERRICK, FILED IN CONJUNCTION WITH BUILDING PERMIT APPLICATION NUMBER 201414732 TO REAPPORTION THE LOT TO CONSTRUCT A ONE FAMILY DWELLING

WHEREAS, Eagle Drafting & Consulting INC, the applicant, has submitted a building permit application to construct a one family dwelling in conjunction with a request to reapportion the property located on the North side of Thorne Court, 58.12 feet West of Little Whaleneck Road, section 50, block 347, lot 711 in Merrick and has been assigned building permit application number 201414732, dated October 7, 2014 by the Department of Buildings and;

WHEREAS, the Town of Hempstead Town Code section 86-9.B requires that the applicant for a building permit be the owner or when the applicant is other than the owner, an affidavit by the owner or the applicant must be provided indicating the proposed work is permitted by the owner and the applicant is authorized to make such application and;

WHEREAS, the Department of Buildings is diligent in verifying the owner is in fact applying for the building permit or when other than the owner makes said application, an affidavit as required by section 86-9.B of the Town Code is made part of the original filing and;

WHEREAS, the applicant has submitted both a plot plan of the subject property prepared by Elizabeth F. Bibla, dated September 30, 2014, and a tree preservation report prepared by Elizabeth F. Bibla, dated September 30, 2014, specifying the type, condition, and location of all trees on the property and designating those trees to be preserved as well as those trees to be removed, in conjunction with the aforementioned building permit application and;

WHEREAS, the owner of the subject property shall protect those trees shown on the tree legend as being preserved during construction, pursuant to Chapter 184-9 of the Town of Hempstead, Town code and;

WHEREAS, the owner shall replace any trees shown on the tree preservation report as being preserved, that are removed for any reason, with an equal or greater number of suitable trees and;

WHEREAS, the Department of Buildings has approved the subject plot plan with tree preservation report and;

WHEREAS, the Town Board finds it to be in the public interest to preserve the natural beauty and environmental contributions of healthy trees while allowing lawful building and development of privately owned property in the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the plot plan with tree preservation report submitted by Eagle Drafting & Consulting INC, in conjunction with building permit application number 201414732 for the property located on the North side of Thorne Court, 58.12 feet West of Little Whaleneck Road, section 50, block 347, lot 711 in Merrick, be and the same is hereby approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

24

Case #

23288

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION DETERMINING PARCELS BENEFITED BY CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS IN; BALDWIN, BELLMORE, BETHPAGE, EAST MEADOW, ELMONT, FRANKLIN SQUARE, HEWLETT, LEVITTOWN, MALVERNE, MERRICK, NORTH BELLMORE, OCEANSIDE, ROCKVILLE CENTRE, ROOSEVELT, SEAFORD, UNIONDALE, VALLEY STREAM, WANTAGH, WEST HEMPSTEAD, WESTBURY, WOODMERE

IN THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NY, ADOPTING PROPOSED ASSESSMENT ROLL FOR THE COST THEREOF AND CALLING A PUBLIC HEARING THEREON.

WHEREAS, pursuant to the following Resolutions adopted by the Town Board:

<u>TOWN BOARD RESOLUTIONS</u>	<u>DATE</u>
536	5/8/2012
1139	10/3/2012
352	4/9/2013
962	8/6/2013
1316	11/12/2013
306	3/11/2014
914	6/24/2014
1537	11/12/2014

NOTICE WAS GIVEN TO ABUTTING PROPERTY OWNERS DIRECTING THEM TO CONSTRUCT OR RECONSTRUCT SIDEWALKS ON :

237TH ST, 7TH AVE, ADELE PL, ALAN CT, ARCADIA AVE, ARTHUR ST, ASCAN ST, ATLANTIC BLVD, ATLAS AVE, AZALEA RD, BARNES ST, BAYFIELD BLVD, BEDELL ST, BEDFORD AVE, BERNICE RD, BLACKSMITH RD, BLUESPRUCE RD, BOND DR, BROOKLYN AVE, CAMBRIDGE ST, CAMP AVE, CARRIAGE LN, CEDAR LN, CHAPIN AVE, CHARLES ST, CHERYL RD, CHESTNUT ST, CONDIT ST, CUMBERLAND AVE, DAMSON LN, DAUB AVE, DEMONT RD, DOWNING RD, E WEBSTER ST, ESTELLE AVE, EVANS AVE, EVERGREEN AVE, FALCON ST, FERNDALE DR, FIR ST, FOXGLOVE RD, FRIENDS LN, GARDEN ST, GARY LN, HAMPTON CT, HARRIS AVE, HEATHER LN, HENRY ST, HICKORY ST, HOMESTEAD AVE, HOOK ST, IRIS LN, IVY LN, JACQUELINE AVE, JAMES ST, JEFFERSON ST, JERUSALEM AVE, KENWOOD PL, KEW AVE, KIRKWOOD AVE, LADENBURG DR, LAKESIDE DR, LAWRENCE RD, LEGION ST, LINCOLN AVE, LOWELL RD, MADISON AVE, MADISON ST, MANDALAY BEACH RD, MANHATTAN AVE, MAYER DR, MILLER PL, MORGAN DR, MORGAN ST, NEPTUNE AVE, NEW ST, NOEL AVE, NORFOLK DR E, OLD MILL RD, OLSEN ST, PACIFIC ST, PARKWAY DR, PERSHING BLVD, PIPING ROCK RD, PRIMROSE LN, RALPH PL, REGENT LN, RIFTON ST, RIVERSIDE DR, SHERMAN ST, SHIELD LN, SIDNEY CT, SOUTHBERRY LN, SOUTHERN DR, STONE AVE, STUYVESANT ST, THIRD AVE, THOMAS AVE, TRINITY ST, TROY PL, UNION PL, UNIVERSITY ST, VALENTINES RD, WALSALL ST, WARD LN, WEEKS AVE, WICKSHIRE DR, WRIGHT ST

WHEREAS, the owner(s) who were so notified had failed to construct or reconstruct sidewalks as required by such Notice and the Town Board has caused said sidewalks to be constructed or reconstructed; and

WHEREAS, such construction or reconstruction was completed by the Town at the Total cost of \$.00 and which sum includes appropriate administrative fees, which amount has been paid by the Town of Hempstead, pursuant to resolution adopted by the Town Board, subject to assessment against the property benefited thereby pursuant to Chapter 181 (Part 1) Code of the Town of Hempstead, NOW THEREFORE, BE IT

Item # 25

Case # 7179

RESOLVED, that the actual and completed cost of the construction and reconstruction of sidewalks on the property hereinabove be assessed against the parcels benefited thereby pursuant to Chapter 181 (Part 1) Code of the Town of Hempstead, is hereby determined to be \$.00 and, BE IT FURTHER

RESOLVED, that the parcel(s) listed in the assessment roll be attached hereto and made a part hereof under the heading "PARCELS BENEFITED" are the lots and parcels especially benefited by the said improvements as they appear on the Nassau County Land and Tax Map; and BE IT FURTHER

RESOLVED, that the assessment roll attached hereto is hereby made a part hereof and shall constitute the completed assessment roll for such improvements under Chapter 181 (Part 1), Code of the Town of Hempstead and that the figures under the heading of "ASSESSMENT" on the same line with the said lot designations, is the amount assessed against said lots or parcels and that under the headline "PAID", and the Receiver of Taxes shall indicate the parcels of land for which assessments shall not have been paid before the return thereof to the Supervisor and that such assessment roll be forthwith filed with the Town Clerk; and, BE IT FURTHER

RESOLVED, that the assessment hereunder may be paid in one installment without penalty or interest, or at the option of the payer, in five (5) annual installments with interest thereon, if the benefit is in excess of \$100.00; and, BE IT FURTHER

RESOLVED, that the Town Board meet at the Town Board Room (Pavilion) of the Town Hall on Tuesday, at _____ in the forenoon of that day to hear and consider any objections which may be made to said assessment roll; and, BE IT FURTHER

RESOLVED, that the Town Clerk publish at least once not less than ten (10) or more than twenty (20) days before the time above specified, for said meeting in Newsday, a newspaper published within the Town of Hempstead, a notice that said Assessment roll has been completed and that at the time and place above specified the Town Board will meet and hear to consider any objections which may be made thereto.

The foregoing resolution was seconded by Councilmember
And adopted upon roll call as follows:

AYES:

NOES:

PLEASE TAKE NOTICE THAT PURSUANT TO CHAPTER 181 (Part 1) CODE OF THE TOWN OF HEMPSTEAD, the Town Board of the Town of Hempstead has prepared and filed with the Town Clerk of said Town, the completed assessment roll for the construction or reconstruction of sidewalks on:

237TH ST, 7TH AVE, ADELE PL, ALAN CT, ARCADIA AVE, ARTHUR ST, ASCAN ST, ATLANTIC BLVD, ATLAS AVE, AZALEA RD, BARNES ST, BAYFIELD BLVD, BEDELL ST, BEDFORD AVE, BERNICE RD, BLACKSMITH RD, BLUESPRUCE RD, BOND DR, BROOKLYN AVE, CAMBRIDGE ST, CAMP AVE, CARRIAGE LN, CEDAR LN, CHAPIN AVE, CHARLES ST, CHERYL RD, CHESTNUT ST, CONDIT ST, CUMBERLAND AVE, DAMSON LN, DAUB AVE, DEMONT RD, DOWNING RD, E WEBSTER ST, ESTELLE AVE, EVANS AVE, EVERGREEN AVE, FALCON ST, FERNDALE DR, FIR ST, FOXGLOVE RD, FRIENDS LN, GARDEN ST, GARY LN, HAMPTON CT, HARRIS AVE, HEATHER LN, HENRY ST, HICKORY ST, HOMESTEAD AVE, HOOK ST, IRIS LN, IVY LN, JACQUELINE AVE, JAMES ST, JEFFERSON ST, JERUSALEM AVE, KENWOOD PL, KEW AVE, KIRKWOOD AVE, LADENBURG DR, LAKESIDE DR, LAWRENCE RD, LEGION ST, LINCOLN AVE, LOWELL RD, MADISON AVE, MADISON ST, MANDALAY BEACH RD, MANHATTAN AVE, MAYER DR, MILLER PL, MORGAN DR, MORGAN ST, NEPTUNE AVE, NEW ST, NOEL AVE, NORFOLK DR E, OLD MILL RD, OLSEN ST, PACIFIC ST, PARKWAY DR, PERSHING BLVD, PIPING ROCK RD, PRIMROSE LN, RALPH PL, REGENT LN, RIFTON ST, RIVERSIDE DR, SHERMAN ST, SHIELD LN, SIDNEY CT, SOUTHBERRY LN, SOUTHERN DR, STONE AVE, STUYVESANT ST, THIRD AVE, THOMAS AVE, TRINITY ST, TROY PL, UNION PL, UNIVERSITY ST, VALENTINES RD, WALSALL ST, WARD LN, WEEKS AVE, WICKSHIRE DR, WRIGHT ST

OF HEMPSTEAD, NASSAU COUNTY, NEW YORK, and

NOTICE OF COMPLETION OF ASSESSMENT ROLL FOR THE CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS ON:

237TH ST, 7TH AVE, ADELE PL, ALAN CT, ARCADIA AVE, ARTHUR ST, ASCAN ST, ATLANTIC BLVD, ATLAS AVE, AZALEA RD, BARNES ST, BAYFIELD BLVD, BEDELL ST, BEDFORD AVE, BERNICE RD, BLACKSMITH RD, BLUESPRUCE RD, BOND DR, BROOKLYN AVE, CAMBRIDGE ST, CAMP AVE, CARRIAGE LN, CEDAR LN, CHAPIN AVE, CHARLES ST, CHERYL RD, CHESTNUT ST, CONDIT ST, CUMBERLAND AVE, DAMSON LN, DAUB AVE, DEMONT RD, DOWNING RD, E WEBSTER ST, ESTELLE AVE, EVANS AVE, EVERGREEN AVE, FALCON ST, FERNDALE DR, FIR ST, FOXGLOVE RD, FRIENDS LN, GARDEN ST, GARY LN, HAMPTON CT, HARRIS AVE, HEATHER LN, HENRY ST, HICKORY ST, HOMESTEAD AVE, HOOK ST, IRIS LN, IVY LN, JACQUELINE AVE, JAMES ST, JEFFERSON ST, JERUSALEM AVE, KENWOOD PL, KEW AVE, KIRKWOOD AVE, LADENBURG DR, LAKESIDE DR, LAWRENCE RD, LEGION ST, LINCOLN AVE, LOWELL RD, MADISON AVE, MADISON ST, MANDALAY BEACH RD, MANHATTAN AVE, MAYER DR, MILLER PL, MORGAN DR, MORGAN ST, NEPTUNE AVE, NEW ST, NOEL AVE, NORFOLK DR E, OLD MILL RD, OLSEN ST, PACIFIC ST, PARKWAY DR, PERSHING BLVD, PIPING ROCK RD, PRIMROSE LN, RALPH PL, REGENT LN, RIFTON ST, RIVERSIDE DR, SHERMAN ST, SHIELD LN, SIDNEY CT, SOUTHBERRY LN, SOUTHERN DR, STONE AVE, STUYVESANT ST, THIRD AVE, THOMAS AVE, TRINITY ST, TROY PL, UNION PL, UNIVERSITY ST, VALENTINES RD, WALSALL ST, WARD LN, WEEKS AVE, WICKSHIRE DR, WRIGHT ST

In the TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK, and of meeting to hear and consider objections thereto.

PLEASE TAKE FURTHER NOTICE that on
The Town Board will meet at the Board Room of the Town Hall Pavilion, Hempstead, New York at
o'clock to hear and consider any objections which may be made to said assessment roll.

DATE :

Hempstead, New York

Kate Murray
Supervisor
Town of Hempstead

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION TO OBTAIN INSURANCE SERVICES FROM STACK INSURANCE AGENCY, IN CONNECTION WITH THE ISSUANCE OF INSURANCE FOR THE OFFICE BUILDING LOCATED AT 383 NASSAU ROAD, ROOSEVELT, NEW YORK, FOR THE PURPOSE OF CONDUCTING FEDERALLY FUNDED COMMUNITY DEVELOPMENT ACTIVITIES.

WHEREAS, the Department of Planning and Economic Development owns a building located at 383 Nassau Road, Roosevelt, New York for the purpose of conducting federally funded related community development activities in Roosevelt, New York and the surrounding area; and

WHEREAS, the Department of Planning and Economic Development deems it necessary and is required to carry insurance, both liability and property loss; and

WHEREAS, the Department of Planning and Economic Development needs to immediately secure appropriate insurance; and

WHEREAS, the Department of Planning and Economic Development requested proposals from various agencies and received one (1) proposal from Stack Insurance Agency; and;

WHEREAS, the Commissioner of the Department of Planning and Economic Development has accepted the response of Stack Insurance Agency for Hartford Insurance Group with offices at 560 Broadhollow Road-Suite 114, Melville, New York 11747 for the purpose of providing insurance for 383 Nassau Road, Roosevelt, New York at an amount of \$4,170.00; and

WHEREAS, the Department of Planning and Economic Development determined that Hartford Insurance ranked as an A+ insurance company; and

WHEREAS, the Department of Planning and Economic Development has determined that Stack Insurance Agency submitted the sole proposal; and

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Planning and Economic Development is hereby authorized and directed to obtain the necessary insurance from STACK INSURANCE AGENCY, not to exceed the sum of FOUR THOUSAND ONE HUNDRED SEVENTY and 00/100 (\$4,170.00) DOLLARS, for the period January 25, 2015 to January 25, 2016; and

BE IT FURTHER RESOLVED that the Town Board hereby directs payment to STACK INSURANCE AGENCY in the amount of FOUR THOUSAND ONE HUNDRED SEVENTY AND 00/100 (\$4,170.00) DOLLARS, which shall be charged against the appropriate community development account and which shall be disbursed in a lump sum upon presentation of a duly executed claim submitted to the Commissioner of the Department of Planning and Economic Development.

The foregoing resolution was adopted on roll call as follows:

AYES: ()

NOES: ()

CASE NO.

RESOLUTION NO.

ADOPTED:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXPENDITURE FOR MAINTENANCE AND SUPPORT SUBSCRIPTION SERVICES IN CONNECTION WITH THE DOSSIER SOFTWARE SYSTEM FOR FLEET MAINTENANCE AND MANAGEMENT, DEVELOPED BY DOSSIER SYSTEMS, INC. (FORMERLY KNOWN AS ARSENAULT ASSOCIATES), FOR THE TOWN OF HEMPSTEAD DEPARTMENT OF SANITATION

WHEREAS, the Department of Sanitation utilizes the Dossier Fleet Maintenance Management Software system developed by Dossier Systems, Inc. (formerly known as Arsenault Associates), 6 Terri Lane, Suite 700, Burlington, New Jersey 08016; and

WHEREAS, the Dossier Fleet Maintenance Management Software system requires technical support and subscription upgrades; and

WHEREAS, the cost of the maintenance and support subscription services, which will provide technical support and subscription upgrades, for the period February 27, 2015 to February 26, 2016 is \$2,533,50; and

WHEREAS, the Dossier Fleet Maintenance Management Software system is an essential component of the Department of Sanitation's fleet maintenance program; and

WHEREAS, it would be in the public interest and is in the best interests of the operation of the Town of Hempstead Department of Sanitation to authorize this expenditure;

NOW, THEREFORE, BE IT

RESOLVED, that the expenditure for technical support and subscription upgrades for the Dossier Fleet Maintenance Management Software System is hereby authorized for the period February 27, 2015 to February 26, 2016 in the amount of \$2,533.50 and; BE IT FURTHER

RESOLVED, that the charges as set forth in said proposal for these services shall be charged against the Town of Hempstead Department of Sanitation Fees & Services Operating Account Code #300-006-8110-4151.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item #

27

Case #

9177

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF GENERAL SERVICES TO ACCEPT THE PROPOSAL FROM SHI INTERNATIONAL CORP. FOR BCC MAIL MANAGER 2010 LICENSE RENEWAL, MM 2010 MULTIPLE USE LICENSE RENEWAL AND UNLIMITED NCOA LIMITED SERVICE ANNUAL SUBSCRIPTION OF BCC SOFTWARE, IN USE BY THE DEPARTMENT OF GENERAL SERVICES, REPRODUCTION/MAIL SERVICES DIVISION, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK

WHEREAS, SHI International Corp. submitted a proposal for BCC Mail Manager 2010 License Renewal, MM2010 Multiple Use License Renewal, in use by the Department of General Services, Reproduction/Mailroom Division, Town of Hempstead, Nassau County, New York in the amount of \$2,462.91 (Two Thousand Four Hundred Sixty Two Dollars and Ninety One Cents) to be paid annually as follows:

PRODUCT	QTY	PRICE
BCC Mail Manager 2010 License Renewal Automated Equipment Service, Inc.	1	\$2,352.10
MM2010 Multiple Use License Renewal Automated Equipment Service, Inc.	1	<u>\$110.81</u>
TOTAL		\$2,462.91

WHEREAS, said proposal will be in effect from December 15, 2014 through December 14, 2015; and

WHEREAS, this Town Board, after due deliberation deems that the proposal submitted by SHI International Corp. is reasonable and in the best interest of the public;

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of General Services be and hereby is authorized to accept the proposal from SHI International Corp., Billing Address 290 Davidson Avenue, Somerset, New Jersey 08873, Mailing Address 5 W. Bank Street, Cold Spring, New York 10516 with said fees to be charged against Department of General Services Account No. 010-001-1490-4030, Maintenance of Equipment.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 28

Case # 17437

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved for its adoption as follows:

RESOLUTION AUTHORIZING PAYMENT OF DUES TO THE
NEW YORK STATE ASSOCIATION OF PERSONNEL AND
CIVIL SERVICE OFFICERS

WHEREAS, the New York State Association of Personnel and Civil Service Officers is charged with enhancing the efficiency and effectiveness of Civil Service systems by sharing experiences among Civil Service systems through conferences, workshops and publications; and

WHEREAS, said Association is affiliated with the International Personnel Management Association; and

WHEREAS, this Town Board hereby authorizes the office of the Town of Hempstead Civil Service Commission, to make application for departmental agency membership participation;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and the office hereby is authorized and directed to pay the "New York State Association of Civil Service Officers" the 2015 dues in the amount of \$100.00 in said Association; and,
BE IT FURTHER

RESOLVED, that the sum of \$100.00 shall be charged and paid out of Civil Service Commission – Office Expense, # 010-001-1431-4040.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 29
Case # 15519

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING BID CONTRACT #86-2014 FOR THE EMERGENCY DEMOLITION AND REMOVAL OF UNSAFE STRUCTURES THROUGHOUT THE TOWN OF HEMPSTEAD, REMOVAL OF ALL LITTER AND DEBRIS.

WHEREAS, the Director of Purchasing, on behalf of the Commissioner of the Building Department, advertised a public bid for the emergency demolition and removal of unsafe structures throughout the Town of Hempstead pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures"; and

WHEREAS, the following bids were received on December 22, 2014 and referred to the Building Department for review:

WHEREAS, THE Commissioner of the Building Department recommends said bid from L & G Ruggiero, Inc., 702 Cord Avenue, Lindenhurst, New York 11757

WHEREAS, L & G Ruggiero, Inc., 702 Cord Avenue, Lindenhurst, New York 11757 was selected on January 27, 2015.

WHEREAS, based upon the bid totals, we recommend the following:

No. Name & Address of Bidder

1. L & G Ruggiero, INC
702 Cord Avenue
Lindenhurst New York 11757

Bid Proposal Amount

- Cost to demolish a structure that is less than 1000sq. ft.
\$1,750.00- PER JOB
- Cost to demolish a structure that is greater than 1001 s. ft. less than 2000 sq. ft.
\$2,000.00- PER JOB
- Cost to demolish a structure that is great than 2001 sq. ft. less than 3000 sq. ft.
\$2,000.00-PER JOB
- Cost to demolish a structure that is less than 4000 sq. ft.
\$2,000.00- PER JOB
- Cost to demolish a structure that is greater than 4000 sq. ft.
\$2,000.00- PER JOB
- Cost of demolition and removal of Foundation walls, footing, and floor slab.
\$28.00- 1 C.Y.
- Cost of demolition and removal of Structural steel and metal.
\$10.00- 1 TON

Item # 30

Case # 6542

- Cost of Demolition and Removal of underground storage fuel tanks, less than 550 gallons, Nassau County Department of health for fuel, Certification required.
\$710.00- 1 EACH
- Cost of Demolition and Removal of underground storage fuel tanks, More than 550 gallons, Nassau County Department of health for fuel, Certification required.
\$1,260.00- 1 EACH
- Cost of Demolition and Removal of Above ground storage fuel tanks, less than 550 gallons, Nassau County Department of health for fuel, Certification required.
\$710.00- 1 EACH
- Cost of Demolition and Removal of Above ground storage fuel tanks, More than 550 gallons, Nassau County Department of health for fuel, Certification required.
\$1,260.00- 1 EACH
- Removal and Disposal of liquid from fuel tanks.
\$1.00-1 GALLON
- Demolition and Removal of cess pools and/or septic tanks.
\$30.00- 1 C.Y.
- Removal and Disposal of Contaminated Soil.
\$110.00- 1 C.Y.
- Demolition, Disposal, and fill of an in-ground vinyl pool.
\$30.00- 1 C.Y.
- Demolition, disposal, and fill of an in-ground gunite pool.
\$40.00- 1 C.Y.
- Demolition, disposal, and fill of an in-ground concrete pool.
\$40.00- 1 C.Y.
- Demolition and removal of a one story frame structure.
\$49.00- 1 C.Y.
- Demolition and removal of a two story frame structure.
\$49.00- 1 C.Y.
- Demolition and removal of a frame structure greater than two stories.
\$49.00- 1 C.Y.
- Demolition and Removal of a one story masonry structure.
\$30.00- 1 C.Y.
- Demolition and Removal of a two story masonry structure.
\$30.00- 1 C.Y.
- Demolition and Removal of masonry structure greater than two stories.
\$30.00- 1 C.Y.
- Fill and Compaction.
\$45.00- 1 C.Y.

TOTAL BID
\$14,261.00

2. Watral Brothers Inc.
45 S 4th Street
Bay Shore New York 11706

Bid Proposal Amount

- Cost to demolish a structure that is less than 1000 square feet. This fee shall only apply in cases where the contractor will not be responsible for removing the debris.
\$19,850.00- PER JOB
- Cost to demolish a structure that is greater than 1001 square feet, but less than 2000 square feet. This fee shall only apply in cases where the contractor will not be responsible for removing the debris.

- **\$24,800.00- PER JOB**
- Cost to demolish a structure that is greater than 2001 square feet, but less than 3000 square feet. This fee shall only apply in cases where the contractor will not be responsible for removing the debris.
- **\$29,600.00- PER JOB**
- Cost to demolish a structure that is less than 4000 square feet. This fee shall only apply in cases where the contractor will not be responsible for removing the debris.
- **\$39,800.00- PER JOB**
- Cost to demolish a structure that is Greater than 4000 square feet. This fee shall only apply in cases where the contractor will not be responsible for removing the debris.
- **\$9,980.00- PER DAY**
- Demolition and Removal of foundation walls, footing, and floor slab. This fee shall only apply in cases where the contractor will not be responsible for removing the rest of the structure.
- **\$300.00- 1 C.Y.**
- Demolition and Removal of structural steel and metal.
- **\$300.00- 1 TON**
- Demolition and Removal of underground storage fuel tanks, less than 550 gallons, Nassau County Department of health for fuel, Certification required.
- **\$5,000.00- 1 EACH**
- Demolition and Removal of underground storage fuel tanks, More than 550 gallons, Nassau County Department of health for fuel, Certification required.
- **\$10,000.00- 1 EACH**
- Demolition and Removal of Above ground storage fuel tanks, less than 550 gallons, Nassau County Department of health for fuel, Certification required.
- **\$4,000.00- 1 EACH**
- Demolition and Removal of Above ground storage fuel tanks, More than 550 gallons, Nassau County Department of health for fuel, Certification required.
- **\$8,000.00- 1 EACH**
- Removal and Disposal of liquid from fuel tanks.
- **\$3.00- 1 GALLON**
- Demolition and Removal of cess pools and/or septic tanks.
- **\$500.00- 1 C.Y.**
- Removal and Disposal of Contaminated Soil.
- **\$500.00- 1 C.Y.**
- Demolition, Disposal, and fill of an in-ground vinyl pool.
- **\$300.00- 1 C.Y.**
- Demolition, disposal, and fill of an in-ground gunite pool.
- **\$750.00- 1 C.Y.**
- Demolition, disposal, and fill of an in-ground concrete pool.
- **\$500.00- 1 C.Y.**
- Demolition and removal of a one story frame structure.
- **\$300.00- 1 C.Y.**
- Demolition and removal of a two story frame structure.
- **\$500.00- 1 C.Y.**
- Demolition and removal of a frame structure greater than two stories.
- **\$750.00- 1 C.Y.**
- Demolition and Removal of a one story masonry structure.
- **\$300.00- 1 C.Y.**
- Demolition and Removal of a two story masonry structure.
- **\$500.00- 1 C.Y.**
- Demolition and Removal of masonry structure greater than two stories.
- **\$750.00- 1 C.Y.**
- Fill and Compaction.
- **\$15.00- 1 C.Y.**

TOTAL BID
\$157,298.00

WHEREAS, King Metal Corp. of New York., could not be calculated for failure to meet bid specifications;

NOW THEREFORE, BE IT

RESOLVED, that the Contract Bid #86-2014 for the demolition and removal of unsafe structures and removal of all litter and debris from various locations throughout the Town of Hempstead for the 60 month period January 1, 2015-December 31, 2019 is hereby awarded to L & G Ruggiero, Inc. with payments to be made from Building Department Account #030-002-3620-4300, Unsafe Buildings.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING BID CONTRACT #87-2014 FOR THE EMERGENCY ASBESTOS INSPECTIONS THROUGHOUT THE TOWN OF HEMPSTEAD.

WHEREAS, the Director of Purchasing, on behalf of the Commissioner of the Building Department, advertised a public bid for the asbestos inspections of unsafe structures throughout the Town of Hempstead pursuant to Chapter 90 of the Code of the Town of Hempstead entitled, "Dangerous Buildings and Structures"; and

WHEREAS, the following bids were received on December 22, 2014 and referred to the Building Department for review:

WHEREAS, the Commissioner of the Building Department recommends said bid to Environmental Management Services at 23-24 Sound Street, Astoria New York 11105, as in the best interest of the Town of Hempstead and;

WHEREAS, Environmental Management Services, at 23-24 Sound Street, Astoria New York 11105 was selected on January 27, 2015.

WHEREAS, based upon the majority of items, we recommend the following:

No. Name & Address of Bidder

1. Environmental Management Services
23-24 Sound Street
Astoria, New York 11105

- INSPECTOR HOURLY RATE \$50.00
- SAMPLE COSTS
- FRIABLE 24 HOUR \$10.00 72 HOUR \$8.00
- NOB'S 24 HOUR \$20.00 72 HOUR \$15.00
- TEM NOB'S 24 HOUR \$30.00 72 HOUR \$25.00

TOTAL: \$158.00

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Case # 6542

2. Clean Air Testing Labs Inc.
1111 Steel Blvd.
Baldwin New York 11510

• INSPECTOR HOURLY RATE \$45.00

• SAMPLE COSTS

• FRIABLE 24 HOUR	\$10.00	72 HOUR	\$5.00
• NOB'S 24 HOUR	\$15.00	72 HOUR	\$10.00
• TEM NOB'S 24 HOUR	\$50.00	72 HOUR	\$40.00

TOTAL: \$175.00

3. J.C. Broderick and Associates Inc.
1775 Expressway Drive North
Hauppauge New York 11788

• INSPECTOR HOURLY RATE \$53.00

• SAMPLE COSTS

• FRIABLE 24 HOUR	\$11.00	72 HOUR	\$10.00
• NOB'S 24 HOUR	\$30.00	72 HOUR	\$25.00
• TEM NOB'S 24 HOUR	\$42.00	72 HOUR	\$37.00

TOTAL: \$208.00

4. Enviroscience Consultants Inc.
2150 Smithtown Avenue
Ronkonkoma New York 11779

• INSPECTOR HOURLY RATE \$75.00

• SAMPLE COSTS

• FRIABLE 24 HOUR	\$18.00	72 HOUR	\$12.00
• NOB'S 24 HOUR	\$30.00	72 HOUR	\$25.00
• TEM NOB'S 24 HOUR	\$45.00	72 HOUR	\$35.00

TOTAL: \$240.00

5. Testing Mechanics Corporation
3770 Merrick Road
Seaford New York 11783

• INSPECTOR HOURLY RATE \$42.00

• SAMPLE COSTS

• FRIABLE 24 HOUR	\$8.50	72 HOUR	\$8.50
• NOB'S 24 HOUR	\$35.00	72 HOUR	\$35.00
• TEM NOB'S 24 HOUR	\$90.00	72 HOUR	\$45.00

TOTAL: \$264.00

WHEREAS, JLC Environmental Consultants Inc., could not be calculated for failure to meet bid specifications;

NOW THEREFORE, BE IT

RESOLVED, that the Contract Bid #87-2014 for the asbestos inspections of unsafe structures for various locations throughout the Town of Hempstead for the sixty month period of January 2015 through December 31, 2019 is hereby awarded to Environmental Management Services at 23-24 Sound Street, Astoria New York 11105 with payments to be made from Building Department Account #030-002-3620-4300, Unsafe Buildings

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted

offered the following resolution and moved it's adoption as follows:

RESOLUTION ACCEPTING A LICENSE AGREEMENT WITH AMERICAN SOCIETY OF COMPOSERS, AUTHORS AND PUBLISHERS (ASCAP) TO COMPLY WITH THE COPYRIGHT LAWS FOR ALL DEPARTMENTS IN THE TOWN OF HEMPSTEAD FOR THE MUSIC TO THE PUBLIC FOR A PERIOD OF 1 YEAR, FROM 1/1/15-12/31/15

WHEREAS, American Society of Composers, Authors and Publishers (ASCAP), PO Box 331608-7515, Nashville, TN 37203, has submitted a license agreement to comply with the Federal Copyright Laws for \$6086.00 annually; which is on file in the Office of the Town Clerk in the Town of Hempstead; and

WHEREAS, the said license agreement is found to be in the public interest and the rate of the aforesaid license agreement is deemed to be fair and responsible; and,

NOW, THEREFORE, BE IT

RESOLVED, that the proposed license agreement with American Society of Composers, Authors and Publishers (ASCAP), for the all departments in the Town of Hempstead be accepted; and BE IT FURTHER

RESOLVED, that the Supervisor be and she hereby is authorized to accept said proposal by American Society of Composers, Authors and Publishers (ASCAP) for \$6086.00 annually, which is filed in the Office of the Town Clerk in the Town of Hempstead, and that payment of \$6086.00 annually to American Society of Composers, Authors and Publishers (ASCAP) be made from the General Fund Undistributed Account # 010-012-9000-4151, Fees and Services.

The foregoing resolution was adopted upon roll call as follows:

AYES :

NOES :

Item #

32

Case #

27265

CASE NO.

RESOLUTION NO.

Adopted:

Mr. _____
and moved its adoption as follows:

offered the following resolution

RESOLUTION ACCEPTING THE BID FOR A LEASE AGREEMENT FOR AN ENVELOPE INSERTING MACHINE AND AWARDING A CONTRACT TO SUPPLY, INSTALL AND MAINTAIN A MAILCRAFTERS EDGE 1 MODEL 9800 ENVELOPE INSERTING MACHINE.

WHEREAS, the Department of General Services Reproduction Services Division, has pursuant to formal bid #36-2014 received bids for the lease, delivery, installation and maintenance of a Mailcrafters Edge 1, Model 9800 Envelope Inserting Machine; and

WHEREAS, the following bids were received and referred to the Department of General Services, Reproduction Services Division for examination and report:

Mailtech Mailing System, Inc. 625 Acorn Street Deer Park, NY 11729	\$2,156.42 Government Leasing LLC <u>\$1,225.00 Mailtech Mailing Systems</u> \$3,381.42 per month for 60 months
Bell & Howell Inserting Field Services 3791 South Alston Avenue Durham, NC 27713-1803	\$3,470.42 per month for 60 months
Pitney Bowes Attn: John McDonough 89 Ledgeview Drive Norwood, MA 02062	\$3,699.00 per month for 60 months

WHEREAS, Mailtech Mailing Systems, Inc. has transferred its leasing rights and payments in the amount of \$2,156.42 per month for sixty months to Government Leasing LLC, P.O. Box 60519, 830 Tenderfoot Hill Road, Suite 801, Colorado Springs, Colorado; and

WHEREAS, Mailtech Mailing Systems Inc. will retain the maintenance agreement portion of this bid to be paid to Mailtech in the amount of \$1,225.00 per month for sixty months; and

WHEREAS, the terms, conditions and specifications as set forth in formal bid no. 36-2014 shall remain the same and apply; and

WHEREAS, the Commissioner of the Department of General Services recommends that the contract be awarded to Mailtech Mailing Systems Inc. and Government Leasing, LLC for the maintenance and lease of a Mailcrafters Edge 1 Model 9800 Envelope Inserting Machine; and

WHEREAS, it is in the best interests of the Town to accept the bid of Mailtech Mailing Systems Inc. and award the contract to Government Leasing LLC (lease) and Mailtech Mailing Systems Inc. (maintenance) in accordance with all terms and specifications of formal bid no. 36-2014;

Item #

33

Case #

17437

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute all necessary documents to award the contract to Mailtech Mailing Systems, 625 Acorn Street, Deer Park, New York 11729 and Government Leasing LLC, 830 Tenderfoot Hill Road, Suite 301, Colorado Springs, CO, in the total sum of \$3,381.42 (Three Thousand Three Hundred and Eighty-One Dollars and Forty-Two Cents) for the period of 60 months with payments made from Account No. 010-001-1490-4030 Maintenance and Service of Equipment to Mailtech Mailing Systems in the amount of \$1,225.00 (One Thousand Two Hundred and Twenty-Five Dollars) for On-Site Full Service Maintenance and from Account No. 010-001-1490-4250 Rent of Major Office Equipment to Government Leasing Corporation in the amount of \$2,156.42 (Two Thousand One Hundred Fifty-Six Dollars and Forty-Two Cents) for the lease of equipment.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING BID FOR
RECONSTRUCTION OF PARKING FIELD H-4
HEWLETT, TOWN OF HEMPSTEAD, NASSAU COUNTY
NEW YORK. PW# 51-14

WHEREAS, the Commissioner of General Services advertised for bids for the Reconstruction of Parking Field H-4, Hewlett, Town of Hempstead, Nassau County, New York, PW # 51-14; and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on January 8, 2015; and

WHEREAS, the following bids were received and referred to Engineering for examination and report:

		Corrected
Watral Brothers, Inc.	\$1,271,817.00	
D.F. Stone Contracting, Ltd.	\$1,396,724.00	\$1,354,407.00
Laser Industries, Inc.	\$1,358,887.00	
G & M Earth Moving, Inc.	\$1,398,952.00	
Roadwork Ahead, Inc.	\$1,344,431.00	\$1,421,021.00
Stasi Bros. Asphalt Corp.	\$1,459,761.00	
Mana Construction Group	\$1,482,946.50	
J. Anthony Enterprises, Inc.	\$1,578,663.50	
Rosemar Contracting, Inc.	\$1,698,000.00	
Pratt Bros., Inc.	\$1,717,171.00	
Araz Industries, Inc.	\$1,718,720.00	

WHEREAS, the Commissioner of Engineering reported that the lowest bid was received from Watral Brothers, Inc. in the sum of \$1,271,817.00 and recommended acceptance of said bid to the Town Board and it appears that said bidder is duly qualified:

NOW, THEREFORE, BE IT

RESOLVED, that the bid of Watral Brothers, Inc. 45 South Fourth Street, Bay Shore, New York, 11706, for the Reconstruction of Parking Field H-4, Hewlett, NY be accepted subject to the execution of a contract by it; and BE IT

FURTHER RESOLVED, that the bidder's Performance Bond and Insurance, when approved by the Town Attorney as to form, be filed in the Town Clerk's Office with the contract; and BE IT

FURTHER RESOLVED, that the Supervisor be and she hereby is authorized to make payments under the contract executed by the successful bidder from Account No: 8623-503-8623-5010 in the sum of \$1,271,817.00.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 34
Case # 198

CASE NO.

RESOLUTION NO.

Adopted

Councilperson
moved its adoption:

offered the following resolution and

**RESOLUTION ACCEPTING THE LOW BIDDERS PROPOSAL FOR,
- 2015 -
REPAIR AND REPLACEMENT OF OVERHEAD AND UNDERGROUND STREET
LIGHTING EQUIPMENT WITHIN THE TOWN OF HEMPSTEAD STREET LIGHTING
DISTRICT, NASSAU COUNTY, NEW YORK, PW# 1-15**

WHEREAS, the Commissioner of the Department of General Services, Town of Hempstead, advertised for bid for - 2015 - Repair and Replacement of Overhead and Underground Street Lighting Equipment within the Town of Hempstead Street Lighting District, Nassau County, New York, PW# 1-15; and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on December 8, 2014; and

WHEREAS, the following bids were received and referred to the Department of General Services for examination report;

New York Trenchless, Inc..... \$ 790,010.00
Anker's Electric Service, Inc..... \$ 956,790.50

WHEREAS, the Commissioner of General Services reported that the lowest bid received was from New York Trenchless, Inc., in the sum of \$ 790,010.00 and recommended acceptance of said bid to the Town Board and it appears that said bidder is duly qualified; and that said contract will run from January 1, 2015 12:01am through December 31, 2015 12:00 midnight with the Town of Hempstead Department of General Services reserving the exclusive option to renew said contract for one additional year as per the terms of the contract; and

NOW, THEREFORE, BE IT

RESOLVED, that the bid of New York Trenchless, Inc., P.O. Box 2208, Aquebogue, New York 11931, in the sum of \$ 790,010.00 for the - 2015 - Repair and Replacement of Overhead and Underground Street Lighting Equipment within the Town of Hempstead Street Lighting District, Nassau County, New York, PW# 1-15, be accepted subject to the execution of the contract by it; and be it

FURTHER RESOLVED, that upon the execution of the contract by the successful bidder, and the submission of the required performance bond and insurance, and the approval thereof by the Town Attorney, the Supervisor be and she hereby is authorized to execute the said contract on behalf of the Town of Hempstead; and be it

FURTHER RESOLVED, that the Bidder's performance bond and insurance, when approved by the Town Attorney as to form, be filed in the Town Clerk's office with the contract; and be it

FURTHER RESOLVED, that the Supervisor be and she hereby is authorized, to make payments under the contract executed by the successful bidder from the Town of Hempstead Street Lighting Account Numbers 171-003-0171-4630 Maintenance and Repairs, 171-003-0171-4635 Restoration and other Town of Hempstead Departments accounts utilizing this contract for repair, replacement and/or new installation of outdoor lighting.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 35
Case # 8143

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved for its adoption as follows:

RESOLUTION ACCEPTING A SERVICE AGREEMENT FROM FULL SPECTRUM CONTRACTING INC., FOR THE MAINTENANCE OF THREE POOLS - NEWBRIDGE ROAD POOL, OCEANSIDE POOL, AND VETERANS MEMORIAL POOL, FROM APRIL 1, 2015 THROUGH OCTOBER 1, 2015.

WHEREAS, Full Spectrum Contracting Inc., 107 Lodge Ave., Huntington Station, NY, 11746, has submitted an agreement for the service of DDE Filtration Systems for three pools in the Department of Parks and Recreation; and

WHEREAS, this service is necessary for the operation of these pools during the summer season; and

WHEREAS, Full Spectrum Contracting Inc will be responsible for such services as follows:

- Start up & check all DDE systems prior to season start
- Archive & reinitialize software before season start up
- Test remote field sensors
- Install new sonic heads as necessary
- Check al sonic tubes, replace as necessary
- Replace printer ribbons if needed
- Remote supervision of pools on a daily basis
- 24 hour/7 days a week pager trouble notification monitoring
- Testing UPS batteries, replace as necessary
- Shutdown & mothball of DDE systems at seasons end

WHEREAS, the cost of said Service Agreement is \$8796.00 from April 1, 2015 through October 1, 2015.

All parts & materials will be charged separately at cost + 10%. A maximum cost per site per year will be \$4,000.00 if needed.

NOW, THEREFORE, BE IT

RESOLVED, that the service contract submitted by Full Spectrum Contracting, Inc. for the service of DDE Filtration Systems at Newbridge, Oceanside, and Veterans Memorial Pools be accepted; and

BE IT FURTHER

RESOLVED, that the Supervisor be and she is hereby authorized to accept such agreement and that the services be charged against Parks and Recreation Code 400-007-7110- 4720 - Pool Maintenance - amount not to exceed \$12,796.00 from April 1, 2015 through October 1, 2015.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 36
Case # 24883

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION ACCEPTING BID AND AWARDING
THE CONTRACT IN CONNECTION WITH THE
REPLACEMENT OF THE PVC POOL MEMBRANE SYSTEM
OCEANSIDE SPRAY POOL, OCEANSIDE, NY (PW #11-15)

WHEREAS, the Commissioner of General Services, on behalf of the Department of Parks and Recreation, advertised for bids for the Replacement of PVC Pool Membrane System, Oceanside Spray Pool, Oceanside, NY, and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on January 13, 2015 at 11 o'clock in the forenoon; and

WHEREAS, the following bids were received and referred to the Commissioner of the Department of Parks and Recreation for examination and report:

<u>Contractors</u>	<u>Total Bid</u>
Aquatic Renovation Systems, Inc. 2825 E. 55 th Place Indianapolis, IN 46220	\$54,378.00
Natare Corp. 5905 W. 74 th Street Indianapolis, IN 46278	\$55,000.000

and

WHEREAS, the Commissioner of the Department of Parks and Recreation has reported that the lowest bid was received from Aquatic Renovation Systems, Inc, 2825 E. 55th place, Indianapolis, IN 46220, in the sum of \$54,378.00 and has recommended acceptance of said bid to the Town Board and it appears that said bidder is duly qualified:

NOW, THEREFORE, BE IT

RESOLVED, that the bid, of Aquatic Renovation Systems, Inc. in connection with the Replacement of PVC Pool Membrane System, Oceanside Spray Pool, Oceanside, NY in the amount of \$54,378.00, be accepted subject to the execution of a contract by it; and

BE IT FURTHER

RESOLVED, that upon execution of the contract by the successful bidder and the submission of the required performance bond and insurance and the approval thereof by the Town Attorney, the Supervisor be and she hereby is authorized to execute the said contract on behalf of the Town of Hempstead; and

BE IT FURTHER

RESOLVED, that the bidder's performance bond and insurance when approved by the Town Attorney as to form, be filed in the Town Clerk's office with the contract; and

Item #

37

Case #

24883

BE IT FURTHER

RESOLVED, that the Supervisor be and she hereby is authorized to make payments under the contract executed by the successful bidder from account number 8617-509-8617-5010.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN EXTENSION OF THE INTER-MUNICIPAL AGREEMENT BETWEEN THE TOWN OF HEMPSTEAD AND THE TOWN BOARD OF THE TOWN OF HEMPSTEAD ON BEHALF OF THE TOWN OF HEMPSTEAD REFUSE DISPOSAL DISTRICT (TOGETHER THE "TOWN") AND THE CITY OF LONG BEACH (THE "CITY") FOR THE TOWN S.T.O.P. (STOP THROWING OUT POLLUTANTS) PROGRAM

WHEREAS, the Town of Hempstead has a S.T.O.P. (Stop Throwing Out Pollutants) Program which encourages Town residents to dispose of a wide variety of common household products which may contain toxic or hazardous chemicals in an environmentally responsible manner; and

WHEREAS, pursuant to Resolution 866-2009 adopted July 7, 2009, the City of Long Beach and the Town of Hempstead entered into an Inter-Municipal Agreement to all the City of Long Beach to participate in this program; and

WHEREAS, pursuant to Resolution 511-2011 adopted April 12, 2011, said agreement was extended to December 31, 2011; and

WHEREAS, pursuant to Resolution 46-2012 adopted April 3, 2012, said agreement was extended to December 31, 2013 and the parties are desirous of extending the term of the agreement for an additional two year period; and

WHEREAS, paragraph 14 of said agreement provides that the Inter-Municipal Agreement can be modified, amended or extended if done so in writing and signed by both parties; and

WHEREAS, it is in the public interest to enter into such an agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor, be and is hereby is authorized to execute an extension to the Inter-Municipal Agreement on behalf of the Town of Hempstead and the Town of Hempstead Refuse Disposal District with the City of Long Beach for the City of Long Beach's participation in the Town of Hempstead's S.T.O.P. program for the period January 1, 2014 to December 31, 2015; and BE IT FURTHER

RESOLVED, that the City of Long Beach will pay each month seven (7%) percent of the total cost of the ST.O.P. Program, which includes operating expenses for each S.T.O.P. collection event and an administrative charge of seven (7%) percent of the City's monthly charge as an administrative charge, all monies collected and paid in connection with this Agreement shall be deposited in Town of Hempstead Refuse Disposal District Refuse and Garbage Charge - Other Government Revenue Account #301-006-0301-2376.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 38

Case # 18911

CASE NO.

RESOLUTION NO.

Adoption:

Council offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXTENSION OF LEASING AGREEMENT WITH BORDER COLLIE BIRD CONTROL FOR LEASING AND HANDLING OF DOGS IN CONNECTION WITH THE CANADA GEESE MANAGEMENT PROGRAM.

WHEREAS, Town Board Resolution No. 156-2014 authorized the Commissioner of the Department of Conservation and Waterways to enter into a leasing agreement with Border Collie Bird Control for leasing and handling of two dogs in connection with the on-going Canada Geese management Program; and

WHEREAS, Article 3.1 of the leasing agreement states the Agreement may be renewed and/or modified with the consent of both parties, and both parties agree to the extension of the period of January 1, 2015 through December 31, 2015, in the amount of \$12,500.00 U.S.; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town is authorized to extend the leasing agreement with Border Collie Bird Control, Box 606, SW 33-14-1W, Warren, Manitoba Canada, ROC 3E0, for the period of January 1, 2015, through December 31, 2015, in the amount of \$12,500.00 U.S.; and BE IT FURTHER

RESOLVED, that the Commissioner of the Department of Conservation and Waterways be and he hereby is authorized to extend said lease agreement, on behalf of the Town of Hempstead and to make payments in accordance with the terms of the leasing agreement from Conservation and Waterways Fees and Services Code 010-006-8730-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

39

Case #

27326

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH LIGHTOWER FIBER NETWORKS II, LLC TO PROVIDE INDEPENDENT INTERNET SERVICE FOR THE DISASTER RECOVERY SITE AT 200 NORTH FRANKLIN ST. HEMPSTEAD, NY 11550, UNDER STATE CONTRACT PS63764 AND THE INFORMATION & TECHNOLOGY DEPARTMENT.

WHEREAS, Lightower Fiber Networks II, LLC 80 Central Street Boxborough, MA 01719, has submitted a proposal for independent internet service and five years of maintenance beginning February 22, 2015 and ending on February 21, 2020 for \$995.00 per month for a total not to exceed \$59,700.00; and

WHEREAS, there will be no engineering or installation costs; and

WHEREAS, the Commissioner of Information & Technology deems the agreement to be in the interest of the Town of Hempstead; and

WHEREAS the terms of this agreement will cover the implementation and maintenance of this project; and

NOW, THEREFORE, BE IT

RESOLVED, that said project be approved and authorized; and

BE IT

FURTHER RESOLVED, that the cost of \$995.00 per month for a term of five years shall be paid from account #010-012-9000-4151 (General Fees & Services)

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 40
Case # 14301

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF GENERAL SERVICES TO ACCEPT THE AGREEMENT FOR PREVENTATIVE MAINTENANCE AND SERVICING OF EQUIPMENT (TAGGER) IN USE BY THE DEPARTMENT OF GENERAL SERVICES, REPRODUCTION/MAIL SERVICES DIVISION, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, NEW YORK

WHEREAS, Whittier Mailing Products, Inc. submitted a agreement for Preventative Maintenance and Servicing of Equipment in use by the Department of General Services, Reproduction/Mail Services Division. The Equipment covered under this contract is a Tagger 810 W, Serial No.12B8B03469, LT8 Plus, Serial No. 122000044, for an Annual amount of Three Hundred Twenty five Dollars (\$325.00) to be paid annually; and

WHEREAS, said agreement for Preventative Maintenance and Servicing of Equipment is in effect from January 1, 2015 through December 31, 2015; and

WHEREAS, this Town Board, after due deliberation deems that the Preventative Maintenance and Servicing of Equipment agreement submitted by, Whittier Mailing Products, Inc. is reasonable and in the best interest of the public;

NOW THEREFORE, BE IT

RESOLVED, that the Commissioner of General Services be and hereby is authorized to accept the agreement for Preventative Maintenance and Servicing of Equipment in use by the Department of General Services, Reproduction/Mail Services Division as submitted by Whittier Mailing Products, Inc. Billing and Mailing Address 13019 Park St., Santa Fe Springs, CA 90670-4005 to be charged against Department of General Services Account No. 010-001-1490-4030 Maintenance of Equipment.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 41

Case # 17437

CASE NO.

RESOLUTION NO.

Adopted:

resolution and moved its adoption: offered the following

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO ENTER INTO A PREVENTATIVE MAINTENANCE AND SERVICE AGREEMENT WITH PRECISION MICROPRODUCTS OF AMERICA, INC., FOR THE METRIC SPLICER ULTRASONIC FILM SPLICER IN USE BY THE OFFICE OF THE TOWN CLERK

WHEREAS, Precision Microproducts of America, Inc. has a place of business at 1 Comac Loop unit 13, Ronkonkoma, New York 11779, and has submitted an agreement for maintenance and servicing of one, (1) METRIC SPLICER ULTRASONIC FILM SPLICER, Model # 3026, Serial #G437 for use in the OFFICE OF THE TOWN CLERK, commencing February 19, 2015 and ending February 18, 2016, at a total annual charge of \$450.00, which the Town Clerk deems reasonable and recommends the acceptance of said agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the agreement of Precision Microproducts of America, Inc. to service and maintain one (1) METRIC SPLICER ULTRASONIC FILM SPLICER, Model # 3026, Serial #G437 for use in the OFFICE OF THE TOWN CLERK, commencing February 19, 2015 and ending February 18, 2016, at a total annual charge of \$450.00, be and the same hereby is approved and accepted and the Supervisor be and she hereby is authorized and directed to execute said agreement; and

BE IT FURTHER

RESOLVED, that the aforesaid sum shall be a charge against and paid out of Town Clerk's Office Maintenance & Equipment Account # 010-001-1410-4030

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

42

Case #

6071

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER-MUNICIPAL AGREEMENT BETWEEN THE TOWN OF HEMPSTEAD AND THE TOWN BOARD OF THE TOWN OF HEMPSTEAD ON BEHALF OF THE TOWN OF HEMPSTEAD REFUSE DISPOSAL DISTRICT (TOGETHER THE "TOWN") AND THE VILLAGE OF ISLAND PARK ("VILLAGE") TO RESOLVE THE OUTSTANDING DEBT DUE TO THE TOWN IN CONNECTION WITH THE DELIVERY OF WASTE GENERATED WITHIN THE VILLAGE OF ISLAND PARK

WHEREAS, the Town and the Village entered into an Inter-Municipal Agreement, dated August 5, 2008, which requires the Village to deliver acceptable waste to the Town for disposal and to pay a fee therefor; and

WHEREAS, the Village is in arrears on its payment of such fees; and

WHEREAS, the Town and the Village are desirous of resolving this outstanding debt; and

WHEREAS, the Village wishes to continue to deliver waste to the Town for disposal; and

WHEREAS, the Town and the Village are desirous of resolving the Village's outstanding debt to the Town while continuing the Village/Town waste disposal arrangement; and

WHEREAS, the Town and the Village are authorized by law to enter into an agreement to accomplish the above objectives; and

WHEREAS, it is in the public interest to enter into such Inter-Municipal and the Commissioner of Sanitation has recommended that such Inter-Municipal Agreement be executed;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute the Inter-Municipal Agreement that has been mutually agreed to by the parties to resolve the outstanding debt due to the Town: and BE IT FURTHER

RESOLVED, that all monies collected and paid in connection with this Agreement shall be deposited and charged against Refuse and Garbage Charges From Other Governments Account #RV301-006-0301-2376.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 43
Case # 17083

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AWARDING PURCHASE CONTRACT #79-2014 FOR THE YEARLY REQUIREMENTS FOR: SALE OF SCRAP METAL

WHEREAS, the Director of Purchasing, on behalf of the Commissioner of Sanitation, advertised for the Yearly Requirements For: Sale of Scrap Metal; and

WHEREAS, said bids were received and opened on December 22, 2014 and the following were the bids received:

(A) King Metal Corp of N.Y.
70 New Street
Oceanside, N.Y. 11572

	DESCRIPTION	UNITS	PERCENTAGE
		PRICE	
1	SCRAP METAL PICKED UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	53%
2A	SCRAP METAL DELIVERED TO VENDORS FACILITY	TON	53%
	<i>(FACILITY LOCATED IN THE TOWN OF HEMPSTEAD TO BE CONSIDERED)</i>		<i>(70 New Street, Oceanside, NY)</i>
2B	SCRAP METAL DELIVERED TO VENDORS FACILITY	TON	N/A
	<i>(FACILITY LOCATED OUTSIDE THE TOWN OF HEMPSTEAD BOUNDARY)</i>		
3A	FREON UNITS PICKED UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	30%
	<i>(UNITS WILL STILL CONTAIN FREON)</i>		
3AX	FREON UNITS PICKED UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	50%
	<i>(FREON WILL BE REMOVED FROM ALL UNITS)</i>		
3B	FREON UNITS DELIVERED TO VENDORS FACILITY	TON	30%
	<i>(FACILITY LOCATED IN THE TOWN OF HEMSPTEAD TO BE CONSIDERED)</i>		<i>(70 New Street, Oceanside, NY)</i>
	<i>(UNITS WILL STILL CONTAIN FREON)</i>		
3BX	FREON UNITS DELIVERED TO VENDORS FACILITY	TON	30%
	<i>(FACILITY LOCATED IN THE TOWN OF HEMSPTEAD TO BE CONSIDERED)</i>		<i>(70 New Street, Oceanside, NY)</i>
	<i>(FREON WILL BE REMOVED FROM ALL UNITS)</i>		

Item #

44

Case #

17083

4A	SEPARATED SCRAP COPPER UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	100%
4B	SEPARATED SCRAP BRASS UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	100%
4C	SEPARATED SCRAP COPPER TUBING WITH ALUMINUM FINS UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	100%
4D	SEPARATED COMPRESSORS FROM AIR-CONDITIONING UNITS AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE *	TON	\$200
	*item 4D is a unit price		

(B) Gershow Recycling
71 Peconic Avenue
Medford, N.Y. 11763

	DESCRIPTION	UNITS	PERCENTAGE
		PRICE	
1	SCRAP METAL PICKED UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	75.75%
2A	SCRAP METAL DELIVERED TO VENDORS FACILITY <i>(FACILITY LOCATED IN THE TOWN OF HEMPSTEAD TO BE CONSIDERED)</i>	TON	75.00% <i>(149 Hanse Ave., Freeport, NY)</i>
2B	SCRAP METAL DELIVERED TO VENDORS FACILITY <i>(FACILITY LOCATED OUTSIDE THE TOWN OF HEMPSTEAD BOUNDARY)</i>	TON	90.00% <i>71 Peconic Ave., Medford, NY</i>
3A	FREON UNITS PICKED UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE <i>(UNITS WILL STILL CONTAIN FREON)</i>	TON	10.00%
3AX	FREON UNITS PICKED UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE <i>(FREON WILL BE REMOVED FROM ALL UNITS)</i>	TON	75.00%
3B	FREON UNITS DELIVERED TO VENDORS FACILITY <i>(FACILITY LOCATED IN THE TOWN OF HEMSPTEAD TO BE CONSIDERED)</i> <i>(UNITS WILL STILL CONTAIN FREON)</i>	TON	10.00% <i>(149 Hanse Ave., Freeport, NY)</i>
3BX	FREON UNITS DELIVERED TO VENDORS FACILITY <i>(FACILITY LOCATED IN THE TOWN OF HEMSPTEAD TO BE CONSIDERED)</i> <i>(FREON WILL BE REMOVED FROM ALL UNITS)</i>	TON	75.00% <i>(149 Hanse Ave., Freeport, NY)</i>

4A	SEPARATED SCRAP COPPER UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	888.88%
4B	SEPARATED SCRAP BRASS UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	777.77%
4C	SEPARATED SCRAP COPPER TUBING WITH ALUMINUM FINS UP AT TOWN'S TRANSFER STATIONS IN MERRICK OR OCEANSIDE	TON	555.55%
4D	SEPARATED COMPRESSORS FROM AIR- CONDITIONING UNITS AT TOWN'S TRANSFER * STATIONS IN MERRICK OR OCEANSIDE	TON	\$ 115.00
*item 4D is a unit price			

WHEREAS, the Commissioner of Sanitation recommends that the bid for Items 3A, 3B and 4D be awarded to King Metal Corp., 70 New Street, Oceanside, New York 11572; and

WHEREAS, the Commissioner of Sanitation recommends that the bid for Items 1, 3AX, 3BX, 4A, 4B and 4C be awarded to Gershow Recycling, 71 Peconic Avenue, Medford, New York 11763; and

WHEREAS, the Commissioner of Sanitation recommends Items 2A and 2B not be awarded; and

WHEREAS, the recommendations of the Commissioner of Sanitation are in the public interest; and

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to award Items 3A, 3B, and 4D of Purchase Contract #79-2014 for the Yearly Requirements For: Sale of Scrap Metal to King Metal Corp., 70 New Street, Oceanside, New York 11572 for a period of three years to begin upon award of the contract; and

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized to award Items 1, 3AX, 3BX, 4A, 4B and 4C of Purchase Contract #79-2014 for the Yearly Requirements For: Sale of Scrap Metal to Gershow Recycling, 71 Peconic Avenue, Medford, New York 11763 for a period of three years to begin upon award of the contract; and

BE IT FURTHER

RESOLVED, that all monies received in connection with this contract shall be deposited in Refuse Disposal District Sale of Scrap and Excess Metal Account #301-006-0301-2650.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AWARDDING PURCHASE CONTRACT #73-2014 FOR THE REMOVAL AND RECYCLING OF EMPTY PROPANE TANKS

WHEREAS, the Director of Purchasing, on behalf of the Commissioner of Sanitation, advertised for the Removal and Recycling of Empty Propane Tanks; and

WHEREAS, said bids were received and opened on November 19, 2014, the following are the bids received:

No.	Name and Address of Bidder	Bid Proposal Amount
1.	King Metal Corp. of New York 70 New Street Oceanside, New York 11572	Unit price \$0.80
2.	Paraco Gas 200 Corbin Avenue Bayshore, New York 11706	Unit price \$5.00

WHEREAS, it has been determined that the bid received by King Metal Corp. of New York, 70 New Street, Oceanside, New York 11572 represents the lowest qualified bid which meets the qualifications proposed and is acceptable as stated: and

WHEREAS, the Commissioner of Sanitation recommends said bid is in the public interest; and

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor, be and is hereby authorized to award Purchase Contract #73-2014 for the removal and recycling of empty propane tanks to King Metal Corp. of New York, 70 New Street, Oceanside, New York 11572; and BE IT FURTHER

RESOLVED, that all monies due and owing in connection with this contract shall be paid out of Refuse Disposal District Other Disposal Fees Account #301-006-0301-4590.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 45
Case # 17083

CASE NO.

RESOLUTION NO.

Adopted:

Council
moved its adoption:

offered the following resolution and

RESOLUTION AMENDING CONTRACT AND AUTHORIZING FINAL PAYMENT TO J. ANTHONY ENTERPRISE, INC. FOR WORK REQUIRED IN THE COMPLETION OF THE CONTRACT FOR 2014 PEDESTRIAN ACCESS RAMP INSTALLATION, IN THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK. PW# 9-14

WHEREAS, J. Anthony Enterprise Inc. 1606 9th Avenue, Bohemia, New York 11716., had been awarded a contract for the 2014 Pedestrian Access Ramps Installation, Town Of Hempstead; and

WHEREAS, it was determined during the course of construction that increases and decreases in quantities of certain contract items were necessary to satisfactorily complete the contract; and

WHEREAS, it was necessary for the Commissioner of Engineering to order the Contractor to effectuate such decreases and increases in certain of the contract items, at the unit or lump sum prices as noted as follows:

INCREASES IN CONTRACT ITEMS

<u>Item #</u>	<u>Quantity</u>		<u>Unit Price</u>
26C	159 LF	Cement Concrete Curb @.....	17.00 / LF
27MCR	5 EA	4" Conc. SW.Mono. "T" Ramps @.....	925.00 / EA
28MCR-L	23 EA	6" Conc. SW. Mono.Curb Ramps (L) @...	1,250.00 / EA

DECREASES IN CONTRACT ITEMS

2X	9.36 CY	Unclassified Excavation @	35.00 / CY
5C	10 CY	Selected Fill @.....	35.00 / CY
7	92.22 SY	Prepare Fine Grade @.....	4.00 / SY
22CX-M-2	15 Tons	Dense Grade Base Asphalt/ Concrete @.....	150.00 / Tons
24SS	100 LF	Cement Concrete Gutter @.....	12.00 / LF
26SS	10 LF	Cement Conc. Curb & Gutter @.....	22.00 / LF
27	124 SF	Concrete Sidewalk @.....	5.00 / SF
27SS-MW	100 SF	Remove & Replace Masonry Walk @.....	8.00 / SF
28MCR	9 EA	6" Conc. SW.Mono. Curb Ramps @.....	1,000.00 / EA
36E	4 Tons	Asphalt Concrete Type 1AC @.....	150.00 / Tons
58SS-1	250 LF	Saw Cut Existing Concrete @.....	3.00 / LF
58SS-2	55 LF	Saw Cut Existing Asphalt @	2.00 / LF
200SS-1	1SY	Topsoil & Seed @.....	50.00 / SY
200SS-2	1SY	Topsoil & Sod @.....	100.00 / SY
398	10 CY	Dense Graded Aggregate @.....	25.00 / CY

WHEREAS, it was deemed essential to the public interest and safety to maintain continuity in the construction progress of this contract; and

WHEREAS, the Commissioner of Engineering has advised the Town Board that the increases in certain contract items, less the decreases in certain contract items will result in an increase of \$19,081.52 in the contract price of the improvement;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and she hereby is authorized to pay J. Anthony Enterprise Inc. the total amended contract price of \$150,506.52 and to amend the contract to reflect the above described increases and decreases in certain contract

Item # 46
Case # 21364

items necessary for the proper completion of 2014 Pedestrian Access Ramps Installation, Town of Hempstead, which monies is to be paid out of Town Highway Capital Improvement funds.
Account # 9534-503-9534 -5010

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AMENDING CONTRACT AND AUTHORIZING FINAL PAYMENT TO PALACE ELECTRICAL CONTRACTORS, INC. FOR THE ELECTRICAL CONSTRUCTION OF GRANULAR ACTIVATED CARBON (GAC) TREATMENT AT WELLS #1 & #3 IN THE EAST MEADOW WATER DISTRICT, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, NY (PW #10-11).

WHEREAS, the Town Board on July 12, 2011 adopted Resolution No. 853-2011, awarding a contract to Palace Electrical Contractors, Inc. for the Electrical Construction of Granular Activated Carbon (GAC) Treatment at Wells #1 & #3 in the East Meadow Water District, Town of Hempstead, County of Nassau, NY (PW#10-11) in the amount of \$49,000.00; and

WHEREAS, due to unforeseen conditions and circumstances since encountered, it was necessary for the Commissioner of the Department of Water to effectuate such increases and decreases to certain items of the contract as indicated below:

Additional Items of Work		
<u>Change Order No.</u>	<u>Description</u>	<u>Amount</u>
1.	Increases and decreases to various work items.	\$2,520.97
	Total Increase	\$2,520.97

WHEREAS, it was deemed essential to the public interest to maintain continuity in the progress of this contract; and

WHEREAS, the Commissioner of the Department of Water has advised the Town Board that increases and decreases to certain items of the contract and additional items of work will result in an increase of \$2,520.97 in the contract price; and

WHEREAS, it appears to this Town Board that said increases and decreases to certain items of the contract and additional items of work were necessary to satisfactorily complete the aforesaid project and that the price of such work is fair and reasonable.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor hereby is authorized to pay Palace Electrical Contractors, Inc. the final contract price of \$51,520.97 and to amend the contract price to reflect the above described additional items of work, increases and decreases to certain items of the contract necessary for the proper completion of the contract for the Electrical Construction of Granular Activated Carbon (GAC) Treatment at Wells #1 & #3 in the East Meadow Water District, Town of Hempstead, County of Nassau, NY, (PW #10-11). Such fees to be charged against the following East Meadow Water District Accounts; 8576-507-8576-5010 in the amount of seven hundred forty six dollars and sixty cents (\$746.60) and 8581-507-8581-5010 in the amount of one thousand seven hundred seventy four dollars and thirty-seven cents (\$1,774.37).

The following resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

47

Case #

17527

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN
TOWN OF HEMPSTEAD AND LIGHTOWER FIBER
NETWORK II, LLC TO SUPPLY A FIBER CONNECTION
FOR THE DEPARTMENT OF PUBLIC SAFETY

WHEREAS, the Department of General Services has jurisdiction over telephone services and data lines in the Town Hall Complex, Hempstead, New York, and 200 N. Franklin Street, Hempstead, New York and 1580 Merrick Road, Merrick, New York commencing February 1, 2015 to January 31, 2020; and

WHEREAS, in conjunction with the needs of the Department of Public Safety for increased bandwidth and serviceability; and

WHEREAS, Lightower Fiber Network II, LLC has made a proposal based upon their New York State Contract # PS63764 to supply the fiber optic connection that the Department of Public Safety requires to connect their repeater radio antennae located on the roof of the Nassau County Medical Center to their offices in 200 N. Franklin Street Hempstead, New York; and

WHEREAS, the term of the above stated service is for five (5) years and will cost \$995.00 per month. Said money shall be paid out of the Department of General Services Telephone Expense Account # 010-001-1490-4180; and

WHEREAS, the Commissioner of the Department of General Services deems the proposal of Lightower Fiber Network II, LLC to be in the best interest of the Town of Hempstead.

NOW, THEREFORE, BE IT

RESOLVED, that the Proposal received from Lightower Fiber Network II, LLC be accepted, as it is.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 48

Case # 13671

CASE NO.

RESOLUTION NO.

ADOPTED:

Councilman
adoption:

offered the following resolution and moved its

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE A CONTRACT OF SALE AND QUITCLAIM DEED IN FAVOR OF THE COUNTY OF NASSAU TRANSFERRING ALL RIGHTS AND INTEREST IN CERTAIN PROPERTY WITH IMPROVEMENTS THEREON BEING RECORDED AS SECTION 55, BLOCK 336, LOT 143 AND LOCATED AT AND BEING KNOWN AS 104 NASSAU ROAD, ROOSEVELT, TOWN OF HEMPSTEAD

WHEREAS, the Town of Hempstead, a municipal corporation with offices located at One Washington Street, Hempstead, New York is the owner in fee of the subject property, which is more fully described in Schedule 'A' attached hereto; and

WHEREAS, the County of Nassau has offered to purchase said property and, thereafter, assume responsibility for its use and maintenance; and

WHEREAS, the Nassau County Police Activities League is the current lessee of said property and has been for a period of more than twenty years; and

WHEREAS, the County of Nassau, intends to continue to lease the property to the Nassau County Police Activities League thereby allowing for the uninterrupted and continued use of the property by the Nassau County Police Activities League for its programs and efforts providing for recreational and educational activities for the young people of the community; and

WHEREAS, the Town Board of the Town of Hempstead has determined that inasmuch as the subject property has been under lease and use by the Nassau County Police Activities League since February, 1991, it is in the best interest of the taxpayers of the Town of Hempstead and the Nassau County Police Activity League's participants to sell said property to the County of Nassau;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute a contract of sale and Quitclaim Deed in favor of the County of Nassau for the purposes expressed above; and

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized to make such payment(s) from Account No.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 49

Case # 20404

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and
moved its adoption.

RESOLUTION TO AUTHORIZE THE SUPERVISOR OF
THE TOWN OF HEMPSTEAD TO APPOINT THE MEMBERS OF
THE TOWN OF HEMPSTEAD WORKFORCE DEVELOPMENT
BOARD UNDER THE WORKFORCE INNOVATION AND
OPPORTUNITY ACT OF 2014 PUBLIC LAW 113-128 FOR THE
TOWN OF HEMPSTEAD/CITY OF LONG BEACH WORKFORCE
DEVELOPMENT AREA.

WHEREAS, the Workforce Investment Act of 1998, Public Law 105-220
has been repealed by the Workforce Innovation and Opportunity Act of 2014, Public Law
113-128; and

WHEREAS, the Supervisor of the Town of Hempstead, as the grant
recipient under the Workforce Innovation and Opportunity Act, Public Law 113-128, for
the Town of Hempstead/City of Long Beach Workforce Investment Area, is authorized to
appoint the members of a local workforce development board; and

WHEREAS, the function of the Town of Hempstead Workforce
Development Board shall be to set policy for the portion of the statewide workforce
development system in the Town of Hempstead/City of Long Beach Workforce
Development Area; and

NOW THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Hempstead that the
Supervisor is hereby authorized to appoint the members of the Town of Hempstead
Workforce Development Board, under the Workforce Innovation and Opportunity Act of
2014, Public Law 113-128, for the Town of Hempstead/City of Long Beach Workforce
Development Area.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

50

Case #

29242

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and
moved its adoption.

RESOLUTION TO AUTHORIZE THE SUPERVISOR OF THE TOWN OF HEMPSTEAD TO DESIGNATE THE TOWN OF HEMPSTEAD DEPARTMENT OF OCCUPATIONAL RESOURCES AS THE GRANT SUBRECIPIENT/FISCAL AGENT AND TO DESIGNATE THE ONE-STOP OPERATOR UNDER THE WORKFORCE INNOVATION AND OPPORTUNITY ACT OF 2014 PUBLIC LAW 113-128 FOR THE TOWN OF HEMPSTEAD/CITY OF LONG BEACH WORKFORCE DEVELOPMENT AREA.

WHEREAS, the Workforce Investment Act of 2014, Public Law 105-220 has been repealed by the Workforce Innovation and Opportunity Act of 2014, Public Law 113-128; and

WHEREAS, the Workforce Innovation and Opportunity Act, Public Law 113-128, stipulates that the local grant recipient or an entity designated shall disburse such funds for workforce development activities at the direction of the local board; and

WHEREAS, the Supervisor of the Town of Hempstead, as the grant recipient under the Workforce Innovation and Opportunity Act of 2014, Public Law 113-128, shall designate an entity to serve as the grant subrecipient/fiscal agent and shall designate the One-Stop Operator for the local area;

NOW THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Hempstead that the Supervisor of the Town of Hempstead is hereby authorized to designate the Town of Hempstead Department of Occupational Resources as the grant sub-recipient/fiscal agent and shall designate the One-Stop Operator under the Workforce Innovation and Opportunity Act of 2014, Public Law 113-128, for the Town of Hempstead/City of Long Beach Workforce Development Area.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

51

Case #

24824

7

Resolution – Amending Resolution No. 107-2015 Re: Various offices, position & occupations in the Town Government of the Town of Hempstead

Item # 52
Case # 7

CASE NO. 29237

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved
its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A
PROPOSED LOCAL LAW TO AMEND CHAPTER 202
OF THE CODE OF THE TOWN OF HEMPSTEAD TO
INCLUDE AND REPEAL "REGULATIONS AND
RESTRICTIONS" TO LIMIT PARKING AT VARIOUS
LOCATIONS.

WHEREAS, the Town Board of the Town of Hempstead is empowered
to enact and amend local laws pursuant to Article 9 of the New York
State Constitution, the provisions of the Town Law and the Municipal
Home Rule Law, both as amended; and

WHEREAS, it appears to be in the public interest to consider
the enactment of a local law amending Chapter 202 of the Code of the
Town of Hempstead entitled "REGULATIONS AND RESTRICTIONS" to limit
parking at various locations; and

WHEREAS, has introduced a proposed local law known as
Intro. No. 7-2015, Print No. 1 to amend the said Chapter 202 of the
Code of the Town of Hempstead to include and repeal "REGULATIONS AND
RESTRICTIONS" to limit parking at various locations; NOW, THEREFORE,
BE IT

RESOLVED, that a public hearing be held in the Town Meeting
Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New
York on February 24, 2015, at 10:30 o'clock in the forenoon of that
day, at which time all interested persons shall be heard on the
proposed enactment of a local law known as Intro. No. 7-2015, Print
No. 1, to amend Chapter 202 of the Code of the Town of Hempstead to
include and repeal "REGULATIONS AND RESTRICTIONS" to limit parking
at various locations; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing
by the publication thereof in a newspaper of general circulation in
the Town of Hempstead and by the posting of such notice on the
Bulletin Board maintained for such purpose in the Town Hall not less
than three nor more than thirty days prior to the date of such
hearing.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 53

Case # 29237

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 24th day of February, 2015, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Chapter 202 of the code of the Town of Hempstead to INCLUDE "REGULATIONS AND RESTRICTIONS " to limit parking at the following locations:

(NR) ISLAND PARK
Section 202-28

SHERMAN ROAD (TH 559/14) West Side – NO STOPPING
7 PM – 7 AM – starting at a point 250 feet south of the south
curbline of Long Beach Road, south for a distance of 250 feet.

SEAFORD
Section 202-4

FRANKLIN AVENUE (TH 645/14) South Side – TWO HOUR
PARKING 7 AM to 7 PM EXCEPT SATURDAYS, SUNDAYS
and HOLIDAYS – starting at the west curbline of Monroe
Avenue, west for a distance of 190 feet.

WOODMERE
Section 202-17

MOSHER AVENUE (TH 628/14) East Side – TWO HOUR
PARKING EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS
– starting at a point 30 feet south of the south curbline of North
Central Avenue, south for a distance of 100 feet.

MOSHER AVENUE (TH 628/14) West Side – TWO HOUR
PARKING EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS
– starting at a point 30 feet south of the south curbline of North
Central Avenue, south for a distance of 100 feet.

MOSHER AVENUE (TH 628/14) East Side – TWO HOUR
PARKING 7 AM - 7 PM EXCEPT SATURDAYS, SUNDAYS &
HOLIDAYS – starting at a point 30 feet north of the north curbline
of North Central Avenue, north for a distance of 40 feet.

MOSHER AVENUE (TH 628/14) West Side – TWO HOUR
PARKING 7 AM – 7 PM EXCEPT SATURDAYS, SUNDAYS &
HOLIDAYS – starting at a point 30 feet north of the north curbline
of North Central Avenue, north for a distance of 55 feet.

NORTH CENTRAL AVENUE (TH 628/14) North Side – TWO
HOUR PARKING 7 AM – 7 PM EXCEPT SATURDAYS,
SUNDAYS & HOLIDAYS – starting at a point 30 feet west of the
west curbline of Mosher Avenue, west to the east curbline of
Woodmere Blvd..

NORTH CENTRAL AVENUE (TH 628/14) South Side – TWO
HOUR PARKING 7 AM – 7 PM EXCEPT SATURDAYS,
SUNDAYS & HOLIDAYS – starting at a point 30 feet west of the
west curbline of Mosher Avenue, west to the east curbline of
Woodmere Blvd.

NORTH CENTRAL AVENUE (TH 628/14) North Side – TWO
HOUR PARKING 7 AM – 7 PM EXCEPT SATURDAYS,
SUNDAYS & HOLIDAYS – starting at a point 30 feet east of the
east curbline of Mosher Avenue, east for a distance of 90 feet.

ALSO, to REPEAL from Chapter 202 "REGULATIONS & RESTRICTIONS" to limit

parking at the following locations:

(NR) ISLAND PARK
Section 202-28

SHERMAN ROAD (TH 559/14) West Side – NO STOPPING
7 PM – 4 AM – starting at a point 250 feet south of the south
curbline of Long Beach Road, south for a distance of 250 feet.
(Adopted 11/25/14)

SEAFORD
Section 202-4

FRANKLIN AVENUE (TH 109/87) South Side – TWO HOUR
PARKING 7 A.M. to 7 P.M. EXCEPT SATURDAYS,
SUNDAYS & HOLIDAYS – starting at the west curbline of
Monroe Avenue, west for a distance of 70 feet. (Adopted 7/14/87)

WOODMERE
Section 202-17

MOSHER AVENUE (TH 279/87) East Side – TWO HOUR
PARKING EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS
– starting at the south curbline of North Central Avenue, south for
a distance of 130 feet. (Adopted 10/13/87)

MOSHER AVENUE (TH 279/87) West Side – TWO HOUR
PARKING EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS
– starting at the south curbline of North Central Avenue, south for
a distance of 130 feet. (Adopted 10/13/87)

MOSHER AVENUE (TH 279/87) North Side – TWO HOUR
PARKING 7 A.M. to 7 P.M. EXCEPT SATURDAYS,
SUNDAYS & HOLIDAYS – starting at the west curbline of
North Central Avenue, west for a distance of 85 feet.
(Adopted 3/22/88)

MOSHER AVENUE (TH 453/80) South Side – TWO HOUR
PARKING 7 AM to 7 PM EXCEPT SATURDAY, SUNDAY &
HOLIDAYS – starting at the west curbline of North Central
Avenue, west for a distance of 70 feet. (Adopted 4/28/81)

NORTH CENTRAL AVENUE – East Side – 2 HOUR
PARKING 7 A.M. to 7 P.M. EXCEPT SATURDAYS,
SUNDAYS AND HOLIDAYS – from Woodmere Boulevard
north to Mosher Avenue (Adopted 10/4/55)

NORTH CENTRAL AVENUE – West Side – 2 HOUR
PARKING 7 A.M. to 7 P.M. EXCEPT SATURDAYS,
SUNDAYS AND HOLIDAYS – from Woodmere Boulevard
north to Mosher Avenue. (Adopted 10/4/55)

NORTH CENTRAL AVENUE (TH 453/80) West Side – TWO
HOUR PARKING 7 AM to 7 PM EXCEPT SATURDAY,
SUNDAY AND HOLIDAYS – starting at the north curbline of
Mosher Avenue north for a distance of 120 feet.
(Adopted 4/28/81)

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead,
Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected
during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: February 10, 2015
Hempstead, New York

KATE MURRAY
Supervisor

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

Nasrin G. Ahmad
Town Clerk

Town of Hempstead

A local law to amend Chapter two hundred two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include and repeal "REGULATIONS AND RESTRICTIONS" to limit parking at various locations.

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Chapter two hundred two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Chapter last amended by local law number ninety-seven of two thousand fourteen is hereby amended by including therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

(NR) ISLAND PARK
Section 202-28

SHERMAN ROAD (TH 559/14) West Side – NO STOPPING 7 PM – 7 AM – starting at a point 250 feet south of the south curbline of Long Beach Road, south for a distance of 250 feet.

SEAFORD
Section 202-4

FRANKLIN AVENUE (TH 645/14) South Side – TWO HOUR PARKING 7 AM to 7 PM EXCEPT SATURDAYS, SUNDAYS and HOLIDAYS – starting at the west curbline of Monroe Avenue, west for a distance of 190 feet.

WOODMERE
Section 202-17

MOSHER AVENUE (TH 628/14) East Side – TWO HOUR PARKING EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at a point 30 feet south of the south curbline of North Central Avenue, south for a distance of 100 feet.

MOSHER AVENUE (TH 628/14) West Side – TWO HOUR PARKING EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at a point 30 feet south of the south curbline of North Central Avenue, south for a distance of 100 feet.

MOSHER AVENUE (TH 628/14) East Side – TWO HOUR PARKING 7 AM - 7 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at a point 30 feet north of the north curbline of North Central Avenue, north for a distance of 40 feet.

MOSHER AVENUE (TH 628/14) West Side – TWO HOUR PARKING 7 AM – 7 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at a point 30 feet north of the north curbline of North Central Avenue, north for a distance of 55 feet.

NORTH CENTRAL AVENUE (TH 628/14) North Side – TWO HOUR PARKING 7 AM – 7 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at a point 30 feet west of the west curbline of Mosher Avenue, west to the east curbline of Woodmere Blvd..

NORTH CENTRAL AVENUE (TH 628/14) South Side – TWO HOUR PARKING 7 AM – 7 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at a point 30 feet west of the west curbline of Mosher Avenue, west to the east curbline of Woodmere Blvd.

NORTH CENTRAL AVENUE (TH 628/14) North Side – TWO HOUR PARKING 7 AM – 7 PM EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS – starting at a point 30 feet east of the east curbline of Mosher Avenue, east for a distance of 90 feet.

Section 2. Chapter two hundred two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Chapter last amended by local law number ninety-seven of two thousand fourteen is hereby amended by repealing therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

(NR) ISLAND PARK
Section 202-28

SHERMAN ROAD (TH 559/14) West Side – NO STOPPING
7 PM – 4 AM – starting at a point 250 feet south of the south
curbline of Long Beach Road, south for a distance of 250 feet.
(Adopted 11/25/14)

SEAFORD
Section 202-4

FRANKLIN AVENUE (TH 109/87) South Side – TWO HOUR
PARKING 7 A.M. to 7 P.M. EXCEPT SATURDAYS,
SUNDAYS & HOLIDAYS – starting at the west curbline of
Monroe Avenue, west for a distance of 70 feet. (Adopted 7/14/87)

WOODMERE
Section 202-17

MOSHER AVENUE (TH 279/87) East Side – TWO HOUR
PARKING EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS
– starting at the south curbline of North Central Avenue, south for
a distance of 130 feet. (Adopted 10/13/87)

MOSHER AVENUE (TH 279/87) West Side – TWO HOUR
PARKING EXCEPT SATURDAYS, SUNDAYS & HOLIDAYS
– starting at the south curbline of North Central Avenue, south for
a distance of 130 feet. (Adopted 10/13/87)

MOSHER AVENUE (TH 279/87) North Side – TWO HOUR
PARKING 7 A.M. to 7 P.M. EXCEPT SATURDAYS,
SUNDAYS & HOLIDAYS – starting at the west curbline of
North Central Avenue, west for a distance of 85 feet.
(Adopted 3/22/88)

MOSHER AVENUE (TH 453/80) South Side – TWO HOUR
PARKING 7 AM to 7 PM EXCEPT SATURDAY, SUNDAY &
HOLIDAYS – starting at the west curbline of North Central
Avenue, west for a distance of 70 feet. (Adopted 4/28/81)

NORTH CENTRAL AVENUE – East Side – 2 HOUR
PARKING 7 A.M. to 7 P.M. EXCEPT SATURDAYS,
SUNDAYS AND HOLIDAYS – from Woodmere Boulevard
north to Mosher Avenue (Adopted 10/4/55)

NORTH CENTRAL AVENUE – West Side – 2 HOUR
PARKING 7 A.M. to 7 P.M. EXCEPT SATURDAYS,
SUNDAYS AND HOLIDAYS – from Woodmere Boulevard
north to Mosher Avenue. (Adopted 10/4/55)

NORTH CENTRAL AVENUE (TH 453/80) West Side – TWO
HOUR PARKING 7 AM to 7 PM EXCEPT SATURDAY,
SUNDAY AND HOLIDAYS – starting at the north curbline of
Mosher Avenue north for a distance of 120 feet.
(Adopted 4/28/81)

Section 3. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO. 29238

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved
its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A
PROPOSED LOCAL LAW TO AMEND SECTION
202-1 OF THE CODE OF THE TOWN OF HEMPSTEAD
TO INCLUDE AND REPEAL "PARKING OR STANDING
PROHIBITIONS" AT VARIOUS LOCATIONS.

WHEREAS, the Town Board of the Town of Hempstead is empowered to enact and amend local laws pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law, both as amended; and

WHEREAS, it appears to be in the public interest to consider the enactment of a local law amending Section 202-1 of the Code of the Town of Hempstead entitled "PARKING OR STANDING PROHIBITIONS"; and

WHEREAS, has introduced a proposed local law known as Intro. No. 8-2015, Print No. 1 to amend the said Section 202-1 of the Code of the Town of Hempstead to include and repeal "PARKING OR STANDING PROHIBITIONS" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on February 24, 2015, at 10:30 o'clock in the forenoon of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 8-2015, Print No. 1, to amend Section 202-1 of the Code of the Town of Hempstead to include and repeal "PARKING OR STANDING PROHIBITIONS" at various locations; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead and by the posting of such notice on the Bulletin Board maintained for such purpose in the Town Hall not less than three nor more than thirty days prior to the date of such hearing.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 54

Case # 29238

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 24th day of February, 2015, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE "PARKING OR STANDING PROHIBITIONS" at the following locations:

WOODMERE

MOSHER AVENUE (TH 628/14) East Side – NO STOPPING HERE TO CORNER – from the south curblineline of North Central Avenue, south for a distance of 30 feet.

MOSHER AVENUE (TH 628/14) West Side – NO STOPPING HERE TO CORNER – from the south curblineline of North Central Avenue, south for a distance of 30 feet.

MOSHER AVENUE (TH 628/14) West Side – NO STOPPING HERE TO CORNER – from the north curblineline of North Central Avenue, north for a distance of 30 feet.

MOSHER AVENUE (TH 628/14) East Side – NO STOPPING HERE TO CORNER – from the north curblineline of North Central Avenue, north for a distance of 30 feet.

NORTH CENTRAL AVENUE (TH 628/14) South Side – NO STOPPING HERE TO CORNER – from the west curblineline of Mosher Avenue, west for a distance of 30 feet.

NORTH CENTRAL AVENUE (TH 628/14) North Side – NO STOPPING HERE TO CORNER – from the east curblineline of Mosher Avenue, east for a distance of 30 feet.

NORTH CENTRAL AVENUE (TH 628/14) North Side – NO STOPPING HERE TO CORNER – from the west curblineline of Mosher Avenue, west for a distance of 30 feet.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: February 10, 2015
Hempstead, New York

KATE MURRAY
Supervisor

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

Nasrin G. Ahmad
Town Clerk

Town of Hempstead

A local law to amend Section two hundred two dash one of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include and repeal "PARKING OR STANDING PROHIBITIONS" at various locations.

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Section two hundred two dash one of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number ninety-eight of two thousand fourteen is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

WOODMERE

MOSHER AVENUE (TH 628/14) East Side – NO STOPPING HERE TO CORNER – from the south curblines of North Central Avenue, south for a distance of 30 feet.

MOSHER AVENUE (TH 628/14) West Side – NO STOPPING HERE TO CORNER – from the south curblines of North Central Avenue, south for a distance of 30 feet.

MOSHER AVENUE (TH 628/14) West Side – NO STOPPING HERE TO CORNER – from the north curblines of North Central Avenue, north for a distance of 30 feet.

MOSHER AVENUE (TH 628/14) East Side – NO STOPPING HERE TO CORNER – from the north curblines of North Central Avenue, north for a distance of 30 feet.

NORTH CENTRAL AVENUE (TH 628/14) South Side – NO STOPPING HERE TO CORNER – from the west curblines of Mosher Avenue, west for a distance of 30 feet.

NORTH CENTRAL AVENUE (TH 628/14) North Side – NO STOPPING HERE TO CORNER – from the east curblines of Mosher Avenue, east for a distance of 30 feet.

NORTH CENTRAL AVENUE (TH 628/14) North Side – NO STOPPING HERE TO CORNER – from the west curblines of Mosher Avenue, west for a distance of 30 feet.

Section 2. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO. 29239

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved
its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A
PROPOSED LOCAL LAW TO AMEND SECTION
197-5 OF THE CODE OF THE TOWN OF HEMPSTEAD
TO INCLUDE "ARTERIAL STOPS" AT VARIOUS
LOCATIONS.

WHEREAS, the Town Board of the Town of Hempstead is empowered to enact and amend local laws pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law, both as amended; and

WHEREAS, it appears to be in the public interest to consider the enactment of a local law amending Section 197-5 of the Code of the Town of Hempstead entitled "ARTERIAL STOPS"; and

WHEREAS, has introduced a proposed local law known as Intro. No. 9-2015, Print No. 1 to amend the said Section 197-5 of the Code of the Town of Hempstead to include "ARTERIAL STOPS" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on February 24, 2015, at 10:30 o'clock in the forenoon of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 9-2015, Print No. 1, to amend Section 197-5 of the Code of the Town of Hempstead to include "ARTERIAL STOPS" at various locations; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead and by the posting of such notice on the Bulletin Board maintained for such purpose in the Town Hall not less than three nor more than thirty days prior to the date of such hearing.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 55

Case # 29239

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 24th day of February, 2015, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 197-5 of the code of the Town of Hempstead to INCLUDE "ARTERIAL STOPS" at the following locations:

BELLMORE

ORANGE STREET (TH 646/14) STOP – all traffic traveling southbound on Lefferts Place shall come to a full stop.

ORANGE STREET (TH 646/14) STOP – all traffic traveling northbound on Lefferts Place shall come to a full stop.

ELMONT

CIRCLE DRIVE WEST (TH 648/14) STOP – all traffic approaching eastbound on Peter Street shall come to a full stop.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: February 10, 2015
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Supervisor

Nasrin G. Ahmad
Town Clerk

Town of Hempstead

A local law to amend Section one hundred ninety-seven dash five of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include and repeal "ARTERIAL STOPS" at various locations.

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Section one hundred ninety-seven dash five of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number one hundred of two thousand fourteen is hereby amended by including therein "ARTERIAL STOPS" at the following locations:

BELLMORE

ORANGE STREET (TH 646/14) STOP – all traffic traveling southbound on Lefferts Place shall come to a full stop.

ORANGE STREET (TH 646/14) STOP – all traffic traveling northbound on Lefferts Place shall come to a full stop.

ELMONT

CIRCLE DRIVE WEST (TH 648/14) STOP – all traffic approaching eastbound on Peter Street shall come to a full stop.

Section 2. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO. 29240

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved
its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A
PROPOSED LOCAL LAW TO AMEND SECTION
197-2 OF THE CODE OF THE TOWN OF HEMPSTEAD
TO INCLUDE "U-TURNS PROHIBITED" AT VARIOUS
LOCATIONS.

WHEREAS, the Town Board of the Town of Hempstead is empowered to enact and amend local laws pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law, both as amended; and

WHEREAS, it appears to be in the public interest to consider the enactment of a local law amending Section 197-2 of the Code of the Town of Hempstead entitled "U-TURNS PROHIBITED"; and

WHEREAS, has introduced a proposed local law known as Intro. No. 10-2015, Print No. 1 to amend the said Section 197-2 of the Code of the Town of Hempstead to include "U-TURNS PROHIBITED" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on February 24, 2015, at 10:30 o'clock in the forenoon of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 10-2015, Print No. 1, to amend Section 197-2 of the Code of the Town of Hempstead to include "U-TURNS PROHIBITED" at various locations; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead and by the posting of such notice on the Bulletin Board maintained for such purpose in the Town Hall not less than three nor more than thirty days prior to the date of such hearing.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 56

Case # 29240

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 24th day of February, 2015, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 197-2 of the code of the Town of Hempstead to INCLUDE "U-TURNS PROHIBITED" at the following location:

WANTAGH

CYPRESS STREET (TH 640/14) NO U-TURN – all traffic shall be prohibited from making U-Turn maneuvers on Cypress Street from Merrick Road north for a distance of 143 feet to the property lines of 2247 Cypress Street and 3287 Merrick Road.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: February 10, 2015
Hempstead, New York

KATE MURRAY
Supervisor

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

Nasrin G. Ahmad
Town Clerk

Town of Hempstead

A local law to amend Section one hundred ninety-seven dash two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include "U-TURNS PROHIBITED" at various locations.

Be it enacted by the Town Board of the Town of Hempstead as follows:

Section 1. Section one hundred ninety-seven dash two of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number ninety-nine of two thousand fourteen is hereby amended by including therein "U-TURNS PROHIBITED" at the following location:

WANTAGH

CYPRESS STREET (TH 640/14) NO U-TURN – all traffic shall be prohibited from making U-Turn maneuvers on Cypress Street from Merrick Road north for a distance of 143 feet to the property lines of 2247 Cypress Street and 3287 Merrick Road.

Section 2. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution
and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING
ON A LOCAL LAW TO REPEAL A CERTAIN PART
OF SECTION TWO HUNDRED TWO DASH FIFTY-
SEVEN OF THE CODE OF THE TOWN OF
HEMPSTEAD, ENTITLED "PARKING FOR POLICE
VEHICLES ONLY" AT A CERTAIN LOCATION OF
DUTCH BROADWAY, ELMONT.

WHEREAS, the Town Board of the Town of Hempstead is
empowered to enact and amend local laws pursuant to Article
9 of the New York State Constitution, the provisions of the
Town Law and the Municipal Home Rule Law, as amended; and

WHEREAS, it appears to be in the public interest to
consider the enactment of a local law to repeal the part of
Section 202-57 of the Code of the Town of Hempstead that
pertains only to parking for police vehicles at a certain
location of Dutch Broadway, Elmont; and

WHEREAS, _____ has introduced a local law known
as Intro. No. _____ -2015, Print No. 1, as aforesaid;

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town
Meeting Pavilion, Hempstead Town Hall, 1 Washington Street,
Village and Town of Hempstead, New York on the _____ day of
_____, 2015, at _____ o'clock in the _____ of that
day at which time all interested persons shall be heard on
the enactment of a local law known as Intro. No. _____ -2015,
Print No. 1, to repeal a certain part of section 202-57 of
the Code of the Town of Hempstead that pertains only to
parking for police vehicles at a certain location of Dutch
Broadway, Elmont; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of
such hearing by the publication thereof in a newspaper of
general circulation in the Town of Hempstead and by the
posting of such notice on the bulletin board maintained by
them for that purpose in the Town Hall once, pursuant to
Section 4-1 of Chapter 4 of the Code of the Town of
Hempstead entitled, "Local Laws: Adoption" prior to the
date of said hearing.

The foregoing resolution was seconded by
and adopted upon roll call as follows:

AYES:

NOES:

Item #

57

Case #

22430

Intro No.

Print No.

Town of Hempstead

A local law to repeal the part of Section two hundred two dash fifty-seven of the code of the town of Hempstead that pertains only to parking for police vehicles at a certain location of Dutch Broadway, Elmont.

Introduced by:

Be it enacted by the town board of the town of Hempstead as follows:

Section 1. Section two hundred two dash fifty-seven of the code of the town of Hempstead as constituted by local law number one of nineteen hundred sixty-nine, hereby is repealed by the deletion of the part only that pertains to parking for police vehicles only at a certain location of Dutch Broadway, Elmont, as stated as follows:

ELMONT

DUTCH BROADWAY - north side, starting at a point 100 feet west of the west curblineline of Meacham Avenue, west for a distance of 30 feet.
(12/7/54) (TH-621/14)

Section 2. This local law shall take effect immediately upon filing with the secretary of state.

CASE NO.

RESOLUTION NO.

Adopted:

Mr. _____ offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A LOCAL LAW TO AMEND SECTION ONE HUNDRED NINETY TWO DASH ONE OF THE CODE OF THE TOWN OF HEMPSTEAD, BY THE ADDITION OF A LOCATION INTO SUBDIVISION "BB" THEREOF, IN RELATION TO GROSS WEIGHT RESTRICTIONS UPON COMMERCIAL VEHICLES USING CERTAIN TOWN HIGHWAYS.

WHEREAS, the Town Board of the Town of Hempstead is empowered to enact and amend local laws pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law, as amended; and

WHEREAS, it appears to be in the public interest to consider the enactment of a local law to amend Section 192-1 of the Code of the Town of Hempstead by the addition of a location into subdivision "BB", in relation to gross weight restrictions upon commercial vehicles using certain town highways in Wantagh; and

WHEREAS, _____ has introduced a local law known as Intro. No. _____ -2015, Print No. 1, as aforesaid;

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York on the _____ day of _____, 2015, at 10:30 o'clock in the forenoon of that day at which time all interested persons shall be heard on the enactment of a local law known as Intro. No. _____ -2015, Print No. 1, to amend Section 192-1 of the Code of the Town of Hempstead by the addition of a location into subdivision "BB" in relation to gross weight restrictions upon commercial vehicles using certain town highways in Wantagh; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing by the publication thereof in a newspaper of general circulation in the Town of Hempstead and by the posting of such notice on the bulletin board maintained by them for that purpose in the Town Hall once, pursuant to Section 4-1 of Chapter 4 of the Code of the Town of Hempstead entitled, "Local Laws: Adoption" prior to the date of said hearing.

The foregoing resolution was seconded by _____ and adopted upon roll call as follows:

AYES:

NOES:

Item # 58
Case # 19829

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Town Hall Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the

day of _____, 2015, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 192-1 of the Code of the Town of Hempstead by the insertion of a location into subdivision "BB" thereof, in relation to gross weight restrictions upon commercial vehicles using certain town highways, as follows:

"BB" - WANTAGH

FRANCIS DRIVE - between North
Jerusalem Road and Bruce Drive.
(TH-400/14)

The proposed local law is on file in the office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where same may be inspected during office hours.

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: Hempstead, New York
, 2015.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Supervisor

NASRIN G. AHMAD
Town Clerk

-Intro No.

Print No.

Town of Hempstead

A local law to amend section one hundred ninety two dash one of the code of the town of Hempstead by the addition of a location into subdivision "BB" in relation to gross weight restrictions upon commercial vehicles using certain town highways.

Introduced by:

Be it enacted by the town board of the town of Hempstead as follows:

Section 1. Section one hundred ninety-two dash one of the code of the town of Hempstead as constituted by local law number one of nineteen hundred sixty-nine, shall be amended by the addition of a location into subdivision "BB" thereof, in relation to gross weight restrictions upon commercial vehicles using certain town highways, as follows:

"BB" - WANTAGH

FRANCIS DRIVE - between North
Jerusalem Road and Bruce Drive.
(TH-400/14)

§2. This local law shall take effect immediately upon filing with the secretary of state.

OCEANSIDE

OCEANSIDE ROAD - west side, starting at a point 110 feet north of the north curblineline of Davison Avenue, north for a distance of 25 feet.
(TH-625/14)

VERMONT AVENUE - south side, starting at a point 189 feet east of the east curblineline of Lawson Blvd., east for a distance of 20 feet.
(TH-606/14)

and on the repeal of the following locations previously set aside as parking spaces for physically handicapped persons:

OCEANSIDE

VERMONT AVENUE - south side, starting at a point 136 feet east of the east curblineline of Lawson Blvd., east for a distance of 20 feet.
(TH-137/03 - 6/17/03) (TH-609/14)

EVANS LANE - south side starting at a point 256 feet west of the west curblineline of Lawrence Avenue, west for a distance of 16 feet.
(TH-233/09 - 9/22/09) (TH-625/14)

SEAFORD

DAVID PLACE - south side, starting at a point 200 feet south of the south curblineline of Arthur Avenue North, south for a distance of 20 feet.
(TH-19/02 -6/04/02) (TH-631/14)

; and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of such hearing by the publication thereof in Newsday, a newspaper having a general circulation in the Town of Hempstead, once at least ten days prior to the above-specified date of said hearing.

The foregoing resolution was seconded by and adopted upon roll call as follows:

AYES:

NOES:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Section 202-48 of the code of the Town of Hempstead entitled, "Handicapped Parking On Public Streets," a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the _____ day of _____, 2015, at _____ o'clock in the _____ of that day, to consider the adoption of a resolution setting aside certain parking spaces for motor vehicles for the sole use of holders of special parking permits issued by the County of Nassau to physically handicapped persons at the following locations:

ELMONT

LOUIS AVENUE - east side, starting at a point 359 feet south of the south curbline of Chelsea Street, south for a distance of 19 feet.
(TH-584/14)

FRANKLIN STREET - east side, starting at a point 244 feet south of the south curbline of Hempstead Tpke., south for 15 feet.
(TH-566/14)

EAST MEADOW

JEFFERSON STREET - north side, starting at a point 50 feet east of the east curbline of Prospect Avenue, east for a distance of 24 feet.
(TH-602/14)

OCEANSIDE

OCEANSIDE ROAD - west side, starting at a point 110 feet north of the north curbline of Davison Avenue, north for a distance of 25 feet.
(TH-625/14)

VERMONT AVENUE - south side, starting at a point 189 feet east of the east curbline of Lawson Blvd., east for a distance of 20 feet.
(TH-606/14)

and on the repeal of the following locations previously set

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead, Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on _____ at _____ o'clock in the forenoon of that day for the purpose of considering the application of TNT ENTERPRISE, INC for variance from provisions of "GSS" Ordinance to modify & convert office area & one service bay into snack shop/convenience store & maintain two service bays for repair of automobiles & self service operation on the following described premises at Seaford, New York:

An irregular parcel of land on the s/e/c of Sunrise Highway & Seamans Neck Rd. w/frontage of 100.00' on Sunrise Highway & frontage of 145.78' on Seamans Neck Rd. situated in Seaford, Town of Hempstead, County of Nassau, State of New York.

Maps pertaining to said proposal is on file with the application above mentioned in the Office of the undersigned and may be viewed during office hours.

All persons interested in the subject matter will be given an opportunity to be heard at the time and place above designated.

BY ORDER OF THE TOWN BOARD, TOWN OF HEMPSTEAD, NEW YORK.

KATE MURRAY
Supervisor

NASRIN G. AHMAD
Town Clerk

Dated:
Hempstead, N.Y.

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that, pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and the Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York, on the 10th day of February, 2015 at 10:30 o'clock in the forenoon of that day, to consider the enactment of a local law to repeal and reenact Chapter 183 of the Code of the Town of Hempstead in relation to regulation of Tow Cars.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, where the same may be inspected during office hours.

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid.

Dated: Hempstead, New York
December 9, 2014

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

NASRIN G. AHMAD
Town Clerk

KATE MURRAY
Supervisor

Item # 61
Case #14703

Town of Hempstead

A local law to repeal and reenact chapter one hundred eighty-three of the code of the town of Hempstead to be entitled, "Tow Cars."

Introduced by: Councilman Santino

Be it enacted by the town board of the town of Hempstead as follows:

Section One. Chapter one hundred eighty-three of the code of the town of Hempstead is hereby repealed and reenacted to read as follows:

Chapter 183

Tow Cars

- \$183-1. Definitions and Word Usage.
- \$183-2. Tow Car Owner Application and License Requirements.
- \$183-3. Tow Car Driver Application and License Requirements
- \$183-4. Terminal Requirements.
- \$183-5. Hearings, Suspensions, and Revocations.
- \$183-6. Powers of the Town Clerk.
- \$183-7. Fee Schedule.
- \$183-8. Tow Car Requirements.
- \$183-9. Maximum Towing, Storage, and Labor Charges.
- \$183-10. Towing Records and Authorizations.
- \$183-11. General Provisions.
- \$183-12. Removal From Private Property.
- \$183-13. Rotation System.
- \$183-14. Penalties.
- \$183-15. Applicability.
- \$183-16. Severability.

\$183-1. DEFINITIONS and WORD USAGE.

A. Definitions. Unless otherwise expressly provided, for the purpose of this chapter, the following words shall have the meanings herein indicated:

ACCIDENT

Any incident or occurrence in which one (1) or more Vehicles come into contact with each other or another object, thereby causing personal injury or property damage.

AUTHORIZED AGENT

A Person, excluding the Tow Car Owner, Tow Car Driver, or any employee thereof, authorized by the owner of private property or a Private Parking Lot to act on the owner's behalf.

BOOT or BOOTING

The act of placing on a parked Vehicle a mechanical device that is designed to be attached to the wheel or tire or other part of such Vehicle so as to prevent its movement.

COUNTY

The geographical area of the County of Nassau, including the territory contained within the City of Long Beach, the City of Glen Cove and the incorporated villages within the County of Nassau.

DISABLED VEHICLE

A Vehicle unable to be driven on the public highways or public property by its own propulsion.

FOR HIRE

Includes any incident where a fee, charge or other consideration is, directly or indirectly, imposed for towing, carrying or removing any Vehicle, and shall be inclusive of repairs made on a towed Vehicle for a consideration, although no charge is expressly imposed for the towing of such a Vehicle.

LICENSEE

Any Person licensed by the Town as either a Tow Car Owner or Tow Car Driver pursuant to this chapter.

PERSON

Includes an individual, partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity.

PRIVATE PARKING LOT

Any area or areas of private property near or contiguous to any establishment provided in connection with the premises having one or more stores, business establishments or residences and used by the public as a means of access to egress from such stores, businesses, and residences and for the parking of motor vehicles of customers, patrons, and residents of such stores, businesses and residences.

RESTRICTED OWNER'S LICENSE

A license issued to a Tow Car Owner authorizing the holder thereof to engage in Tow Car operations other than responding to the Scene Of An Accident or removing a Vehicle from the Scene Of An Accident.

RESTRICTED TOW CAR

A Tow Car authorized to engage in Tow Car operations other than responding to the Scene Of An Accident or removing a Vehicle from the Scene Of An Accident.

REVIEW BOARD

A board consisting of three individuals appointed by the Town Board who have attained the title of at least Deputy Commissioner to hear any appeal of or from the provisions of this Chapter.

SCENE OF AN ACCIDENT

An area of a street or private property where an Accident has occurred or to which a Vehicle is removed to prevent obstruction of traffic and will remain so until the Vehicle(s) is removed either under its own power or by a properly licensed Unrestricted Tow Car.

SOLICIT

To entreat, to approach with a request or plea, to strongly urge, to accost or to try to obtain by asking.

TERMINAL

Any place of business located within the County, or within a city or incorporated village located within the County, which is utilized by the Tow Car Owner for the storage of Vehicles after they have been towed and where the Tow Car Owner maintains a licensed Tow Car to respond to calls regarding Vehicles.

TOW

To move a Vehicle from public or private property by another vehicle For Hire.

TOW CAR

A vehicle which is either towing or is equipped with a crane, winch or similar device designed to raise, push, pull, remove or carry a Vehicle or the front or rear end thereof.

TOW CAR DRIVER or TOW CAR OPERATOR

Any person licensed by the Town to drive, control, direct, operate, or use a Tow Car within the enforcement jurisdiction of the Town, For Hire.

TOW CAR INSPECTOR

An agent and employee appointed by the Town Clerk of the Town, or other municipal official, whose duty it is to enforce the provisions of this chapter by the issuance of appearance tickets and to perform other duties requisite to enforcement.

TOW CAR OWNER

Includes a person, partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity which owns, leases or controls one or more Tow Cars and causes any such Tow Car to be operated within the enforcement jurisdiction of the Town, For Hire.

TOWN

The geographical area and political subdivisions of the Town of Hempstead.

UNRESTRICTED OWNER'S LICENSE

A license issued to a Tow Car Owner authorizing the holder thereof to engage in all Tow Car operations.

UNRESTRICTED TOW CAR

A Tow Car authorized to engage in all Tow Car operations.

VEHICLE

A motor vehicle, as defined in § 125 of the Vehicle and Traffic Law of the State of New York; a bus, as defined in § 104 of such law; a tractor, as defined in § 151-a of such law; a trailer, as defined in § 156 of such law; or a truck, as defined in § 158 of such law.

VEHICLE OWNER

A Person who owns or operates a Vehicle which is subject to towing or has been towed by a Tow CarOwner or Tow CarDriver.

B. Word Usage. When not inconsistent with the content, the present tense shall include the future, and words used in the plural shall include the singular and vice versa. Whenever words of the masculine or feminine gender appear they shall be deemed to refer to both male and female persons. Furthermore, the word "shall" is mandatory and the word "may" is permissive.

§183-2 TOW CAR OWNER APPLICATION AND LICENSE REQUIREMENTS.

- A. Tow CarOwner's License Required. It shall be a violation of this chapter for any Person to operate, store or use any Tow Car owned or controlled by him or her or permit the same to be operated, stored or used in the Town without having first obtained and then having in force a current valid Tow Car Owner's license therefor, as hereinafter provided.
- B. Licensed Drivers Required. It shall be a violation of this chapter for any Tow Car Owner to permit a Tow Car to be operated, stored, driven or used in the Town by any person not in possession of a current and valid Tow CarDriver's license issued by the Town pursuant to § 183-3 of this chapter.
- C. Compliance with Terminal Requirements.
1. It shall be a violation of this chapter for any Tow Car Owner to own, lease, operate, or maintain a Terminal in the Town that is not in compliance with the Terminal requirements pursuant to § 183-4 of this chapter.
 2. It shall be a violation of this chapter for any Tow Car Owner to own, lease, operate, or maintain a Terminal outside of the Town but within the County that is not in compliance with the zoning laws, building laws, fire laws, local laws, and Terminal requirements of the municipality in which it is located. Such a Terminal, outside of the Town but within the County, shall also comply with § 183-4 of this chapter to the extent that such provisions do not directly conflict with the local laws of the municipality in which it is located.
- D. Application for Tow CarOwner's License.
1. Every Person who desires to be or act as a Tow Car Owner upon the public highways within the Town shall file with the Town Clerk a written application upon

forms to be furnished by the Town Clerk, verified under oath, stating:

- i. The name and address of the applicant, specifying, in the case of a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, the name and address of each member, shareholder, officer, director, partner, or principal thereof. If the applicant is a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, it shall provide to the Town Clerk with its application a copy of its certificate of incorporation and certificate of assumed name or "doing business as" certificate.
- ii. All crimes of which the applicant and any members, shareholders, officers, directors, partners, or principals thereof, if a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, has been convicted, stating the name and location of the court and the date on which such convictions were had and the penalties imposed therefor.
- iii. The experience of the applicant in the towing of vehicles for hire.
- iv. The number of Tow Cars proposed to be operated by the applicant and a description of each such Tow Car including the make, model, year of manufacture, New York State registration number, and motor vehicle identification number thereof.
- v. The age and citizenship of the applicant and any members, shareholders, officers, directors, partners, or principals thereof, if a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity.
- vi. The address of the Terminal from which Tow Cars are proposed to be garaged and dispatched by the applicant. If the Terminal is located outside of the Town, the applicant shall:
 - a. Provide a copy of its Tow Car Owner's license issued by the municipality in which it is located, if any;
 - b. Provide documentation demonstrating that the proposed Terminal is in compliance

with the zoning, building, and local laws of the municipality in which it is located, including but not limited to certificates of occupancy, permits and/or variances granted with respect to the Terminal.

vii. All Tow Car Owner's licenses currently and previously held by the applicant issued by any other governmental entity or political subdivision within the previous five (5) years, including, in the case of a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, those held by each member, shareholder, officer, director, partner, or principal thereof. If any such Tow Car Owner's license is identified by the applicant, the applicant shall provide a copy of the license issued by the municipality.

viii. Whether the applicant has ever been denied a Tow Car Owner's license from the Town or any other governmental entity or political subdivision, the reason for such denial, the date of such denial, and the municipality that denied the license application, including, in the case of a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, those denied to each member, shareholder, officer, director, partner, or principal thereof.

ix. Whether the applicant has ever had a Tow Car Owner's license revoked or suspended by the Town or any other governmental entity or political subdivision, the reason for such revocation or suspension, the date of such revocation or suspension, and the municipality that revoked or suspended the license, including, in the case of a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, those revoked or suspended against each member, shareholder, officer, director, partner, or principal thereof.

x. Whether the applicant wishes his or her name to appear on the rotation system roster, as detailed § 183-13 of this chapter; and

xi. Any other relevant information which the Town Clerk may require.

2. Photographs. Every individual applicant for a Tow Car Owner's license shall, at the time of submitting his or her application, submit one individual photographs of the applicant and any members, shareholders, officers, directors, partners, or principals thereof, if a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, taken within thirty (30) days prior to the date of the application, 1 1/2 inches by 1 1/2 inches in size. Such photographs must be a true likeness of the applicant and must show neck, shoulders, and uncovered head.
3. Fingerprinting. All members, shareholders, officers, directors, partners, or principals of every individual applicant for a Tow Car Owner's license shall be fingerprinted under the direction of the Town Clerk.
4. Additional Qualifications for an Unrestricted Owner's License. A Person applying for an Unrestricted Owner's License shall meet the following additional qualifications:
 - i. The Tow Car Owner's Terminal maintains twenty-four-hour service to answer emergency calls regarding motor vehicles.
 - ii. The Tow Car(s) of such Tow Car Owner are equipped with a lifting boom or similar device, auxiliary tow lights, a fire extinguisher, an emergency flashing light, at least three (3) flares or a comparable reflective safety device, a bag/container containing no less than ten (10) pounds of oil-absorbent material, jumper cables, and a heavy-duty broom and shovel.
 - iii. Upon responding to the scene of an accident and before departing said scene, it shall be the responsibility of the Tow Car Owner to remove any and all accident debris from the roadway, including but not limited to broken glass. A Tow Car Owner, upon observation of an oil spill or leak, or any other fluid, spill, or leak, at the scene of an accident or otherwise disabled motor vehicle, shall spread oil-absorbent material over the affected area. The cost of such debris removal and oil/gas absorption materials shall be calculated and included in the schedule of maximum towing rates as detailed in § 183-9 of this chapter.
5. Workers Compensation Insurance. Every applicant shall provide certification that it has obtained and maintains Workers Compensation Insurance with an insurance carrier authorized by the New York State Workers' Compensation Board or a Certificate of

Attestation of Exemption as proof of a waiver from the New York State Workers' Compensation Insurance Coverage.

E. Investigation of Application and Issuance of Tow Car Owner's License.

1. Fingerprint Investigation. Upon receipt of any application, the Town Clerk shall refer the fingerprints of the applicant to the New York State Division of Criminal Justice Service in order to perform a criminal background records investigation and for such further investigations and reports as may be deemed necessary or advisable.
2. Requisites for Issuance of License. Upon determination by the Town Clerk from the statements contained in the application for a Tow Car Owner's license, that the applicant is a fit person, possesses adequate character, experience, and responsibility, and capable of properly conducting such Tow Car business and to conform to the provisions of this chapter, the Town Clerk, upon the certification of each Tow Car proposed to be operated by the applicant pursuant to § 183-2 hereof, and the furnishing by the applicant of proof of insurance, as hereinafter provided, shall issue a license stating the name and address of the applicant, the date of the issuance thereof and the number of Tow Cars the applicant is authorized to operate; and at the same time the Town Clerk shall issue for each Tow Car licensed hereunder a license bearing the words "licensed Tow Car," an assigned number and the year of issuance; otherwise such application shall be denied.
3. Examination or Hearing. The Town Clerk may, in his or her discretion, before the issuance of a license under § 183-2, require the applicant and any others having knowledge of the facts to submit to an examination under oath and to produce evidence relating thereto, or hold a hearing upon such application, as hereinafter provided.

F. Expiration and Renewal of a Tow Car Owner's License.

1. Expiration. Every license issued hereunder shall expire on the 30th day of June next succeeding the date of its issuance, unless sooner revoked by the Town Board, as hereinafter provided.
2. Renewal. A license issued pursuant to the terms of this chapter shall be valid for a period of one (1) year. Any Tow Car Owner seeking to renew a license issued pursuant to this chapter shall, not less than thirty (30) days prior to the expiration of its then current license, file a renewal application in the form proscribed by the Town Clerk setting forth all information required by § 183-2. If the Tow Car Owner shall file its renewal application less than thirty (30) days prior to the expiration of its then current license, its renewal application will be subject to an

additional late filing fee as detailed in § 183-7 of this chapter.

G. Additional Tow Cars and Terminals.

1. Additional Tow Car(s). Every Tow Car Owner licensed under § 183-2 who desires to add to the number of Tow Cars he or she is duly licensed to operate shall file a written application, under oath, with the Town Clerk, stating:
 - i. The name and address of the Tow Car Owner;
 - ii. The Tow Car Owner's license number;
 - iii. A description of each additional Tow Car, including the make, model, year of manufacture, New York State registration number, and motor vehicle identification number thereof; and
 - iv. If the Town Clerk shall find that the Tow Car Owner is capable of properly conducting such Tow Car business and conforming to the provisions of this chapter, the Town Clerk, upon the certification of each additional Tow Car proposed to be operated by the Tow Car Owner pursuant to § 183-2 hereof, and the furnishing by the Tow Car Owner of proof of insurance, as hereinafter provided, then he or she shall issue a supplementary Tow Car Owner's license stating the name and address of the applicant, the number of the applicant's operator's license, and the number of additional Tow Cars the applicant is authorized to operate, and the date of the issuance thereof; and, at the same time, a license for each additional Tow Car in the form as provided in § 183-2 hereof; otherwise such application shall be denied.
2. Additional Terminal(s). Every Tow Car Owner licensed under this local law who desires to add an additional Terminal shall file with the Town Clerk a written application under oath stating:
 - i. The name and address of the Tow Car Owner, specifying, in the case of a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, the name and address of each member, shareholder, officer, director, partner, or principal thereof;
 - ii. The Tow Car Owner's license number;
 - iii. The addresses of the Tow Car Owner's existing Terminal(s) and additional Terminal from which Tow Cars are proposed to be garaged and dispatched by the applicant;

- iv. The number of Tow Cars proposed to be operated by the applicant from the additional Terminal and a description of each Tow Car including the make, model, year of manufacture, New York State registration number, and motor vehicle identification number thereof; and
 - v. If the Town Clerk shall find that the additional Terminal(s) meets the requirements for a Terminal under the provisions of this chapter, then he or she shall issue written authorization setting forth the additional Terminals, and the date thereof; otherwise such application shall be denied.
- H. Non-Transferability. The Tow Car Owner's license issued hereunder shall not be transferable.
- I. Insurance and Inspection of Vehicles.
- 1. Inspection Required. No license shall be issued or renewed under § 183-2 which shall permit the use of any Tow Car unless and until it has been inspected and certified by the Town Clerk or his or her representative as conforming to the requirements of this chapter.
 - i. It shall be a violation of this chapter for a Tow Car Owner or applicant not to present the Tow Car(s) listed in the initial application or renewal application to the Town Clerk for inspection within thirty (30) days of filing such application. Such violation shall be punishable by immediate decertification of the uninspected Tow Car, relinquishment of the Tow Car medallion, and fines pursuant to § 183-14 of this chapter.
 - ii. The Town Board shall establish additional reasonable rules and regulations for the inspection and certification of Tow Cars operated upon the streets of the Town.
 - 2. Insurance Required. Before the issuance to any Person of a license under this section, each applicant shall file with the Town Clerk proof of insurance for the Tow Car Owner, Terminal, and each Tow Car used therein, in the form of memoranda, covering the period of the term of said license, which insurance shall be maintained in force during the period covered by the license. The memoranda shall set forth the following information:
 - i. Insurance Requirements. Proof of insurance covering the licensee and each vehicle as follows:
 - a. General Liability insurance in the amount of Five Hundred Thousand (\$500,000) Dollars per person per accident, for personal injury and property damage.

directors, partners, or principals thereof, if a partnership, unincorporated association, corporation, limited liability company, limited liability partnership, or other entity, shall be barred from reapplying for a license for two calendar years.

§183-3 TOW CAR DRIVER APPLICATION AND LICENSE REQUIREMENTS.

- A. Tow Car Driver's License Required. It shall be unlawful for any Person to operate a Tow Car For Hire in the Town as a Tow Car Driver or in connection therewith, unless such Tow Car Driver shall have first obtained a license from the Town Clerk, as hereinafter provided.
- B. Application for Tow Car Driver's License.
1. Application Information. Every Person making application to operate a Tow Car For Hire on Town streets shall file a written, verified application for a license to drive, upon forms to be furnished by the Town Clerk setting forth the following information:
 - i. The name, address, and age of the applicant.
 - ii. A full description of the applicant including his or her color, height, weight, color of eyes and hair, any scars or marks and the nature of any physical infirmity from which he or she may suffer.
 - iii. Whether or not he or she is a citizen of the United States.
 - iv. The names and addresses of the applicant's employers during the last two years prior to his or her application, if any, or if a full-time student then the name and address of such school and proof of attendance during the last two years.
 - v. All crimes of which the applicant has ever been arrested or convicted, stating the date and place of each such arrest and the name and location of the court in which and the date on which each such conviction was had and the penalty imposed therefor, including, if applicable, any certificates of relief from civil disability issued with respect to such conviction.
 - vi. The number, class, and date of issuance of the applicant's New York State Driver's License as required by the Vehicle and Traffic Law.
 - vii. Any other relevant information which the Town Clerk may require.
 2. Additional Requirements. Every applicant for a Tow Car Driver's license shall, at the time of submitting his or her application, also:

- i. Submit two individual photographs of the applicant, taken within 30 days prior to the date of the application, 1 1/2 inches by 1 1/2 inches in size, and such pictures must be a true likeness of the applicant and must show only neck, shoulder and uncovered head.
- ii. Must be in possession of at least a "Non-CDL Class C" New York State Driver's License with a Tow Car endorsement designated by the letter "W."
- iii. Be fingerprinted under the direction and supervision of the Town Clerk.
- iv. Provide a Department of Motor Vehicles report on his or her current New York State Driver's License.

C. Investigation of Application and Issuance of Tow Car Driver's License.

1. Investigation. Upon receipt of any application, the Town Clerk shall refer the fingerprints of the applicant to the New York State Division of Criminal Justice Service in order to perform a criminal background records investigation and for such further investigations and reports as may be deemed necessary or advisable.
2. Issuance. The Town Clerk shall issue a Tow Car Driver's license if he or she shall find that the applicant holds a valid New York State Driver's License with a Tow Car endorsement (W) and is a fit and proper person to drive a Tow Car, considering his or her experience and character; otherwise, such application shall be denied.

D. Expiration of Driver's License. Every Tow Car Driver's license issued under this section shall be effective as of the date of the granting thereof and shall expire on the 30th day of June next succeeding, unless sooner revoked by the Town Board, as hereinafter provided.

E. Non-Transferability. The Tow Car Driver's license issued hereunder shall not be transferable.

§183-4 **TERMINAL REQUIREMENTS.**

A. Ownership or Lease. It shall be unlawful to be a Tow Car Owner within the Town unless the Tow Car Owner owns or leases, operates, and maintains a bona fide Terminal in accordance with the provisions of this chapter. If pursuant to a written lease, the lease shall:

1. state the starting date, ending date, and duration of the lease agreement, which must be at least as long as the time period covered by the Tow Car Owner's license;

2. state the address of the leased premises and the name and address of the landlord;
3. be dated, executed, and notarized by both the landlord and Tow Car Owner;
4. be prepared in a formal type-written and legible form; and
5. be filed with the Town Clerk.

- B. Signage Requirements. The Terminal shall be identified by a legible, conspicuously displayed sign which includes the name and telephone number of the Tow Car Owner and be of a minimum size of two feet by two feet. Any sign required to be posted pursuant to this subdivision must comply with the applicable sections pertaining to signs as stated in the building zone ordinance of the municipality where the Terminal is located.
- C. No Common or Shared Terminals. No Tow Car Owner shall own, lease, license, or otherwise occupy a shared business premises or Terminal, including but not limited to storage facilities and auxiliary storage facilities, with another Tow Car Owner, Person, or business. For the purposes of this local law, each parcel of real property shall be deemed a single Terminal from which only one Tow Car Owner or Person may operate a business.. No Terminal or parcel of real property shall be designated more than once or by more than one Tow Car Owner as a Terminal under this local law. Even if more than one business, entity, certificate of assumed name or person uses any given parcel, structure, location or lot as its address, place of business, or Terminal, only one Tow Car Owner's license shall be issued and/or valid for any given parcel, structure, location or lot.
- D. Hours of Operations and Sixty Minute Release of Vehicle. The Terminal shall be regularly open to Vehicle Owners at a minimum from Monday through Friday, between the hours of 9:00 a.m. to 5:00 p.m., and must also be open on either Saturday or Sunday from 9:00 a.m. to 4:00 p.m. Regardless of the Terminal's regular hours of operation, the towed Vehicle must be released to the Vehicle Owner within sixty (60) minutes from the time the request is made by the Vehicle Owner to the Tow Car Owner, Tow Car Driver, or employee thereof, at no additional charge or fee to the Vehicle Owner, seven (7) days per week and twenty-four (24) hours per day.
- E. Security. The premises of the Terminal must be a secure place for safekeeping Vehicles, shall contain a six foot-high fenced containment area of not less than two thousand five hundred (2,500) square feet adequately secured with a self-locking gate, and Vehicles shall at all times be stored within such Terminal while the Vehicle is in the custody of the Tow Car Owner. Such Terminal shall be the premises listed and approved on the Tow Car Owner's license application filed with the Town Clerk. Such premises shall

not be used by any other Person, Tow Car Owner, or Tow Car Driver for any other purpose.

- F. Onsite Facilities. The Terminal must contain an office with a telephone, a bathroom facility accessible to the public and employees, and must be staffed by an employee of the Tow Car Owner. This Terminal must have a valid certificate of occupancy from the applicable jurisdiction for such use.
- G. Must Transport Vehicle to Terminal. Unless otherwise directed in writing by the Vehicle Owner, the person in possession or control of said Vehicle, or upon the direction of a duly appointed local, county, state, or federal law enforcement officer, no Vehicle may be transported to any location other than such Terminal. No Vehicle shall thereafter be removed from said Terminal without the written consent of the Vehicle Owner or person in possession or control of the Vehicle, other than those Vehicles deemed to be abandoned pursuant New York Vehicle & Traffic Law § 1224.
- H. Knowledge and Consent. Any Vehicle stored upon a premises designated by a Tow Car Owner as his or her Terminal shall be presumed to be so stored with the full knowledge, permission and consent of said Tow Car Owner.
- I. Compliance. Notwithstanding anything set forth herein to the contrary, any licensed Tow Car Owner existing and operating within the Town as of the effective date of this ordinance shall have twelve (12) months from the effective date hereof to comply with the requirements of this section. The failure of any Tow Car Owner subject to the terms of this section to comply with the requirements of this section within twelve (12) months of the effective date hereof shall constitute a violation of this section and, in addition to the penalties provided herein, result in (i) the revocation of the Tow Car Owner's license to engage in Tow Car operations within the Town, and (ii) subject the Tow Car Owner to a fine of up to five hundred dollars (\$500) per day for each day the violation continues.

§183-5 HEARINGS, SUSPENSIONS, AND REVOCATIONS.

A. Appeal Process.

- 1. Any applicant who shall have been denied a Tow Car Owner or Tow Car Driver's license under this chapter by the Town Clerk, or who shall have a Tow Car Owner's license or Tow Car Driver's license suspended or revoked, or who shall have been issued a license by the Town Clerk for fewer Tow Cars than the number for which application was made, may apply to the Review Board for a review of the action by the Town Clerk, as hereinafter provided:
 - i. The application to review the Town Clerk's determination shall be in writing, signed and verified by the applicant, and shall state his or

her reasons for claiming that the Town Clerk's determination was erroneous.

- ii. The application for such review must be filed with the Town Clerk within twenty (20) days of receipt by the applicant, either by mail or in person, of the denial by the Town Clerk.
 - iii. Upon the filing of such application to review, the Review Board shall hold a hearing thereon pursuant to the provisions hereinafter set forth.
 - iv. The Review Board shall, at the hearing, consider the application before the Town Clerk in relation to his or her determination and, in its discretion, may receive new or additional evidence in support of or in opposition to the determination under review.
2. The Review Board, after such hearing, may either affirm the determination of the Town Clerk or direct him or her to issue the appropriate license, under the provisions of this chapter.

B. Hearings.

1. Whenever it shall be provided herein that a hearing shall or may be held by the Review Board, such hearing shall be held on a date and at a place and hour designated by the Review Board.
2. The Town Clerk shall give notice thereof, stating the name and address of the applicant or license holder concerned, the subject matter of the hearing and the date, place and hour thereof designated therefor, by mailing a copy thereof to the applicant or license holder concerned at the address shown upon the most recent application of such applicant or licensee, at least ten (10) days before such hearing.
3. At any hearings, the applicant or license holder involved shall be entitled to be represented by legal counsel and to present such competent and material testimony or other evidence in his or her own behalf as may be relevant to the subject matter of the hearing.
4. All witnesses shall be sworn and examined under oath.
5. The applicable burden of proof, standard of review, and rules of evidence at such a hearing shall be consistent with those utilized within Article 3 of the New State Administrative Procedure Act.

C. Suspension and Revocation of Licenses.

1. Any license issued hereunder may be suspended for a period of not more than three months or revoked by the Review Board if the holder thereof shall violate any

provision of this local law, any rule or regulation adopted hereunder or any local law or ordinance of the Town or be convicted of the violation of any traffic law, ordinance or regulation of the State of New York or any municipality of the State of New York, or of any crime, or be guilty of making a false statement or misrepresentation in his or her application. Any license issued hereunder may be suspended by the Review Board if the holder thereof shall be indicted or charged upon any information which has been duly filed with the public authorities with or for the commission of any crime or offense until such time as the person licensed hereunder shall be either convicted or acquitted of such crime or offense. A license hereunder shall not be suspended or revoked by the Review Board without a hearing having been held thereupon not less than twenty (20) days after written notice thereof shall have been given to the Licensee, either in person or by registered mail.

2. The Town Clerk, upon receiving information giving him or her reasonable cause to believe that the holder of any license issued hereunder has violated any provision of this chapter, has been convicted of any violation referred to in this chapter, has been indicted or charged with or for any crime or offense or is guilty of having made a false statement or misrepresentation in his or her application, may forthwith temporarily suspend such license until such time as a hearing is held by the Review Board, and the Review Board shall have rendered its determination thereon.
3. At the conclusion of said hearing and as a result of the evidence adduced therein, the Review Board may, in its discretion, revoke said license or, in lieu thereof, suspend the license for a specified period of time and/or censure the Licensee and/or impose a civil penalty not to exceed five thousand dollars (\$5,000).

§183-6 POWERS OF THE TOWN CLERK.

- A. Administration and Enforcement. The Town Clerk shall have the power to prescribe reasonable rules and regulations for the proper and efficient administration and enforcement of this local law.
- B. Appointment of Inspectors. The Town Clerk is hereby authorized to designate and appoint Tow Car Inspectors as are deemed necessary or convenient to enforce the provisions of this chapter. Any designated and appointed Tow Car Inspector shall be empowered to issue appearance tickets for offenses against this chapter. In addition to the Tow Car Inspectors, the officers of the Nassau County Police Department shall have the power to enforce any provision of this chapter.
- C. Villages. In the Town of Hempstead, the Board of Trustees of any incorporated village may, by resolution, provide that

applications for licenses shall no longer be made to the Village Clerk, but to the Clerk of the Town of Hempstead, and if such resolution is approved by the Town Board, such resolution shall become effective from and after the beginning of the next following licensing period not less than six (6) months after a certified copy of such resolution of the Village Board and of the resolution of approval of the Town Board shall have been transmitted to the Town Clerk.

§183-7 FEE SCHEDULE.

A. The non-refundable fees for filing applications hereunder, which shall be paid to the Town Clerk at the time the application is filed, shall be:

1. Filing fee on original or renewal Tow Car Owner application: \$200.
2. Filing fee on application for additional Tow Car or Terminal: \$100.
3. Tow Car Driver's fee: \$25.
4. Substitution of Tow Car: \$25.
5. Replacement of lost medallion or vehicle card: \$25.
6. Replacement of lost Tow Car Driver's license: \$10.
7. Fee for late filing of renewal application: \$100.

B. The fees for Restricted and Unrestricted Tow Car(s) shall be:

1. Restricted Tow Car(s).
 - i. First Tow Car: \$125.
 - ii. Each additional Tow Car: \$100.
2. Unrestricted Tow Car(s).
 - i. First Tow Car: \$150.
 - ii. Each additional Tow Car: \$100.

C. Rotation System Roster Fees:

1. Fee for each additional roster in each additional zone for each additional licensed Unrestricted Tow Car: \$500.

§183-8 TOW CAR REQUIREMENTS.

A. Each Tow Car operated hereunder shall have inscribed on the outside of each front door only the trade name and full complete Terminal address and telephone number of the Tow Car Owner, in letters not less than two inches in height, either

painted on or otherwise securely affixed. The lettering must be of contrasting color and be readable from fifty (50) feet away when the Tow Car is stationary. In addition, there shall be securely affixed to the left front door or immediately adjacent thereto a medallion issued by the Town Clerk, as provided herein. Notwithstanding, those Persons, Tow Car Owners, and Tow Car Drivers engaged exclusively in the repossession of Vehicles are exempt from this requirement.

- B. Each Tow Car operated hereunder shall have a light transmittance of not less than (70) seventy percent on the front windshield, side and rear windows. Only the upper most (6) six inches of the front windshield may have a light transmittance level of less than (70) seventy percent.
- C. Each Tow Car operated hereunder shall have an emergency light bar, or light(s) of amber color, permanently affixed on top of the Tow Car roof and such light(s) must be visible for 360 degrees to all approaching traffic from no less than a distance of (500) five-hundred feet.
- D. A Tow Car Owner shall have legibly inscribed on each side of the Tow Car in letters and numerals not less than 1/2 inch in height the lawful towing rates he or she has filed with the Town Clerk.

§183-9 MAXIMUM TOWING, STORAGE & LABOR CHARGES.

- A. Filing of Maximum Towing Charges. The Tow Car Owner shall prepare a typewritten schedule, in triplicate, of maximum prices to be charged for towing and storing Disabled Vehicles, and one copy of said schedule shall be filed with the Town Clerk.
- B. Towing Charges. The charge for towing shall be based solely upon the distance Disabled Vehicles are to be towed and not estimated or based upon the availability of Tow Cars. Towing charges shown on the schedule shall not exceed the following maximum charges:
 - 1. First mile or part thereof: \$125.
 - 2. Each additional mile or part thereof: \$5.
- C. Storage Charges. Outside storage charges shall be at the rate of not more than \$15 per day for the first seven days or part thereof, and \$25 per day thereafter. Inside storage rates may be determined by agreement of the parties. All Vehicles must be stored on the premises of the Tow Car Owner's Terminal, whether indoors or outdoors, and shall not be permitted on Town streets or Town parking fields.
- D. These towing and storage charges shall apply to all Disabled Vehicles except buses, tractors, trailers and trucks as defined pursuant to §§ 104, 151-a, 156, and 158 of the Vehicle and Traffic Law of the State of New York.
- E. Labor Charges. The charges for additional labor shall not exceed the following maximum charges:

1. For the use of special skills to right an overturned Vehicle or winch a Vehicle from off-roadway: a fee of \$45 per half-hour not to exceed a maximum charge of \$90.
2. For the recovery and extraction of a Disabled Vehicle from extreme conditions, including removal from water, wooded areas where the vehicle is located more than fifty feet from the pavement edge of the highway or local road into the wooded area, from atop roadway dividers or any other similar condition requiring special skills, manpower, or additional equipment: a fee of \$45 per half-hour.
3. All extra charges must be shown on the authorization of towing form before a signature is obtained. A copy showing such extra charges must be given to the Vehicle Owner or person in charge of the Vehicle before the Vehicle is towed from the scene.

§183-10 TOWING RECORDS AND AUTHORIZATIONS.

A. Towing Record Book.

1. Every licensed Tow Car Owner shall maintain a bound record book of all calls for service at the Scene Of An Accident. Entries in this book shall be made in ink at the time the call is received and prior to responding to the call and shall specify:
 - i. Name of person making the call.
 - ii. Time of the call.
 - iii. Location of accident.
 - iv. Name of person receiving the call.
2. The record book shall be retained for one (1) year after the last entry and shall be exhibited upon demand to the Vehicle Owner or to an official of the Town or any member of the Nassau County Police Department or other police department.

B. Agreements for Estimates and Repairs.

1. No fee shall be charged either directly or indirectly for making an estimate for repairs on any Vehicle involved in an accident or otherwise disabled without the prior written consent of the Vehicle Owner.
2. It shall be unlawful for any Licensee or other Person to make repairs or to charge a fee, directly or indirectly, for making an estimate for repairs on any Vehicle involved in an accident or otherwise disabled for a period of forty-eight (48) hours from the time of the accident, without entering into a signed agreement with the Vehicle Owner or other

person in charge of said Disabled Vehicle, fixing the cost on a form prescribed herein.

3. It shall be unlawful for any Licensee or other Person, to enter into an agreement for the repair or for the estimate for repairs where the Vehicle Owner or person in charge of the Vehicle involved in an accident is to be hospitalized because of such accident, until the expiration of at least forty-eight (48) hours from the time of such accident, unless the injured person has, before the expiration of said time, been discharged from the hospital.
4. The agreement form for repairs required hereunder must be in substantially the following form:

<u>AGREEMENT FOR REPAIRS</u>	
It is hereby agreed between _____ (Insert name and address of Vehicle Owner or person in charge of Disabled Vehicle authorized to enter agreement)	
and _____ (Insert name, address, telephone number and license number of Tow Car Owner and name, address, telephone number of repairer) that _____ (Vehicle Owner or person in charge) agrees to pay the sum of \$ _____ to _____ (repairer) who in consideration thereof agrees to repair a _____ (year, make and type of automobile), New York State registration number _____, which was involved in an accident or otherwise disabled and removed by a Tow Car.	
Dated at _____ this _____ day of _____, 20__.	
Licensee _____	
Vehicle Owner or Person in Charge (check appropriate one): _____	

- C. Towing Authorizations. Except as herein otherwise provided, no Vehicle involved in an accident or otherwise disabled shall be towed without an authorization on a form prescribed by the Town Clerk signed by the Vehicle Owner or other person in charge thereof. If no such person is present, conscious or capable, or if obtaining said signature would otherwise engender physical harm to a person, said Vehicle shall be removed at the direction of the police officer at the scene. In the event that a police officer is unable or disinclined to direct the removal of the Vehicle, the Licensee shall tow the Vehicle to its Terminal and contemporaneously record on the towing authorization form, at the time of the tow, the reason for failing to obtain the requisite signature. In all such instances, the Tow Car Owner, or his or her designee, shall present the Vehicle Owner, or other person in charge thereof, upon their arrival at the Terminal, the unsigned towing authorization form for signature. All charges for towing, labor, and storage must be listed on authorization forms accepted and signed for by the Vehicle Owner or person in charge of the Disabled Vehicle before it can be towed from its point of origin.
 1. Towing authorization shall be for the towing, labor, and

storage of the Vehicle only and shall show the rates to be charged for the towing, labor, and storage of said Vehicle. It is expressly prohibited to demand a charge for any service not specified herein to the extent that such charge is related in any manner whatsoever to a Vehicle removed from the Scene Of An Accident pursuant to the Town rotation system under §183-13, except that nothing herein shall be construed to regulate fees for making an estimate for repairs, or such other charges related to said Vehicle, upon prior written consent of the Vehicle Owner, as set forth herein.

2. Signed towing authorization forms shall be retained for a period of six (6) months and shall be exhibited upon demand to the Vehicle Owner or to an official of the Town or any member of the Nassau County Police Department or other police department.
3. Failure to comply with the provisions of this section shall constitute an offense within the meaning of the Penal Law of the State of New York.
4. It shall be unlawful for any Licensee, or any other Person, to remove a Vehicle involved in an accident or otherwise disabled without an authorization signed by the Vehicle Owner or other person in charge on a form prescribed herein.
5. The towing authorization required hereunder must be, substantially, in the following form:

TOWING AUTHORIZATION

(Insert name, address, and phone number of Tow Car Owner and Terminal)

Date _____

Name _____

Address _____

Make and type of car _____

Year _____

State registration number _____

Towed from _____ to _____

Number of Miles Towed: _____

Towing charges: _____ (amount shown on filed schedule, not to exceed \$125 for first mile or

D. Bill for Towing.

1. The Tow Car Owner shall have prepared a pad of bills containing a printed billhead showing the name, address, and telephone number of his or her Terminal. The Tow Car Owner or Tow Car Driver shall prepare a bill on this billhead form, in duplicate, the original of which shall be furnished to the Vehicle Owner of the Disabled Vehicle or his or her authorized representative. This bill must be printed in a form approved by the Town Clerk and shall contain the following information:
 - i. Full name and address of person engaging the Tow Car.
 - ii. State registration number of the Disabled Vehicle.
 - iii. Total amount to be charged for towing, labor, and storage rate per 24 hours or part thereof.
 - iv. Full name and address of the Tow Car Owner.
 - v. State registration number of the Tow Car.
 - vi. Tow Car license number.

- vii. List acceptable methods of payment as Cash, Visa, MasterCard, Discover, and American Express.
2. The duplicate of the bill shall be retained by the Tow CarOwner for a period of six months. These bills shall be exhibited upon demand of any official of the Town or any member of the Nassau County Police Department. Upon payment of the bill given to the Vehicle Owner of the Disabled Vehicle or his or her authorized representative, the Tow Car Owner or Tow Car Driver shall acknowledge receipt of payment of such bill.
3. It shall be unlawful and an offense under this chapter not to maintain in the Tow Car at all times, and immediately present for inspection to the Town Clerk upon demand, such blank pre-printed bills and any other form detailed in § 183-10 of this chapter.

§183-11 GENERAL PROVISIONS.

A. Tow Car Driver Regulations.

1. A licensed Tow CarDriver shall:
 - i. Have his or her identification card and operator's/chauffeur's license in his or her possession at all times while engaged in his occupation as a Tow CarDriver.
 - ii. Not permit any other person to use his or her identification card.
 - iii. Not be engaged on an unlicensed Tow Car or on a Tow Car the license for which has been suspended or revoked.
 - iv. Promptly report the loss of his or her identification card to the Town Clerk.
 - v. Report change of address to the Town Clerk within forty-eight (48) hours.
 - vi. Have with him or her at all times properly authorized forms for towing and repair, such forms to be printed and maintained by Tow CarOwners.
 - vii. Refrain from the use of drugs or intoxicating liquors.
2. Each Tow Car Driver at the Scene Of AnAccident shall:
 - i. Exhibit his or her identification card to the Vehicle Owner or person in charge thereof or to any Town officer or any member of the Nassau County Police Department.

- ii. Not remove any Vehicle from the Scene Of An Accident until proper authorization has been signed by the Vehicle Owner or person in charge thereof.
 - iii. Not remove any Vehicle involved in an accident in which a person has been injured until released by a duly authorized member of the Nassau County Police Department.
 - iv. Assist the police officer(s) in clearing Vehicles and debris, including gasoline and motor oil, from the public highway.
3. Every Tow Car Driver shall obey all traffic laws, ordinances, local laws, rules and regulations while operating a Tow Car and upon receipt of a summons or his or her arrest for any alleged violation of any such ordinance, local law, rule, regulation or for any ordinance shall report the same within three days to the Town Clerk advising him or her of the nature of the offense charged and the name and the location of the court and the date upon which said summons is returnable or the date on which the hearing or such trial is to be held.
- B. No Solicitation. It shall be unlawful for any Person to drive along any street or bridge in the Town and solicit towing work. Solicitation of towing work by the Tow Car Owner, Tow Car Driver, or any other occupant of a Tow Car while parked on any street or bridge is also unlawful. It shall also be unlawful for any person to solicit towing, repair, bodywork or any other service at the Scene Of An Accident. Responding to a call merely upon notification from gas station attendants, taxicab drivers or other unauthorized persons shall be considered a violation of this provision. It shall be unlawful for any Person to give or offer to give any payment, fee, reward or other thing of value, directly or indirectly, for obtaining information concerning a disabled vehicle which may require towing service to solicit the towing or repair of such vehicle, and it shall be unlawful to have printed any card or other notice offering to give a payment, fee, reward or other thing of value for such information.
- C. No Refusal of Service. It shall be unlawful for any Tow Car Owner selected from the rotation system to refuse to render such services if the Vehicle Owner or other person in charge thereof is able and willing to pay the fee prescribed in the schedule of prices established by the Town and concurrently filed by the Tow Car Owner of such licensed Tow Car with the Town Clerk, provided, however, that it is physically possible for such Tow Car to tow such Vehicle and/or such Tow Car is not already going to or returning from a job.
- D. Communications. Licensees, when required, will promptly answer all communications received from the Town Clerk.

- E. Surrender of License. It shall be unlawful for any Licensee to refuse to surrender their license(s) to the Town Clerk, upon demand, after such license(s) has been suspended, revoked or expired.
- F. No Overcharging. It shall be unlawful for any Person to charge or collect a fee in excess of the maximum permissible rates established by this chapter.
- G. Sale of Tow Car. Every Tow Car Owner, upon the sale or other disposition of a licensed Tow Car, shall within twenty-four (24) hours notify the Town Clerk of such sale or other disposition and surrender the license(s).
- H. Forms of Payment. Any Tow Car Owner, Tow Car Driver, or employee or agent thereof shall accept payment in person for all towing, storage, or labor fees charged under this chapter by cash, any major credit card, and insurance company checks at no additional charge or fee to the Vehicle Owner. For this purpose, "major credit card" shall be mean MasterCard, Visa, Discover, or American Express.

§183-12 REMOVAL FROM PRIVATE PROPERTY.

- A. Removal. Notwithstanding any other provision of this chapter, where a Licensee removes a Vehicle because it is parked on private property or in a Private Parking Lot in a manner inconsistent with posted instructions, and such removal is pursuant to a contract between the private property owner and the Tow Car Owner for the removal of any such improperly parked vehicles, such Tow Car Owner may collect the following fee from the Vehicle Owner or other person in control of such vehicle, payable before the Vehicle is released: up to but no more than \$125 for the removal and the first three days of storage, up to but not more than \$25 per day for storage thereafter; except that no charge may be collected for removal or storage of a Vehicle pursuant to this section by a person who is not licensed to engage in towing pursuant to this chapter.
- B. Signage Requirements. No private property owner, or Authorized Agent or operator thereof, shall tow or cause to be towed from such private property or Private Parking Lot any Vehicle unless such person shall conspicuously post and maintain upon such private property or Private Parking Lot a sign or signs with the following requirements:
1. the words "WARNING" and "PRIVATE PARKING LOT" and "VEHICLES SUBJECT TO TOW" shall be printed on the sign in red capital block letters at least four inches high and underlined;
 2. the words "Parking for (name of private property owner or tenant) only" shall be printed on the sign in black capital block letters at least two inches high;

3. the words "Unauthorized Vehicles Will Be Towed At Owner's Expense" shall be printed on the sign in red capital block letters at least two inches high;
4. the applicable towing and storage rates of the Tow Car Owner shall be printed on the sign in red letters at least two inches high;
5. the conditions under which vehicles are subject to towing (i.e. the hours vehicles are prohibited from parking and subject to towing) shall be printed on the sign in black capital block letters at least two inches high;
6. the name, address, and telephone number of the Tow Car Owner and Terminal that is authorized to tow vehicles from the property, indicating that "The Vehicle Can Be Redeemed 24 Hours Per Day At No Additional Charge Within 60 Minutes of Calling [insert Tow Car Owner telephone number]" shall be printed on the sign in black capital block letters at least two inches high.
7. the telephone number posted on the sign shall be the telephone number that a person can call to request the release of the towed Vehicle within sixty (60) minutes from the time the request is made at no additional charge or fee. The release of the towed Vehicle shall comply with the 60-minute time limit, seven days per week and 24 hours per day. The telephone number shall be within one of the telephone or cellular numbers assigned to telephones with the County;
8. the Town Clerk's complaint number shall be printed on the sign in black letters not less than 3/4 inch high;
9. the background color for the signs specified herein shall be fluorescent orange, and the color of the text for such signs shall be sharply distinct from the solid fluorescent orange background of such sign. The text and the background color shall be treated with a luminescent coating which shall make such text and such signs clearly visible 24 hours a day. It shall be the dual responsibility of the Tow Car Owner and the private property owner to maintain the fluorescent orange coloring, red and/or black letters, and luminescent coating of said signs to ensure the continued clear visibility of the signs and the clear readable information thereon at all times, including but not limited to replacing, repainting, or repairing signs every twelve (12) months or as directed by the Town;
10. the signs containing the information specified in subdivision (B) of this sub-section shall be placed in the following locations: at each entry and exit for vehicles, positioned so that the information contained on the sign is clearly and conspicuously visible to the driver as he or she drives the Vehicle onto such private property; and at the outside perimeter of such private

property and spaced so that the signs are posted not more than seventy-five feet apart. The top of such sign shall be not more than eight (8) feet nor less than six (6) feet above the ground. Such sign shall be faced so that the required information is clearly and conspicuously visible to a person from the private property where Vehicles are parked.

11. Any signs required to be installed pursuant to this subsection must comply with the applicable sections pertaining to signs as stated in the Building Zone Ordinance of the Town of Hempstead.

C. Written Agreement. The private property owner or his or her Authorized Agent shall file with the Town Clerk and the local precinct of the Nassau County Police Department having jurisdiction a copy of a written agreement authorizing one or more Tow Car Owners to tow unauthorized parked Vehicles located on the premises. The agreement shall be for a term of one (1) year. The agreement shall set forth:

1. Explicit authorization to tow or remove unauthorized Vehicles;
2. The rate to be charged Vehicle Owners or other persons in control of such Vehicles;
3. The Terminal location, which must be within the County pursuant to § 183-2, where Vehicles will be towed or removed and stored, and where they may be redeemed;
4. Copies of all licenses, certificates and permits issued by the Town.
5. Specific name, title, address, and telephone number of any Authorized Agents of the private property owner;
6. The hours during which the Vehicle Owner or other persons in control of such Vehicles towed from such property may redeem the towed Vehicles, provided that such hours shall include all times during which Vehicles may be towed from such property and at least 60 minutes after the latest time that Vehicles are subject to towing from such property each day.
7. Acknowledgement by the Tow Car Owner and private property owner of the requirement that such towed Vehicles must be available to be redeemed twenty-four hours a day at the Tow Car Owner's Terminal at no additional charge or fee to the Vehicle Owner within 60 minutes of the Vehicle Owner's request.
8. Explicit Acknowledgement by the Tow Car Owner and private property owner, signed and notarized by both parties, that both parties are fully aware of the express provisions, responsibilities, violations, and penalties applicable to themselves, their employees,

their Authorized Agents, in regard to the removal of Vehicles from private property under this chapter.

- D. Tow Authorization and Trip Record. The seizure or tow removal of an improperly or unauthorized parked Vehicle is only authorized when the private property owner, or his/her Authorized Agent specified in the current filed contract agreement, is actually present in said private property or Private Parking Lot and requests in writing on a prescribed form that a particular Vehicle be seized and towed by the Licensee. The Authorized Agent cannot be the Licensee or an employee thereof, unless the Licensee is the actual private property owner. The form of such authorization must be as follows:

TOW CAR OWNER NAME, ADDRESS, AND TELEPHONE NUMBER	
TOWN OF HEMPSTEAD TOW AUTHORIZATION AND TRIP RECORD FOR MOTOR VEHICLES REMOVED FROM PRIVATE PROPERTY	
DATE OF REPORT: _____ DATE OF REMOVAL: _____	
TIME OF FIRST OBSERVANCE OF IMPROPERLY OR UNAUTHORIZED PARKED VEHICLE BY AGENT AUTHORIZED TO REQUEST REMOVAL: _____ AM/PM	
TIME OF REMOVAL: _____ AM/PM (MUST BE AT LEAST 15 MINUTES AFTER TIME NOTED ABOVE)	
LOCATION OF REMOVAL (FULL ADDRESS): _____	
TERMINAL ADDRESS: _____	
<u>AUTHORIZED AGENT AT SCENE AUTHORIZING REMOVAL:</u> _____	
NAME (PRINT)	ORIGINAL SIGNATURE
TIME OF AUTHORIZATION: _____ AM/PM	
REMOVAL PURSUANT TO FILED CONTRACT BETWEEN: _____ AND _____	
PROPERTY OWNER	TOW CAR OWNER
<u>PERSON EXECUTING REMOVAL</u> (TOW CAR OWNER OR TOW CAR DRIVER)	
NAME: _____	
T.O.H. LICENSE NUMBER: _____ TOW CAR MEDALLION NUMBER: _____	
BUSINESS ADDRESS: _____	
<u>VEHICLE INFORMATION:</u>	
PLATE NUMBER: _____ REG. YEAR: _____ VEHICLE YEAR: _____	
MAKE: _____ MODEL: _____ BODY TYPE: _____	
COLOR: _____ VIN NUMBER: _____	
<u>REGISTERED VEHICLE OWNER: NAME:</u> _____	
ADDRESS: _____	
<u>POLICE PRECINCT INFORMATION:</u>	
NAME OF PERSON RECEIVING REPORT: _____	
PCT.# _____ DATE: _____ TIME: _____ AM	
NAME AND SIGNATURE OF OWNER OF THE PROPERTY, OR HIS/HER AGENT SPECIFIED IN THE CURRENT FILED CONTRACT AGREEMENT WHO IS ACTUALLY PRESENT IN SAID PRIVATE PROPERTY AND REQUESTING SEIZURE OR REMOVAL:	
_____	_____
NAME	SIGNATURE

the
pr

removal, then upon request and upon payment of a service fee described herein, the Vehicle shall be disconnected from such apparatus, and such Vehicle Owner or other person lawfully in possession of the keys to the Vehicle shall be allowed to remove the Vehicle from the premises without interference. The service fee shall not be more than forty percent (40%) of the charge allowed for removal pursuant to the written agreement on file with the police precinct, for which a receipt shall be given by the Licensee. Each Licensee shall carry a legible copy of this section of the law, with this paragraph highlighted, and shall show it to a Vehicle Owner or other person lawfully in possession of the keys to the Vehicle who arrives at the scene of the tow prior to the removal of a Vehicle.

- F. Occupied Vehicles. It shall be unlawful to remove a Vehicle if it is occupied by a person or if removal would cause physical harm to a person.
- G. Removal to Terminal. Notwithstanding any other provision of law, unless otherwise directed by an official duly engaged in law enforcement, a Vehicle which is removed shall be taken directly to the Tow Car Owner's Terminal for storage maintained by the person licensed to engage in towing pursuant to this chapter who has removed such Vehicle and which is within Town limits and no more than five (5) miles from the point of removal. Such Terminal must comply with the requirements of §183-4 of this chapter.
- H. Police Notification. Any Licensee who removes a Vehicle pursuant to this section shall remove the Vehicle directly to its Terminal and shall, within one hour of the Vehicle's removal, notify in writing and via facsimile the local police precinct having jurisdiction over the area from which the Vehicle was removed, for the purpose of reporting the location of the towed Vehicle, the time and date the Vehicle was removed, the location from which the Vehicle was removed, the name of the person who authorized the removal, the fact that the removal was pursuant to a contract with the owner of the private property, and shall obtain the name of the person at such police precinct to whom such information was reported and note such name on a trip record and removal receipt.

I. Such removal receipt must comply with the following form:

2 Copies:	TOW CAR OWNER NAME
1 For Tow Car Owner	TERMINAL ADDRESS
1 For Vehicle Owner	TELEPHONE NUMBER
<u>PRIVATE PROPERTY TOW REMOVAL RECEIPT</u>	
DATE OF REMOVAL: _____	
TIME OF FIRST OBSERVANCE OF IMPROPERLY OR UNAUTHORIZED PARKED VEHICLE BY AGENT AUTHORIZED TO REQUEST REMOVAL: _____ AM/PM	

- J. No Release or Waiver. No release or waiver of any kind which would release the Licensee removing the Vehicle from liability for damages may be required from any such Vehicle Owner or other person as a condition of release of the Vehicle to such person. A detailed, signed receipt showing the legal name of the Tow Car Driver and Tow Car Owner removing the Vehicle must be given to the person paying the removal and storage charges at the time of payment. Cash and the following major credit cards shall be accepted for payment at no additional charge

or fee to the Vehicle owner: Visa, MasterCard, Discover, and American Express.

- K. When an owner of private property, his or her Authorized Agent as designated in the contract with the Tow Car Owner, or a Licensee causes a Vehicle to be removed in violation of this section, there shall be no charge to the Vehicle Owner or other person in charge of the Vehicle to be removed for the cost of removal and storage.
- L. No person may, under authority of this section, cause the removal of any ambulance, police vehicle, civil defense emergency vehicle, emergency ambulance service vehicle, environmental emergency response vehicle, sanitation patrol vehicle, hazardous materials emergency vehicles, or ordinance disposal vehicle of the armed forces of the United States.
- M. Notwithstanding any provision of this chapter to the contrary, no Licensee shall tow away or remove from the premises a Vehicle illegally parked in a Private Parking Lot unless and until not less than 15 minutes have elapsed from the time that the owner of the private property, or his/her Authorized Agent specified in the current filed contract agreement, being actually present in said private property, personally observes that the Vehicle is in an illegally parked condition, thereon. Failure of the Licensee to comply with, or ensure the owner/agent's compliance with, this time requirement shall be grounds for the Town Clerk to suspend the Licensee's license for a period not to exceed 60 days. This provision shall not apply to any illegally parked Vehicle which is causing an immediate safety hazard.
- N. Booting of Motor Vehicles Prohibited. It is hereby found and declared that the practice of "booting" vehicles parked on private property or Private Parking Lots accessible to the public poses a danger to the safety and welfare of the public because such practice may prevent the removal of Vehicles, even when such removal is necessitated by an emergency. Booting may also cause dangerous confrontations between Vehicle Owners and the person booting their cars. Owners of private parking lots wishing to maintain parking for rule abiding customers or residents are primarily interested in keeping spaces available to legitimate users; no service is performed, therefore, by immobilizing vehicles and preventing legitimate use of the space occupied. Private persons should therefore be prohibited from engaging in the practice of booting. No person may Boot or authorize the booting of a Vehicle in a private parking lot.
- O. It shall be illegal for an owner of private property to authorize or direct the removal of a Vehicle in a manner inconsistent with this chapter.

- A. Towing from the Scene Of An Accident within the Town shall be done on a rotation system as set forth herein under the supervision of the Town Clerk acting in cooperation with the Nassau County Police Department.
- B. There are hereby established six (6) towing zones within the Town:
1. Zone 1 - comprising the First Precinct of the Nassau County Police Department.
 2. Zone 2 - comprising that part of the Second Precinct of the Nassau County Police Department located within the Town.
 3. Zone 3 - comprising that part of the Third Precinct, South Subdivision of the Nassau County Police Department located within the Town.
 4. Zone 4 - comprising that part of the Fourth Precinct of the Nassau County Police Department located within the Town.
 5. Zone 5 - comprising that part of the Fifth Precinct of the Nassau County Police Department located within the Town.
 6. Zone 7 - comprising that part of the Seventh Precinct of the Nassau County Police Department located within the Town.

The Town Clerk is authorized to further divide any zone into two (2) zones if he/she deems such division beneficial for carrying out the purpose of the rotation system. The number of zones, and geographical location of such zones in relation to the Town, are subject to change and revision based upon the organization and reorganization of the precincts by the Nassau County Police Department.

- C. Each zone shall have separate rosters established by the Town Clerk for accident towing and heavy-duty towing. For each licensed Tow Car Owner there shall be a maximum of two (2) rosters, in either one (1) or two (2) zones combined which must be adjacent to each other geographically, that the Tow Car Owner can be included in. A licensed Tow Car Owner shall have a minimum of one flatbed Tow Car assigned per two (2) rosters.
- D. Each licensed Tow Car Owner shall be entitled to be listed on one roster for the zone in which their Terminal is located for no additional charge. A fee of five hundred dollars (\$500) will be charged for each additional roster in each additional zone for each licensed Tow Car zone a Tow Car Owner wishes to be included.
- E. The precinct commanders of the individual precincts of the Nassau County Police Department shall each maintain the accident and heavy-duty vehicle rosters for his/her

respective zone, and if the Town Clerk divides any of the precincts into two (2) zones pursuant to this section, the commander of that precinct shall maintain such rosters for both zones. The precinct commanders shall require that a copy of the rosters be on file at the communications desk at each respective precinct.

- F. When an accident occurs in the Town requiring the service of a Tow Car, it shall be reported to the respective precinct of the Nassau County Police Department. The Nassau County Police Department is hereby authorized to direct by a landline telephone a licensed Tow Car Owner to the Scene Of An Accident. Notification to so proceed shall be in rotation from the roster of licensed Tow Car Owners for that zone and no substitution of Tow Car Owners is permitted. The Nassau County Police Department shall notify the Vehicle Owner or his or her authorized representative of the name, address and phone number of the Tow Car Owner who towed the Vehicle.
- G. Where two (2) or more Vehicles at the Scene Of An Accident require towing by the same type of Tow Car, the Tow Car Owner notified to proceed pursuant to this section shall be allowed to tow as many of such Vehicles as it advises the police it may supply Tow Cars for in a timely manner. The police shall advise the Tow Car Owner during the notification how many Vehicles are required to be towed. If the licensed Tow Car Owner or Tow Car Driver, upon being given its notification to proceed, advises the police that it cannot handle all the Vehicles involved, then the police shall call the next available Tow Car Owner(s) from the rotation list to tow the Vehicle(s) which the first Tow Car Owner cannot handle. A Tow Car Owner may respond to the Scene Of An Accident only with its own Tow Cars, and no substitutions are permitted.
- H. If a call is made with diligence (a minimum of six (6) rings) from the Nassau County Police Department precinct to a Tow Car Owner and he/she does not answer or is unable to proceed to the scene, such Tow Car Owner shall be skipped and the next authorized Tow Car Owner on the roster shall be called and notified to proceed to the Scene Of An Accident. If the phone of the Tow Car Owner is busy when the Nassau County Police Department attempts the call, the police department shall make two (2) more consecutive attempts to call such Tow Car Owner before skipping them. Such attempts shall be noted on the log sheet. All Tow Car Owners shall have a live person answer all phone calls or utilize an answering service with a live phone operator only.
- I. An authorized Tow Car Owner shall arrive to the scene of the tow within thirty (30) minutes after notification to proceed. If the Tow Car Owner shall fail to arrive within thirty (30) minutes after notification to proceed, or has arrived with equipment not adequate to perform the requested services, he/she shall lose his/her turn on the rotation roster, and shall not be entitled to receive any compensation for responding.
- J. The Nassau County Police Department police communications

desk for each zone shall each keep a ledger for each roster in which shall be recorded each call requiring Tow Car service and the name of the authorized Tow Car Owner notified to proceed to the accident. There shall also be entered in the ledger each call made to an authorized Tow Car Owner, the time of the call and a notation as to whether the call was properly responded to by said Tow Car Owner only. The ledger sheets will be provided to the Nassau County Police Department by the Town Clerk. The police shall quarterly or on demand provide copies of the ledger to the Town Clerk or his authorized representative.

- K. Any licensed Tow Car Owner on a respective roster who shall fail to answer or arrive to the scene of an accident in a timely manner or fails to respond after notification on three (3) occasions in a quarter shall be removed from the respective roster for the balance of that quarter by the Nassau County Police Department, and for the subsequent quarter, and said department shall thereafter inform the Town Clerk, in writing, of such removal. If a Tow Car Owner is unable to respond to a scene due to illness, vacation, or mechanical breakdown, etc., he or she shall notify the Town Clerk and the Nassau County Police Department precinct(s) in which he or she is on a tow list, in writing by certified mail, return receipt requested. Such notice shall include the dates he or she will be unable to answer calls, and must be sent at least two (2) weeks before the unavailability, unless exigent circumstances prevent it. Missing a call during such period of excused unavailability will not count against the Tow Car Owner.
- L. The Town Clerk shall create a roster for each zone by random lot at the beginning of each licensing year. The Town Clerk is also permitted to create new rosters by random lot for each quarter (i.e. April 1, July 1, and September 1 of each calendar year). The selection by random lot shall be performed in a manner which may be witnessed by the public, and announced in advance by the Town Clerk. The Town Clerk shall also update rosters from time to time during each licensing year to reflect additions or deletions of Tow Car Owners.
- M. The licensed Tow Car Owner or Tow Car Driver shall tow said vehicle to the Terminal on record maintained by the Tow Car Owner in compliance with § 183-4.
- N. Any Vehicle Owner shall be permitted to inspect his or her Vehicle and remove items of personal property contained therein if it can be dismantled and removed from the Vehicle without the use of any tool, and any agent shall be permitted to inspect such Vehicle whether or not the payment for towing and storage has been made. No charge shall be assessed to the Vehicle Owner or the Vehicle Owner's agent for such inspection. The participant shall be given a receipt for any property removed from a Vehicle while it is in the custody of the participant. At the request of the Vehicle Owner, his or her agent, or an authorized insurance company representative, a Vehicle being stored at the Tow Car Owner's Terminal shall

be produced within sixty (60) minutes for payment and delivery with no additional fees imposed.

- O. Upon presentation of sufficient proof of ownership and payment of the authorized charges, the Vehicle shall be released to the Vehicle Owner within sixty (60) minutes. If proof of ownership is located within the Vehicle, the Vehicle Owner shall be permitted to access the Vehicle to retrieve the proof. Sufficient proof of ownership shall include the current, valid, vehicle registration and /or title of said Vehicle, along with the Vehicle Owner's proof of identification.
- P. It shall be unlawful for any Tow Car Owner or Tow Car Driver or any other person to tow a Vehicle, or transfer possession of a towed Vehicle, without the express written authorization of the Vehicle Owner. Such written authorization must be in a form approved by the Town Clerk.
- Q. The Town Clerk shall have the authority to promulgate additional reasonable rules and regulations in order to administer the rotational tow system.
- R. Any Tow Car Owner in possession of a valid Tow Car Owner's license for the period January 1, 2014 to December 31, 2014 shall be extended to June 30, 2015 in order to comply with the provisions of this ordinance. These provisions shall also apply to persons in possession of a valid Town Tow Car Driver's license. Hereafter, the licensing year shall be July 1 to June 30th of the following year.
- S. Nothing herein or in any other section of this chapter shall obligate a Vehicle Owner whose Vehicle is towed from the scene of an accident by a Tow Car Owner or Tow Car Driver to utilize such Tow Car Owner or a motor vehicle repair shop with which such Tow Car Owner or Tow Car Driver contracts to perform any repairs to his/her Vehicle.

§183-14 PENALTIES.

- A. An offense against any provision of this chapter shall be punishable by a fine of not more than five hundred (\$500) or by imprisonment for a period not exceeding 15 days for each such offense, or by both such fine and imprisonment. For conviction of a second offense, such violation shall be punishable by a fine of not more than one thousand dollars (\$1000) or by imprisonment for a period not exceeding 15 days for each such offense, or by both such fine and imprisonment. For conviction of a third or subsequent offense, such violation shall be punishable by a fine of not more than two thousand dollars (\$2000) or by imprisonment for a period not exceeding 15 days for each such offense, or by both such fine and imprisonment.
- B. Notwithstanding any other provision of this chapter, any person committing an offense against any provision of §§ 183-2, 183-4, 183-8 and 183-9 hereof shall be guilty of a class B misdemeanor, which shall be punishable by a fine of not more than one thousand dollars (\$1000) or imprisonment for a

period not exceeding three months for each such offense, or by both such fine and imprisonment. For conviction of a second offense, such violation shall be punishable by a fine not more than two thousand dollars (\$2000) or by imprisonment for a period not exceeding six (6) months for each such offense, or by both such fine and imprisonment. For conviction of a third or subsequent offense, such violation shall be punishable by a fine not more than three thousand dollars (\$3000) or by imprisonment for a period not exceeding one year for each such offense, or by both such fine and imprisonment.

- C. Notwithstanding any other provision of this chapter, any person committing an offense against any provision of §§183-10, 183-11 and 183-12 hereof shall be guilty of a class B misdemeanor, which shall be punishable by a fine of not more than three thousand dollars (\$3000) or imprisonment for a period not exceeding three months for each such offense, or by both such fine and imprisonment. For conviction of a second offense, both of which were committed within a period of five (5) years, such violation shall be punishable by a fine not more than five thousand dollars (\$5000) or by imprisonment for a period not exceeding six (6) months for each such offense, or by both such fine and imprisonment. For conviction of a third or subsequent offense, both of which were committed within a period of five (5) years, such violation shall be punishable by a fine not more than seven thousand dollars (\$7000) or by imprisonment for a period not exceeding one year for each such offense, or by both such fine and imprisonment.
- D. Each day of continued violation shall constitute a separate additional violation.
- E. In addition to the penalties provided herein, an offense against this chapter may result in the suspension or revocation of the Tow Car Owner's or Tow Car Driver's license.

§183-15 APPLICABILITY.

This chapter shall not be applicable:

- A. To a vehicle dismantler registered pursuant to § 415-a of the Vehicle and Traffic Law of the State of New York when engaged in towing in the course of the operation of the business of a vehicle dismantler.
- B. To a governmental agency.
- C. When performing towing services which are not offered to the general public, to:
 - 1. A franchised public transportation operator.
 - 2. A bus company, as such term is defined in Subdivision 2 of § 2 of the Transportation Law of the State of New York, to operate pursuant to Article 7 of such law.

3. A public utility company or a public utility corporation, as such terms are defined in Subdivisions 23 and 24, respectively, of § 2 of the Public Service Law of the State of New York.
 4. An owner of a vehicle licensed pursuant to Chapter 185, Taxicabs and Limousines, of the Code of the Town of Hempstead.
 5. An operator of a school bus, as such term is defined in § 142 of the Vehicle and Traffic Law of the State of New York.
 6. A motor vehicle rental agency.
- D. To an individual employed in connection with any towing operations described in Subsection A, B or C above when operating a Tow Car or assisting in the operation thereof in the course of his or her employment.

§183-16 Severability. If any section, subdivision, sentence, clause, phrase or part of this chapter shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the section, subdivision, sentence, clause, phrase or part directly involved in the controversy in which such judgment shall have been rendered.

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR ANTHONY
ABIUSO, AUTOMOTIVE MAINTENANCE
COORDINATOR, IN THE DEPARTMENT OF
HIGHWAY.

On motion made by
the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Anthony Abiuso, Automotive
Maintenance Coordinator, in the Department of Highway, be and hereby is increased to \$131,706,
Ungraded, by the Commissioner of the Department of Highway and ratified by the Town Board of the
Town of Hempstead effective February 11, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF VINCENT ALBERT AS
CODE ENFORCEMENT OFFICER I, IN THE
DEPARTMENT OF BUILDINGS.

On motion made by
the following resolution was adopted upon roll call:

WHEREAS, Vincent Albert was appointed Code Enforcement Officer
Trainee from the Civil Service List in the Department of Buildings on February 5, 2014, and

WHEREAS, per Town of Hempstead Civil Service Rule XIV, after
satisfactory training and performance a Code Enforcement Officer Trainee is automatically appointed
permanent Code Enforcement Officer I, NOW, THEREFORE, BE IT

RESOLVED, that Vincent Albert be and hereby is appointed as Code
Enforcement Officer I, Competitive, Permanent, Grade 18, Step 8 (I), Salary Schedule C, \$81,936,
in the Department of Buildings, by the Commissioner of the Department of Buildings and ratified by
the Town Board of the Town of Hempstead effective February 5, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR JOSEPH
BENTIVEGNA, COMMISSIONER, DEPARTMENT
OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Joseph Bentivegna, Commissioner,
Department of Parks and Recreation, be and hereby is increased to \$162,074, Ungraded, by the
Supervisor of the Town of Hempstead and ratified by the Town Board of the Town of Hempstead
effective January 28, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: REASSIGNMENT OF DOMINICK COLASANTO,
LABORER II, FROM THE OFFICE OF THE
TOWN BOARD TO THE DEPARTMENT OF
GENERAL SERVICES, ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Dominick Colasanto, Laborer II, Non
Competitive be and hereby is reassigned from the Office of the Town Board, Councilmatic District #2,
to the Department of General Services, Administration, with no change in salary, by the Commissioner
of the Department of General Services and ratified by the Town Board of the Town of Hempstead
effective January 1, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF GINAMARIE DEPANO AS
CLERK LABORER, IN THE DEPARTMENT OF
PARKS AND RECREATION.

On motion made by
the following resolution was adopted upon roll call:

RESOLVED, that Ginamarie Depano be and hereby is appointed Clerk
Laborer, Non Competitive, Grade 9, Start Step (A), Salary Schedule D, \$39,781, in the Department
of Parks and Recreation, by the Commissioner of the Department of Parks and Recreation and ratified
by the Town Board of the Town of Hempstead effective February 11, 2015 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for
twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment
may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR FRANK
GIOVANELLI, ASSISTANT DIRECTOR OF
REPRODUCTION SERVICES, IN THE
DEPARTMENT OF GENERAL SERVICES,
ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Frank Giovanelli, Assistant Director of
Reproduction Services, in the Department of General Services, Administration, be and hereby is
increased to \$127,908, Ungraded, by the Commissioner of the Department of General Services and
ratified by the Town Board of the Town of Hempstead effective February 11, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF EDWARD KINNEY AS
SANITATION WORKER II, IN THE
DEPARTMENT OF SANITATION.

On motion made by
the following resolution was adopted upon roll call:

RESOLVED, that Edward Kinney, now serving as Sanitation Worker I, in
the Department of Sanitation, be and hereby is appointed Sanitation Worker II, Non Competitive,
Grade 12, Step 12 (M), Salary Schedule C, \$77,817, in the Department of Sanitation, by the
Commissioner of the Department of Sanitation and ratified by the Town Board of the Town of
Hempstead effective February 11, 2015, and BE IT

FURTHER RESOLVED, that subject appointment is probationary for
twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be
terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR LEANORA
KOEHLER, MESSENGER, IN THE
DEPARTMENT OF GENERAL SERVICES,
ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Leanora Koehler, Messenger, in
the Department of General Services, Administration, be and hereby is increased to \$53,230, Ungraded,
by the Commissioner of the Department of General Services and ratified by the Town Board of the
Town of Hempstead effective February 11, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR STEPHEN
LINCOLN, LABORER I, IN THE DEPARTMENT
OF CONSERVATION AND WATERWAYS.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Stephen Lincoln, Laborer I, in the Department of Conservation and Waterways, be and hereby is increased to Grade 9, Step 10 (K), Salary Schedule C, \$66,292, by the Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of the Town of Hempstead effective February 11, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR MARYKATE
ROCKENSIES, CLERK II, IN THE DEPARTMENT
OF SANITATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Marykate Rockensies, Clerk II, in the Department of Sanitation, be and hereby is increased to Grade 8, Step 6 (G), Salary Schedule C, \$52,132, by the Commissioner of the Department of Sanitation and ratified by the Town Board of the Town of Hempstead effective January 28, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF WAYNE SOLAR AS
BUILDING MAINTENANCE SUPERVISOR II, IN
THE DEPARTMENT OF CONSERVATION AND
WATERWAYS, FROM THE CIVIL SERVICE
LIST.

On motion made by
the following resolution was adopted upon roll call:

WHEREAS, the Town of Hempstead Civil Service Commission has certified that Wayne Solar has passed the examination for the position of Building Maintenance Supervisor II, Civil Service List No. 71-156, and is eligible for appointment thereto, NOW,
THEREFORE, BE IT

RESOLVED, that Wayne Solar, now serving as Building Maintenance Supervisor I, in the Department of Conservation and Waterways, be and hereby is appointed Building Maintenance Supervisor II, Competitive, Permanent, Grade 25, Step 10 (K), Salary Schedule C \$116,291, from the civil service list, by the Commissioner of the Department of Conservation and Waterways and ratified by the Town Board of the Town of Hempstead effective February 11, 2015 and
BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF ALEX VASSALLO, AS
LEGISLATIVE AIDE, TO TOWN BOARD,
IN THE OFFICE OF THE TOWN BOARD.

On motion made by
the following resolution was adopted upon roll call:

RESOLVED, that Alex Vassallo be and hereby is appointed Legislative Aide, in the Office of the Town Board, Councilmatic District No. 5, Unclassified, Ungraded, at an annual salary of \$56,000, by the Supervisor of the Town of Hempstead, and ratified by the Town Board of the Town of Hempstead effective January 21, 2015.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: RESCIND RESOLUTION NO: 1628/19-2014
FOR JOHN HULL, IN THE DEPARTMENT
OF SANITATION.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, the action designated by Resolution No. 1628/19-2014
has been rescinded by the Town of Hempstead Disciplinary Review Board, NOW, THEREFORE, BE
IT

RESOLVED, that Resolution No. 1628/19-2014 hereby is rescinded.

AYES:

NOES: