

**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 6<sup>th</sup> day of March, 2018, 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 AND REPEAL "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

- OCEANSIDE SECTION 202-13 MERRIFIELD AVENUE (TH 007/18) North side - NO PARKING 8 A.M. - 10 A.M. EXCEPT SATURDAYS, SUNDAYS, AND HOLIDAYS - starting from the East curbline of Yost Blvd east for a distance of 275 feet.
- SEAFORD SECTION 202-4 CORRAL PATH (TH 012/18) East side - NO PARKING 8 A.M. - 3 P.M. EXCEPT SATURDAYS, SUNDAYS, AND HOLIDAYS - starting at a point 78 feet south of the south curbline of Marjorie Lane, south for a distance of 64 feet.
- KENORA PLACE (TH 009/18) East side - TWO HOUR PARKING 8AM TO 5PM - starting at a point 95 feet north of the north curbline of Merrick Road, north for a distance of 44 feet.
- MAJORIE LANE (TH 015/18) North side - NO PARKING 8 A.M. TO 5 P.M. - starting at a point 56 feet west of the west curbline of Guildford Park Drive, west for a distance of 75 feet.
- MERRICK ROAD (TH 009/18) South side - TWO HOUR PARKING 8AM TO 5 PM - starting at a point 50 feet east of the east curbline of Kenora Place, east for a distance of 58 feet.
- NAOMI PLACE (TH 009/18) South side - TWO HOUR PARKING 8AM TO 5PM - starting at a point 35 feet east of the east curbline of Kenora Place, east for a distance of 65 feet.

Item # \_\_\_\_\_

Case # 29878

WOODMERE  
SECTION 202-17

PROSPECT AVENUE (TH 555/17) East side - ONE  
HOUR PARKING 8 A.M. to 6 P.M. - from the  
north curbline of Central Ave, north to the  
south curbline of Cedar Lane.

ALSO, to REPEAL from Chapter 202 "REGULATIONS AND  
RESTRICTIONS" to limit parking from the following locations:

OCEANSIDE  
SECTION 202-13

MERRIFIELD AVENUE (TH 325/04) North side -  
NO PARKING 8 A.M. TO 10 P.M. EXCEPT  
SATURDAYS, SUNDAYS & HOLIDAYS - starting from  
the east curbline of Yost Boulevard, east for  
a distance of 222 feet. (Adopted 9/7/04)

WOODMERE  
SECTION 202-17

PROSPECT AVENUE (122/13) East side - ONE HOUR  
PARKING 8 AM - 6 PM - from the north curbline  
of Central Avenue; north to the south  
curbline of Cedar Lane.  
(Adopted 9/3/13)

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

Dated: February 20, 2018  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

LAURA A. GILLEN  
Supervisor

SYLVIA A. CABANA  
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 6<sup>th</sup> day of March, 2018, 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 AND REPEAL "PARKING OR STANDING PROHIBITIONS" at the following locations:

ROOSEVELT EAST CLINTON AVENUE (TH 538/17) South Side - NO PARKING ANYTIME - starting at a point 10 feet west of the south curbline of Park Avenue, then west for a distance of 85 feet.

SEAFORD KENORA PLACE (TH 009/18) East Side - NO STOPPING HERE TO CORNER - starting at the north curbline of Merrick Road, north for a distance of 61 feet.

KENORA PLACE (TH 009/18) East Side - NO STOPPING HERE TO CORNER - starting at the south curb line of Naomi Place, south for a distance of 50 feet.

NAOMI PLACE (TH 009/18) South Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Kenora Place east for a distance of 35 feet.

ALSO, to REPEAL from Section 202-1 "PARKING OR STANDING PROHIBITIONS" from the following locations:

SEAFORD KENORA PLACE (TH 38) East side - NO PARKING - starting at the north curb line of Merrick Road, north to the south curb line of Naomi Place. (Adopted 5/15/62)

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

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29879

Dated: February 20, 2018  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

LAURA A. GILLEN  
Supervisor

SYLVIA A. CABANA  
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 6<sup>th</sup> day of March, 2018, 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:

SEAFORD	SOUTH SEAMANS NECK ROAD (TH 545/17) STOP - all traffic traveling Westbound on Darby Lane shall come to a full stop.
(NR) VALLEY STREAM	ALDEN AVENUE (TH 560/17) STOP - all traffic traveling Southbound on William Street shall come to a full stop.  ALDEN AVENUE (TH 560/17) STOP - all traffic traveling Northbound on Charles Street shall come to a full stop.  ALDEN AVENUE (TH 560/17) STOP - all traffic traveling Southbound on Law Street shall come to a full stop.  ALDEN AVENUE (TH 560/17) STOP - all traffic traveling Northbound on Georgia Street shall come to a full stop.

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

Dated: February 20, 2018  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

LAURA A. GILLEN  
Supervisor

SYLVIA A. CABANA  
Town Clerk

Item # 3

29880

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, Hempstead, New York, on the 6<sup>th</sup> day of March, 2018, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 190-4, subsection "B" of the Code of the Town of Hempstead by the insertion of a location in relation to a thirty mile per hour speed limit, as follows:

ISLAND PARK

AUSTIN BOULEVARD - from Long Beach Road to Incorporated Village of Island Park line.  
(TH-462B/17)

and to repeal local law number three of one thousand nine hundred sixty-six, in relation to a forty mile per hour speed limit, as follows:

ISLAND PARK

AUSTIN BOULEVARD - from Long Beach Road to Incorporated Village of Island Park line. (effective 7/07/66) (TH-462B/17)

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

Item # 4

Case # 19565

heard on said proposal at the time and place aforesaid.

Dated: February 20, 2018  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

LAURA A. GILLEN  
Supervisor

SYLVIA A. CABANA  
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 6<sup>th</sup> day of March, 2018, at 10:30 o'clock in the forenoon of that day, to consider the enactment of a local law to amend Subsection B of Section 10C-4 of Chapter 10C of the Code of the Town of Hempstead, in relation to Real Property Tax Relief for Cold War Veterans in the Town of Hempstead.

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: February 20, 2018  
Hempstead, New York

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

SYLVIA A. CABANA  
Town Clerk

LAURA GILLEN  
Supervisor

Item # 5

Case # 15511



**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that the Commissioner of General Services of the Town of Hempstead has prepared revised parking field maps for the following locations, which revisions consist of the adoption of the following public parking field maps showing the adoption of two (2) "Handicapped Permit Required" signs and two (2) "No Parking Anytime" signs in parking field S-4, Seaford; all in accordance and with Section 80-4 of the Code of the Town of Hempstead.

**PLEASE TAKE FURTHER NOTICE** that a public hearing will be held at the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York, on the 6th day of March , 2018, at 10:30 o'clock in the forenoon of that day, to consider the adoption of the following revised public parking field maps:

SEAFORD  
S-4

Jackson Avenue - Smith Lane  
Parking Field  
Seaford Public Parking District  
(TH-14/18)

Copies of the proposed public parking field maps are on file in the office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Hempstead, New York.

**ALL INTERESTED PERSONS** shall have an opportunity 6  
item #

Case # 16214

to be heard on said proposal at the time and place  
aforesaid.

**Dated:** February 20, 2018  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

SYLVIA A. CABANA  
Town Clerk

LAURA A. GILLEN  
Supervisor

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 March 6, 2018 at 10:30 o'clock in the forenoon of that day for the purpose of considering the application of BOLIA EM REALTY, LLC. for a variance from provisions of "GSS" Ordinance to operate a convenience store at an existing gasoline service station, as well as area sign parking variance relief from the Gasoline Service Station District required, on the following described premises (NR) WESTBURY, New York:

A parcel of property located on the s/w/intersection of Carman & Stewart Aves. w/frontage on Carman Ave. of 181' & 150' on Stewart Ave. situated in (NR) Westbury, New York, 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.

LAURA A. GILLEN  
SUPERVISOR

SYLVIA A. CABANA  
TOWN CLERK

Dated: February 20, 2018  
Hempstead, N.Y.

Item #

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Case #

13177

# Decision of WOODCREST VILLAGE PARK ASSOCIATES

Item # 8

Case # 29674

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE ONE STORY WOOD FRAME ONE FAMILY WITH DETACHED GARAGE, LOCATED ON THE WEST SIDE OF CHESTNUT STREET, 50 FEET NORTH OF HARVARD AVENUE. SEC 54, BLOCK 7, AND LOT(S) 72, A/K/A 2058 CHESTNUT STREET, 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 unsafe structure located at 2058 Chestnut Street, Baldwin, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 2058 Chestnut Street, Baldwin; and

WHEREAS, on January 16, 2018, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,050.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,050.00, the cost associated with such services provided regarding 2058 Chestnut Street, Baldwin, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,300.00 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:

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 UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE EAST SIDE OF JUDITH DRIVE, 530 FEET NORTH OF ARDIS PLACE. SEC 63, BLOCK 315, AND LOT(S) 6, A/K/A 3021 JUDITH DRIVE, 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 unsafe structure located at 3021 Judith Drive, Bellmore, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the code, the Town Board authorized the demolition and removal of said structure under Town Board Resolution No. 53-2017 adopted January 24, 2017; and

WHEREAS, the services of Environmental Management Services Inc., at 23-24 Sound Street #1, Astoria, New York 11105, and the costs incurred by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 183-2015; and

WHEREAS, on July 10, 2017, the Commissioner of the Department of Buildings directed Environmental Management Services Inc. to make an asbestos air monitoring inspection and report, located at 3021 Judith Drive, Bellmore;

WHEREAS, on August 18, 2017, the Commissioner of the Department of Buildings directed Environmental Management Services Inc. to make an asbestos air monitoring inspection and visual inspection during asbestos abatement, located at 3021 Judith Drive, Bellmore;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,750.00, the cost associated with the emergency services provided at 3021 Judith Drive, Bellmore, New York

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$2,000.00 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:

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 UNSAFE ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING, LOCATED ON THE NORTH SIDE OF HOFFMAN AVENUE, 40 FEET EAST OF 5<sup>TH</sup> STREET. SEC 32, BLOCK 411, AND LOT(S) 2, A/K/A 2282 HOFFMAN AVENUE, ELMONT, 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 unsafe structure located at 2282 Hoffman Avenue, Elmont, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the code, the Town Board authorized the demolition and removal of said structure under Town Board Resolution No. 116-2017 adopted February 7, 2017; and

WHEREAS, the services of Environmental Management Services Inc., at 23-24 Sound Street #1, Astoria, New York 11105, and the costs incurred by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 183-2015; and

WHEREAS, on February 27, 2017, the Commissioner of the Department of Buildings directed Environmental Management Services Inc. to make an asbestos air monitoring inspection and report, located at 2282 Hoffman Avenue, Elmont;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,750.00, the cost associated with the emergency services provided at 2282 Hoffman Avenue, Elmont, New York

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$2,000.00 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:

Item #

9

Case#

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTH SIDE OF NORFOLK DRIVE WEST, 73 FEET EAST OF ELY COURT. SEC 37, BLOCK Q18, AND LOT(S) 116, A/K/A 67 NORFOLK DRIVE WEST, ELMONT, 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 unsafe structure located at 67 Norfolk Drive West, Elmont, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 67 Norfolk Drive West, Elmont; and

WHEREAS, on July 12, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,137.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,137.50, the cost associated with such services provided regarding 67 Norfolk Drive West, Elmont, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,387.50 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:

Item # 9

Case # 6542



Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE ONE STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE SOUTH SIDE OF HEMLOCK STREET, 100 FEET EAST OF PALMETTO DRIVE. SEC 35, BLOCK 593, AND LOT(S) 22, A/K/A 867 HEMLOCK STREET, FRANKLIN SQUARE, 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 unsafe structure located at 867 Hemlock Street, Franklin Square, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 867 Hemlock Street, Franklin Square; and

WHEREAS, on June 29, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,137.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,137.50, the cost associated with such services provided regarding 867 Hemlock Street, Franklin Square, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,387.50 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:

Item #

9

Case #

6542

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SPECIAL ASSESSMENT FOR PROFESSIONAL SERVICES RENDERED IN REGARD TO AN UNSAFE TWO STORY WOOD FRAME TWO FAMILY DWELLING, LOCATED ON THE WEST SIDE OF CLINTON AVENUE, 25 FEET NORTH OF WANSEER AVENUE. SEC 40, BLOCK 63, AND LOT(S) 42-43, A/K/A 1-3 CLINTON AVENUE, INWOOD, 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 unsafe structure located at 1-3 Clinton Avenue, Inwood, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 1-3 Clinton Avenue, Inwood; and

WHEREAS, on December 19, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,137.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,137.50, the cost associated with such services provided regarding 1-3 Clinton Avenue, Inwood, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,387.50 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:

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 UNSAFE TWO AND ONE HALF STORY WOOD FRAME FIVE FAMILY DWELLING, LOCATED ON THE SOUTH SIDE OF GRAND CENTRAL PLACE, 103 FEET WEST OF JEANETTE AVENUE. SEC 40, BLOCK 157, AND LOT(S) 11 & 21, A/K/A 345 GRAND CENTRAL PLACE, INWOOD, 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 unsafe structure located at 345 Grand Central Place, Inwood, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the code, the Town Board authorized the demolition and removal of said structure under Town Board Resolution No. 1358-2016 adopted September 20, 2016; and

WHEREAS, the services of Environmental Management Services Inc., at 23-24 Sound Street #1, Astoria, New York 11105, and the costs incurred by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 183-2015; and

WHEREAS, on May 31, 2017, the Commissioner of the Department of Buildings directed Environmental Management Services Inc. to make an asbestos air monitoring inspection and report, located at 345 Grand Central Place, Inwood;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,150.00, the cost associated with the emergency services provided at 345 Grand Central Place, Inwood, New York

WHEREAS, an additional charge of \$500.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,650.00 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:

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 UNSAFE ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTH SIDE OF CATHEDRAL AVENUE, 40 FEET EAST OF BEACHVIEW AVENUE. SEC 43, BLOCK 396, AND LOT(S) 38, A/K/A 240 CATHEDRAL AVENUE, ISLAND PARK, 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 unsafe structure located at 240 Cathedral Avenue, Island Park, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 240 Cathedral Avenue, Island Park; and

WHEREAS, on December 19, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,050.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,050.00, the cost associated with such services provided regarding 240 Cathedral Avenue, Island Park, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,300.00 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:

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 UNSAFE ONE STORY MASONRY AND STEEL FRAME COMMERCIAL BUILDING, LOCATED ON THE SOUTH SIDE OF ATLANTIC AVENUE, 738 FEET EAST OF WAVERLY PLACE. SEC 43, BLOCK 379, AND LOT(S) 50 & 58, A/K/A 425 ATLANTIC AVENUE, 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 unsafe structure located at 425 Atlantic Avenue, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 425 Atlantic Avenue, Oceanside; and

WHEREAS, on October 25, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$962.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$962.50, the cost associated with such services provided regarding 425 Atlantic Avenue, Oceanside, New York.

WHEREAS, an additional charge of \$500.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,462.50 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:

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 UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH ATTACHED GARAGE, LOCATED ON THE NORTHEAST CORNER OF YALE STREET AND RIVERSIDE DRIVE. SEC 43, BLOCK 397, AND LOT(S) 19, A/K/A 608 YALE STREET, 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 unsafe structure located at 608 Yale Street, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 608 Yale Street, Oceanside; and

WHEREAS, on September 26, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,050.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,050.00, the cost associated with such services provided regarding 608 Yale Street, Oceanside, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,300.00 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:

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 UNSAFE TWO STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE EAST SIDE OF PROSPECT STREET, 360 FEET SOUTH OF FREDERICK AVENUE. SEC 55, BLOCK 292, AND LOT(S) 587-589, A/K/A 62 PROSPECT STREET, ROOSEVELT, 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 unsafe structure located at 62 Prospect Street, Roosevelt, Town of Hempstead, New York; and

WHEREAS, pursuant to Chapter 90 of the code, the Town Board authorized the demolition and removal of said structure under Town Board Resolution No. 996-2016 adopted August 2, 2016; and

WHEREAS, the services of Environmental Management Services Inc., at 23-24 Sound Street #1, Astoria, New York 11105, and the costs incurred by the Commissioner of the Department of Buildings were approved by the Town Board under Resolution Number 183-2015; and

WHEREAS, on March 22, 2017, the Commissioner of the Department of Buildings directed Environmental Management Services Inc. to make an asbestos air monitoring inspection and report, located at 62 Prospect Street, Roosevelt;

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,500.00, the cost associated with the emergency services provided at 62 Prospect Street, Roosevelt, New York

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,750.00 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:

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 UNSAFE ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE AND INGROUND SWIMMING POOL, LOCATED ON THE NORTH SIDE OF WEST FULTON AVENUE, 186 FEET WEST OF NASSAU ROAD. SEC 55, BLOCK 413, AND LOT(S) 177, A/K/A 26 WEST FULTON AVENUE, ROOSEVELT, 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 unsafe structure located at 26 West Fulton Avenue, Roosevelt, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 26 West Fulton Avenue, Roosevelt; and

WHEREAS, on October 25, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$962.50; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$962.50, the cost associated with such services provided regarding 26 West Fulton Avenue, Roosevelt, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,212.50 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:

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 UNSAFE ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY DWELLING WITH DETACHED GARAGE, LOCATED ON THE SOUTHWEST CORNER OF MACON PLACE AND CHARTER COURT. SEC 50, BLOCK 206, AND LOT(S) 4, A/K/A 774 MACON PLACE, UNIONDALE, 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 unsafe structure located at 774 Macon Place, Uniondale, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 774 Macon Place, Uniondale; and

WHEREAS, on September 6, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,050.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,050.00, the cost associated with such services provided regarding 774 Macon Place, Uniondale, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,300.00 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:

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 UNSAFE TWO STORY WOOD FRAME ONE FAMILY WITH TWO CAR DETACHED GARAGE, LOCATED ON THE EAST SIDE OF UNIONDALE AVENUE, 50 FEET SOUTH OF JAFFA AVENUE. SEC 50, BLOCK 307, AND LOT(S) 153, A/K/A 615 UNIONDALE AVENUE, UNIONDALE, 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 unsafe structure located at 615 Uniondale Avenue, Uniondale, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 615 Uniondale Avenue, Uniondale; and

WHEREAS, on January 16, 2018, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,050.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,050.00, the cost associated with such services provided regarding 615 Uniondale Avenue, Uniondale, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,300.00 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:

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 UNSAFE ONE AND ONE HALF STORY WOOD FRAME ONE FAMILY WITH ATTACHED GARAGE, LOCATED ON THE SOUTH SIDE OF WILLOW STREET, 134 FEET WEST OF JOAN COURT. SEC 35, BLOCK 402, AND LOT(S) 212, A/K/A 528 WILLOW STREET, 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," the Commissioner of the Department of Buildings deemed it necessary to inspect the unsafe structure located at 528 Willow Street, West Hempstead, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 528 Willow Street, West Hempstead; and

WHEREAS, on December 19, 2017, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,050.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,050.00, the cost associated with such services provided regarding 528 Willow Street, West Hempstead, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,300.00 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:

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 UNSAFE TWO STORY WOOD FRAME ONE FAMILY WITH TWO CAR DETACHED GARAGE, LOCATED ON THE SOUTH SIDE OF WEST BROADWAY, 80 FEET WEST OF HADDON ROAD. SEC 39, BLOCK 130, AND LOT(S) 28, A/K/A 769 WEST BROADWAY, WOODMERE, 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 unsafe structure located at 769 West Broadway, Woodmere, 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 Cashin Associates, P.C., 1200 Veterans Memorial Highway, #200, Hauppauge, 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 456-2017; 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 769 West Broadway, Woodmere; and

WHEREAS, on January 16, 2018, Cashin Associates, P.C., performed the surveying, architectural and engineering services directed by the Commissioner of the Department of Buildings and has submitted a bill for services rendered, in the amount of \$1,050.00; and

WHEREAS, the Commissioner of the Department of Buildings initiated the procedure for the reimbursement of \$1,050.00, the cost associated with such services provided regarding 769 West Broadway, Woodmere, New York.

WHEREAS, an additional charge of \$250.00 will be assessed in accordance with §90-9 of the Code of the Town of Hempstead;

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 \$1,300.00 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:

Item #

9

Case #

6542

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 2012  
Daily, weekly, monthly and quarterly fiscal reports, prior to 2012  
Master Plumber and Master Electrician records, prior to 2012  
Administrative correspondence, prior to 2012  
Zoning/Housing and Structural complaint files, prior to 2012  
Certifications of Building Occupancy and Building Certifications  
Overtime payroll, prior to 2012  
Purchase orders, prior to 2012  
Bounced check file, prior to 2012  
Seasonal/part-time payroll, prior to 2012  
Time sheets, prior to 2012  
Time cards, prior to 2012  
Work orders, prior to 2012  
Stock room requests, prior to 2012  
Miscellaneous personnel claims, prior to 2012

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 #

10

Case #

4724

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

**RESOLUTION DECLARING EQUIPMENT OF THE DEPARTMENT OF BUILDINGS OBSOLETE AND AUTHORIZING DISPOSAL THEREOF**

WHEREAS, the Commissioner of the Department of Buildings advised this Town Board that certain equipment of the Department of Buildings should be declared obsolete and be disposed of, as such equipment is no longer economically serviceable for its original purpose; and

WHEREAS, the Commissioner of the Department of Buildings further advises this Town Board that said equipment may have value, either as equipment to be used for other purposes, or as salvage and has indicated that the following equipment have been so judged:

<u>QUANTITY</u>	<u>EQUIPMENT</u>	<u>SERIAL NO.</u>
1	Sony Cyber-Shot DSC-W830	1310329
1	Sony Cyber-Shot DSC-W50	6734748
1	Minolta Model RP606Z w/FC-5	362903
1	Minolta Model RP606Z w/RFF UC-5M	364705

WHEREAS, this Town Board deems it to be in the public interest that such equipment should be disposed of by sale:

NOW, THEREFORE, BE IT

RESOLVED, that the above described equipment be and they hereby are declared to be obsolete in their primary function; and

BE IT FURTHER

RESOLVED, that the Commissioner of the Department of Buildings be hereby authorized to dispose of said equipment; and

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 11

Case # 47.24

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**

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, Logs or Schedule, Daily Log, Records of Employee Absences or Accruals, Employee request for and/or authorization to use sick, vacation, personal or other leave or to work overtime, Employee's Time Records, or similar records consisting of 3.0 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 #

12

Case #

4724

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE DISPOSAL OF  
OBSOLETE EQUIPMENT FROM THE OFFICE OF THE  
TOWN CLERK

WHEREAS, the Town Clerk has advised the Town Board that the following  
Equipment is obsolete and parts are unobtainable.

IBM Keyboards:

- |                |                |
|----------------|----------------|
| ID No. 0005986 | ID No. 5005418 |
| ID No. 5005025 | ID No. 2018108 |
| ID No. 34010   | ID No. 2184307 |
| ID No. 32608   | ID No. 5005450 |
| ID No. 34119   | ID No. 2168161 |
| ID No. 2158376 | ID No. 5005267 |
| ID No. 5005031 | ID No. 5005431 |
| ID No. 5005512 | ID No. 5005257 |
| ID No. 2167539 | ID No. 0000804 |

Typewriters:

- |                             |                     |
|-----------------------------|---------------------|
| Brother EM-630              | Serial J68467290    |
| Brother EM-630              | Serial J68467282    |
| Brother EM-630              | Serial J68467277    |
| Brother EM-630              | Serial J684672265   |
| Brother EM-630              | Serial J68467284    |
| IBM Wheelwriter 1500        | Serial No. 11VP865  |
| IBM Wheelwriter 6           | Serial No. 1342139  |
| IBM Wheelwriter 6 Series II | Serial No. 11WY663  |
| IBM Wheelwriter 1500        | Serial No. 11WK949  |
| IBM Wheelwriter 3000        | Serial No. 11-DTKT5 |
| IBM Wheelwriter 1500        | Serial No. 11WZ008  |
| IBM Wheelwriter 1500        | Serial No. 11WY647  |

Item #

13

Case #

4724



IBM Wheelwriter 6 Series II	Serial No. 11-CZVK8
IBM Wheelwriter 6 Series II	Serial No. 11-0102380
IBM Wheelwriter 6 Series II	Serial No. 11-0002982
IBM Wheelwriter 6 Series II	Serial No. unavailable

**Fax Machines:**

Canon Faxphone L100	Serial No. QAU34664
Brother MFC-8220	Serial No. U60995G3V562704
Brother MFC-8220	Serial No. U60995COJ483016
Brother MFC-8220	Serial No. U60995C6J305701
Brother MFC-8220	Serial No. U60995H6J338693

**Cameras:**

Polaroid Miniportrait 206B	Serial No. EM2443B/P
Polaroid Model 203	Serial No. ME5911E
Sony Model DKC-C300X	Serial No. 10006815
Sony Model DKC-C300X	Serial No. 10008858

**Printers:**

Epson Picturemate PM 260	Serial No. K94E1213JO
Epson Picturemate PM 225	Serial No. LHDK004473
Epson Picturemate PM 225	Serial No. LHDK004472
Sony Model No. UP-DX100	Serial No. 708515

WHEREAS, the Town Clerk has advised the Town Board that she believes this equipment has no value as equipment to be used for other purposes and should be so judged:

NOW, THEREFORE, BE IT

RESOLVED, that the above described equipment be and is hereby declared obsolete in its primary function in the Town Clerk's Office and authorizes its disposal thereof.

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 COMMISSIONER OF THE DEPARTMENT OF  
PARKS AND RECREATION TO EXECUTE, ON BEHALF OF THE TOWN, A  
FIREWORKS DISPLAY AGREEMENT WITH PYRO ENGINEERING, INC.**

WHEREAS, Pyro Engineering, Inc. with offices at 999 South Oyster Bay Road, Suite 111, Bethpage, NY 11714, has conducted the fireworks display at the Town's annual Salute to Veterans event for at least the past ten years; and

WHEREAS, Pyro Engineering, Inc. has proposed to conduct the fireworks display at the Town's 2018 Salute to Veteran's Event (the "Event"), which is scheduled for June 30, 2018, in exchange for a total fee of \$16,000.00; and

WHEREAS, the Commissioner of the Department of Parks and Recreation believes that the fireworks display has traditionally been an integral part of the Event and accordingly recommends that the Fireworks Display Agreement with Pyro Engineering, Inc. be executed by the Commissioner on behalf of the Town and it appears that Pyro Engineering, Inc. is duly qualified to perform the services described in the subject Fireworks Display Agreement; and

WHEREAS, this Town Board deems it to be in the Public Interest to enter into said Fireworks Display Agreement with Pyro Engineering, Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the Fireworks Display Agreement with Pyro Engineering, Inc. regarding the Event be entered into by the Town and the Commissioner of the Department of Parks and Recreation be and hereby is authorized to execute said Agreement; and

BE IT FURTHER RESOLVED, that the Comptroller be and hereby is authorized to make all service fee payments due under said Agreement by charging the Department of Parks and Recreation "Fees and Services" Account 3400-007-7110-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Rem #

14

Case #

28045

**TOWN OF HEMPSTEAD  
DEPARTMENT OF PARKS & RECREATION  
INTER - DEPARTMENTAL MEMO**

To: Rebecca Sinclair, Executive Assistant  
From: Philip R. Brookmeyer, Counsel to Commissioner  
Date: February 21, 2018  
Re: Resolution Authorizing Commissioner to Execute a Fireworks Display Agreement

The attached Town Board Resolution is being forwarded for consideration in conjunction with the request of the Department of Parks & Recreation to have the Commissioner execute, on behalf of the Town, a Fireworks Display Agreement with Pyro Engineering Inc.

Briefly stated, Pyro Engineering has conducted the fireworks display at the Town's annual Salute to Veteran's Event for at least the past 10 years and is proposing to do so again at this year's Event, which is scheduled for June 30, 2018, in exchange for a total fee of \$16,000.00.

Copies of the following relevant documents are attached: (i) Each of the Fireworks Display Agreement and an Insurance /Indemnification Rider (drafted by Counsel to Commissioner) signed by Pyro Engineering; (ii) Public Disclosure Statement signed by Pyro Engineering; and (iii) Pyro Engineering Form W-9.

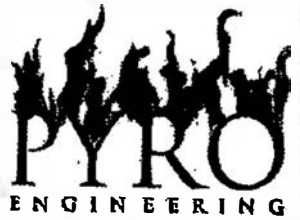
Thank you for your assistance and please do not hesitate to contact me if you have any follow up questions. It is respectfully requested that this Resolution be placed on the next available Town Board Calendar.

Philip R. Brookmeyer



Counsel to Commissioner

Cc: Daniel Lino, Commissioner



America's World Class Fireworks Leader

Display Date: June 30, 2018

FIREWORKS DISPLAY AGREEMENT

AGREEMENT made January 10, 2018 by and between Pyro Engineering, Inc., whose address is 999 South Oyster Bay Road, Suite 111, Bethpage, NY 11714 (hereinafter "PEI"); and Town of Hempstead, 200 North Franklin Street, Hempstead, NY 11550 (hereinafter "SPONSOR").

WHEREAS, PEI designs, produces, and conducts fireworks displays; and WHEREAS, SPONSOR wishes to engage PEI to design, produce and perform a fireworks display on the terms and conditions hereinafter set forth;

NOW, THEREFORE, in consideration of the terms, conditions and covenants hereinafter set forth, the parties hereto do mutually agree as follows:

1. FIREWORKS DISPLAY: On, June 30, 2018 (hereinafter "the Display Date"), PEI shall provide the fireworks and equipment for the display at the Fireworks Display location. The display will be under the supervision of a PEI trained technician. It is agreed that PEI shall be the sole fireworks supplier and producer for the event contracted for herein. (Note: The actual start and stop time of the display will be determined by the governmental authorities having jurisdiction over the display).

ALTERNATE DATE: July 1, 2018

2. COST AND PAYMENTS:

FIREWORKS DISPLAY PRICE: \$ 16,000.00

The total (Fireworks Display Price plus all other applicable charges) sum of \$ 16,000.00 shall be due and payable as follows:

- a. The sum of : \$ 8,000.00 upon execution and delivery of this contract.
b. The Balance of : \$ 8,000.00 (which includes any taxes that may be applied to this sale) shall be paid by Official Bank Check made payable to Pyro Engineering, Inc. not later than fifteen (15) days prior to the Display Date.

Please Note: SPONSOR is responsible for the payment of all governmental fees and taxes, including, but not limited to, sales, use, excise, license, permit, entertainment, or other fees, taxes or surcharges imposed or otherwise applied to this exhibition. Also, please see Section 16(c) below.

3. POSTPONEMENT/RESCHEDULING: If the display of the fireworks is postponed/rescheduled by reason of inclement weather or by determination by the governmental authority having jurisdiction, or for any other reason beyond the control of PEI, same shall be rescheduled to the Alternate Date set forth above. In the event a postponement/rescheduling is necessary due to inclement weather or by determination by the governmental authority having jurisdiction, or for any other reason beyond the control of PEI a postponement/rescheduling fee will be based on the table below.

Table with 3 columns: Description, % of Fireworks Display Price, Additional Costs. Rows include notification times and tech arrival fees.

Any request made by SPONSOR for rescheduling/canceling shall be directed to help@bayfireworks.com or by phone (516) 233-4132. It is understood and agreed that PEI shall have no obligation to reschedule a display except as required by inclement weather or reasons beyond the control of PEI.

4. SPONSOR'S AGENT: Ms. Barbara Badler CELL PHONE: shall be designated as SPONSOR'S agent to whom all questions and inquiries shall be relayed. Sponsor's agent shall be the only agent of SPONSOR authorized to make decisions on behalf of SPONSOR or to request rescheduling of the fireworks display on the part of SPONSOR.

Please Initial each page.

Initial here: Sponsor PEI

5. **EXHIBITION PLANNER CHECKLIST:** It is understood and agreed by the parties hereto that the Fireworks Display shall be contingent upon the strict compliance by SPONSOR with all items specified on the Exhibition Planner Checklist (EPC) which is annexed hereto and made a part hereof. Failure on the part of SPONSOR to comply with all requirements set forth in the EPC to the satisfaction of PEI within the time limits therein set forth shall be deemed to be an event of default of SPONSOR'S obligations hereunder.

6. **SECURITY/SAFETY:** SPONSOR shall provide and maintain sufficient Security before, during and after the Fireworks Display until the pyrotechnician in charge declares the area clear. Security shall be deemed to include, but not limited to, be all security lines, police protection, snow fencing, rope lines, barricades or any other item deemed necessary by the local government or by PEI. SPONSOR shall also provide and maintain an area clear of any buildings cars and spectators with a minimum radius as specified by current edition of NFPA Code 1123, as a Fire Safety Zone (FSZ) during the entire period commencing from the time the fireworks are delivered to the site until the area is declared clear by the pyrotechnician. It is understood and agreed that PEI will cease all fireworks discharge due to any security breach of the FSZ. PEI shall not be responsible for personal injury, vehicle or property damage occurring within the FSZ as a result of the SPONSOR'S failure to maintain the FSZ in accordance with the standards of current edition of NFPA 1123 which, incidentally, are only minimum standards of distances. SPONSOR acknowledges and agrees that PEI'S responsibilities are limited to the Fireworks Display and that PEI is relying on SPONSOR to maintain the aforementioned FSZ and to comply with all Federal, State, municipal and local laws, orders, regulations and ordinances pertaining to the implementation of any and all security measures at the site of the Fireworks Display. Any site visits made during the display setup by or on behalf of SPONSOR shall be in accordance with the current edition of NFPA 1123- and under the direct supervision of the PEI technician in charge. Any such inspection shall not in any way interfere with the safety, setup or schedule of the preparation for and disassembly after the Fireworks Display. The PEI technician in charge may, at his discretion, cancel any inspection that in his sole opinion may compromise the safety of the setup or the Fireworks Display or the setup schedule. The PEI technician may at any time temporarily discontinue the discharge of fireworks for any reason.

7. **CREDITS:** As a material inducement to PEI agreeing to enter into this Agreement, SPONSOR shall give PEI program credit as sole fireworks supplier and producer in all press releases, advertising, and any other program announcements, printed or otherwise.

8. **INABILITY to DELIVER or CONDUCT FIREWORKS DISPLAY/FORCE MAJEURE.** PEI shall not incur any liability for any loss or for any failure to perform any obligation hereunder due to causes beyond its reasonable control including without limitation legal or regulatory restrictions, labor disputes of whatever nature, power loss, telecommunications failure, acts of God, or any other cause beyond its reasonable control. In the event PEI is unable to deliver the Fireworks Display on the Delivery Date this contract will remain in full force and effect and the Fireworks Display will be performed on the Alternate Date or if no Alternate Date is stated then on such other date as may be agreed upon by the parties.

9. **CONTRACT SUBJECT TO GOVERNMENT REGULATION:** This Agreement and PEI'S obligations hereunder are subject to all applicable Federal, State, Municipal and local laws, rules, ordinances, regulations and codes, now or hereinafter in effect, and to the conditions and limitations contained in the permits required to be obtained by SPONSOR prior to the Fireworks Display. In the event any Federal, State, municipal or local law, rule, regulation or ordinance shall be enacted which in any way prohibits, limits or restricts the sale, performance or operation of the exhibition of the Fireworks Display or in the event SPONSOR'S permit in any way limits or restricts the sale, performance or operation of said exhibition, PEI shall limit or restrict its performance or the Fireworks Display so as to comply with such law, rule, regulation or ordinance or limitation or restriction of SPONSOR'S permit. SPONSOR acknowledges that any such limit or restriction placed on the performance or operation of the Fireworks Display shall in no way result in or entitle SPONSOR to a reduction or abatement in the full contract price.

10. **GENERAL PROVISIONS:**

- a) This agreement constitutes the entire agreement between the parties relating to the subject matter hereof, and may not be changed, modified, renewed or extended except by a written agreement, signed by both parties. SPONSOR acknowledges and agrees that PEI has not made any representations or warranties except those specifically set forth in this contract. Should any clause, section, or part of this agreement be held or declared to be void or illegal for any reason, all other clauses, sections, or parts of this agreement which can be effected without such illegal clause, section, or part shall nevertheless continue in full force and effect.
- b) SPONSOR is responsible for removal of paper debris associated with the Fireworks Display.
- c) PEI is not responsible for procuring any marine services associated with the production of SPONSOR'S event. Should SPONSOR require these services, PEI may, upon written request, assist SPONSOR in the location and contracting of such services. All additional costs and fees associated with marine services are the responsibility of the SPONSOR. It is specifically understood and agreed that PEI shall not be responsible in any way if any third party service with which SPONSOR has contracted for service fails to perform and the display cannot proceed as planned.
- d) SPONSOR is responsible for any additional marine costs and fees, city permit/escort fees, County /State/PD/FD/FM fees, local town permit fees, etc.
- e) In the event SPONSOR cancels the Fireworks Display the full contract price as set forth herein shall become immediately due and payable. SPONSOR will have up to 30 days from the date of cancellation to request PEI to reschedule the Fireworks Display. Fireworks Display shall take place no later than six months from originally scheduled Fireworks Display
- f) PEI agrees to procure liability insurance on behalf of SPONSOR, and to indemnify SPONSOR, to the extent thereof, for all claims arising out of PEI'S negligence. Any additional insurance that is required that incurs a cost, will be the SPONSOR'S responsibility.

Please initial each page.

Initial here:

Sponsor

PEI

**11. SPONSOR'S DEFAULT:** In the event SPONSOR shall fail to pay any sum when due under the terms of this contract, SPONSOR shall pay, in addition to such amount, interest at the rate of 1.5% per month on the unpaid amount from the original due date. SPONSOR does further agree that it shall pay PEI reasonable attorney fees and other costs in the event PEI shall commence any proceeding (Arbitration or any other proceeding) or incur fees to compel SPONSOR to pay any sums due hereunder or otherwise as a result of SPONSOR'S default of any of the terms and provisions herein contained.

**12. LIQUIDATED DAMAGES:** It is agreed by and between the parties hereto that in the event of SPONSOR'S default hereunder PEI shall be entitled to receive the entire contract price and same shall be considered "liquidated damages" based upon an understanding between the parties hereto that PEI will have suffered damages due to Sponsor's default. The damages suffered by PEI as a result of Sponsor's default will be substantial, but incapable of determination with mathematical precision. It is, therefore, agreed by the parties that the amount due PEI is not a penalty, but rather a mutually beneficial and reasonable estimate of the damages suffered by PEI.

**13. SUBSTITUTIONS:** PEI shall have the right, at its discretion, to substitute any fireworks it deems necessary provided same does not detract from the aesthetic value or quality of the program. This includes, but is not limited to, shell sizes, quantities, types and brand names. Any substitutions shall in no way result in or entitle SPONSOR to a reduction or abatement of the full contract price.

**14. ARBITRATION:** Any and all disputes, differences, or any other type of controversy arising out of or in relation to this Agreement, including as to the meaning or interpretation of any provision hereof, shall be resolved by arbitration in Nassau County, New York, pursuant to the commercial rules then obtaining of the American Arbitration Association. Only one (1) arbitrator shall be required, and the arbitrator may award attorneys' fees. The award of the arbitrator shall be final and binding and judgment may be entered thereon in any court of competent jurisdiction. The arbitrator sitting in such controversy shall have no power to alter or modify any express provision of this Agreement, nor to make any award which by its terms effects any such alteration or modification. Either party may seek from the court of competent jurisdiction any provisional remedy in aid of arbitration, including, but not limited to, injunction, attachment or replevin, pending the determination of any claim or controversy in arbitration. Any and all disputes, controversies, actions, claims, causes of action, or proceedings arising under, out of, or in connection with or relating to the terms of this contract, and any amendment thereof, commenced by, between or against any of the parties of this contract shall be deemed to have arisen from a transaction of business in New York, and shall be resolved by application of the substantive laws of the State of New York.

**15. BINDING EFFECT:** This contract shall not be binding on PEI until executed by SPONSOR and PEI and PEI is in receipt of the downpayment required hereunder.

**16. EXHIBITION PLANNER CHECKLIST (EPC):**

- a. **FIREWORKS DISPLAY PERMIT:** (Note: The actual start and stop time of the display will be determined by the governmental authorities having jurisdiction over the display).

**SPONSOR'S RESPONSIBILITY:** It is Sponsor's responsibility to call your State, City, County, Town, Borough, or Village Fire Marshal or other appropriate authority to file for and obtain the Fireworks Display permit. PEI will prepare the paperwork for the permit application on SPONSOR'S behalf. Upon receipt of your permit, you must send the permit to our office for our records no later than 30 days prior to your display date. Failure to do so could seriously jeopardize your display. You must obtain information on:

1. Filing application deadline and fees.
2. Local and state requirements for fireworks license for transportation and/or display. If a license is required, fax all forms immediately to us.
3. Fire Marshal's requirements for security of fireworks truck upon arrival, and the security of the fire zone before and during the display.
4. Federal regulations require that we carry an accurate route plan to the display site. Fax us a copy of the route instructions from the nearest US Interstate to the display area (approved by the fire marshal or other authority, if necessary).
5. Notify FAA on day of your display, according to the instructions in the FAA Letter of Approval, which will be forwarded to you prior to your display.

Please initial each page.

Initial here:

\_\_\_\_\_  
Sponsor

\_\_\_\_\_  
PEI



# PYRO ENGINEERING, INC.

## DISPLAY SITE PLAN QUESTIONNAIRE

All items listed below are subject to all governing Federal, State, Municipal and local laws, rules, ordinances, regulations and codes, now or hereinafter in effect, and to the conditions and limitations contained in the permits required or to be obtained by Sponsor.

**SPONSOR:** Town of Hempstead

**Display Date** \_\_\_\_\_ **Rain Date:** \_\_\_\_\_ **Budget:** \_\_\_\_\_

**Display Location:** \_\_\_\_\_

**Time of Display:** \_\_\_\_\_ (Note: The actual start and stop time of the display will be determined by the governmental authorities having jurisdiction over the display).

**IMPORTANT: PLEASE PROVIDE A SITE PLAN FOR YOUR EVENT LOCATION, INDICATING WITH AN X THE EXACT SPOT WHERE FIREWORKS ARE TO BE SET-UP.**

**Local Fire Marshal:** \_\_\_\_\_ **Telephone No:** \_\_\_\_\_  
**Cell Phone No:** \_\_\_\_\_

**Crew Contact Person:** \_\_\_\_\_ **Telephone No:** \_\_\_\_\_  
**Cell Phone No:** \_\_\_\_\_

*The Following Information is necessary in order for us to provide your community or organization with a display that conforms with fireworks safety regulations and for the issuance of your insurance certificate.*

**DISTANCES, IN FEET, FROM THE FIRING AREA TO THE FOLLOWING: FEET**

- SPECTATORS, AUDIENCE OR PARKED CARS.....
- OCCUPIED BUILDINGS (HOMES, APARTMENTS, ETC.).....
- PUBLIC BUILDINGS (SCHOOLS, HOSPITALS, CHURCHES, ETC.).....
- TEMPORARY EVENT SET-UPS (CONCESSIONS, TENTS, ETC.).....
- MAIN PARKING AREAS.....
- HIGHWAYS OR ROADS.....
- OVERHEAD OBJECTS (POWER LINES, LIGHT POLES, TREES, ETC.....
- FUEL STORAGE.....

**PLEASE PROVIDE DIRECTIONS FROM NEAREST INTERSTATE TO DISPLAY SITE. A MAP WOULD ALSO BE HELPFUL.**

**Local Motels/Hotels:** \_\_\_\_\_ **Telephone Nos.** \_\_\_\_\_

**Signature** \_\_\_\_\_ **Title:** \_\_\_\_\_

**Date** \_\_\_\_\_

Please Initial each page.

Initial here:      Sponsor      PEI



**INSURANCE/INDEMNIFICATION RIDER**

**Fireworks Display Agreement: January 10, 2018**

**Parties: Pyro Engineering, Inc. ("PEI")/Town of Hempstead ("Town")**

**Display Date: June 30, 2018**

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned parties hereto hereby acknowledge and confirm their mutual agreement that section 10(f) of the above referenced Fireworks Display Agreement (a copy of which is annexed hereto) is hereby deleted in its entirety and shall be replaced/superseded by the following insurance and indemnification provisions:

1. Prior to the Display Date, PEI shall furnish the Town with insurance documentation (satisfactory to the Town) naming the Town of Hempstead as "Additional Insured" including, without limitation: (i) Commercial General Liability insurance in the amount of not less than \$2,000,000.00/\$3,000,000.00 combined limit for bodily injury and property damage per occurrence; and (ii) Corporate Excess Liability Insurance in the amount of not less than \$10,000,000.00.
2. PEI hereby covenants and agrees to indemnify, hold harmless and defend the Town and its officials, employees and agents from and against any and all liabilities, claims, suits, actions, losses, damages or injury to person or property, judgments, costs disbursements and expenses including, but not limited to, reasonable attorneys' fees and expenses, of whatsoever kind and nature, whether direct or indirect, arising out of or relative to PEI's performance in connection with the above referenced Fireworks Display Agreement between the parties dated January 10, 2018 and that such responsibility on the part of PEI shall not be limited to the insurance coverage herein provided.
3. That the insurance and indemnification provisions set forth in this Rider shall survive the termination of the subject Fireworks Display Agreement.

**PYRO ENGINEERING, INC.**

By: 

Name: Dennis Brady Jr.

Title: CEO

Date: 2/5/18

**TOWN OF HEMPSTEAD**

By: \_\_\_\_\_

Name:

Title:

Date:

Council Members  
DOROTHY L. GOOSBY  
EDWARD A. AMBROSINO  
BRUCE A. BLAKEMAN  
ERIN KING SWEENEY  
ANTHONY D'ESPOSITO  
DENNIS DIANNE, SR.

Sylvia A. Cabana  
Town Clerk

DONALD X. CLAVIN, JR.  
Receiver of Taxes

Daniel Lino  
Commissioner

# Town of Hempstead Department of Parks & Recreation

200 NORTH FRANKLIN STREET, HEMPSTEAD, N.Y. 11560-1390  
(516) 292-9000 FAX# (516) 292-6024



Laura A. Gillen  
Supervisor

## Contractors / Vendors Public Disclosure Statement

- Contractors / Vendors Name Pyro ENGINEERING INC.  
Address 999 S. OYSTER BAY RD., Suite 111  
City and State Bethpage, NY Zip Code 11714
- Contracting Department's Name Barbara Howard  
Address SAME AS ABOVE
- Payee Identification or Social Security No. [REDACTED]
- Type of Business:  Corporation  Partnership
- Table of Organization. List Names and Addresses of all principals; that is, all individuals serving on the Board of Directors or comparable body; names and addresses of all partners, names and addresses of all corporate officers.  
JOSEPH BARNETT - 11 Elys CA, Locust Valley, NY 11560  
DENNIS BRADY - 346 NORTH BOSTON AVE. SOUTH MASSARUGA, NY 117  
ERNEST SCALAMANDRE - 343 CHICKEN VALLEY RD. UPPER BROOKVILLE NY 11545
- List all names and addresses of those individual shareholders holding more than five percent (5%) interest in the firm including the specific % of ownership interest.  
JOSEPH BARNETT - 11 Elys CA, Locust Valley NY 11560 70%  
ERNEST SCALAMANDRE - 343 CHICKEN VALLEY RD. UPPER BROOKVILLE, NY 11545 20%  
CHARLES BARRA - 463 CLAY PITTS RD., EAST NORTHRO, NY 11731 10%
- Signature [Signature]  
Title CFO Date 2/13/18

# Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

Go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9) for instructions and the latest information.

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.  
**Pyro Engineering Inc.**

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

Individual/sole proprietor or single-member LLC

C Corporation

S Corporation

Partnership

Trust/estate

Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ \_\_\_\_\_

Other (see instructions) ▶ \_\_\_\_\_

4 Exemptions (codes apply only to certain entities, not individuals; see Instructions on page 3):

Exempt payee code (if any) \_\_\_\_\_

Exemption from FATCA reporting code (if any) \_\_\_\_\_

(Applies to accounts established outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.  
**999 South Oyster Bay Rd., Suite 111**

6 City, state, and ZIP code  
**Bethpage, NY 11714**

7 List account number(s) here (optional)

Requester's name and address (optional)

## Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number

--	--	--	--	--	--	--	--	--	--

or

Employer identification number

--	--	--	--	--	--	--	--	--	--	--	--

## Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here

Signature of U.S. person ▶ Joseph Mastarduro

Date ▶ 01-10-2018

## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to [www.irs.gov/FormW9](http://www.irs.gov/FormW9).

### Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding*, later.

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following and moved for  
its adoption:

RESOLUTION GRANTING THE APPLICATION OF NAES NORTHEAST LLC, TO CLEAN BOILERS AT COVANTA HEMPSTEAD, 600 MERCHANTS CONCOURSE, WESTBURY NEW YORK, FOR THE PERIOD JANUARY 1 – DECEMBER 31, 2018.

WHEREAS, NAES Northeast LLC, of 1240 Saratoga Road, Ballston Spa, New York, 12020, has filed an application with the Town Clerk of the Town of Hempstead, to clean boilers at Covanta Hempstead, 600 Merchants Concourse, Westbury, NY, 11590 for the period January 1 – December 31, 2018.

WHEREAS, the Public Safety Bureau of the Nassau County Police Department has made an inspection to determine compliance with the provisions of the Explosives Ordinance of the Town of Hempstead and has given its approval;

NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid application of NAES Northeast LLC, be and the same is hereby GRANTED, subject to all the provisions of the Explosives 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 AMENDING RESOLUTION# 484-2017 AND RATIFYING AND CONFIRMING THE EMPLOYMENT OF OFF-SITE VETERINARY SERVICES FOR THE TOWN OF HEMPSTEAD ANIMAL SHELTER BY NVA-CVA LLC d/b/a CENTRAL VETERINARY ASSOCIATES, P.C.

WHEREAS, the Town Board awarded Town Board Resolutions #1144-2015 and #484-2017 to NVA-CVA LLC d/b/a Central Veterinary Associates, P.C. not to exceed the sum of Forty Eight Thousand Three Hundred Forty Dollars (\$48,340.00); and

WHEREAS, additional services were required for the calendar year 2017 resulting in additional fees in the amount of One Hundred Sixty Thousand Four Dollars and Sixty Two Cents (\$160,004.62); and

WHEREAS, the additional services rendered were deemed by the Director of the Animal Shelter to be in the best interest of the residents of the Town of Hempstead;

NOW THEREFORE, BE IT

RESOLVED, that Town Board Resolution #484-2017 be and is hereby amended to authorize payment not to exceed the sum of Two Hundred Eight Thousand Three Hundred Forty Four Dollars and Sixty Two Cents (\$208,344.62) for calendar year 2017; and

BE IT FURTHER, RESOLVED, that additional off-site veterinary services rendered by NVA-CVA LLC d/b/a Central Veterinary Associates, P.C., 73 West Merrick Road, Valley Stream, New York 11580 during calendar year 2017 be and are hereby ratified and confirmed; and

BE IT FURTHER

RESOLVED, that payment for additional off-site veterinary services in the amount of One Hundred Sixty Thousand Four Dollars and Sixty Two Cents (\$160,004.62) for the calendar year 2017 be made and paid to by NVA-CVA LLC d/b/a Central Veterinary Associates, P.C., 73 West Merrick Road, Valley Stream, New York 11580 from Animal Shelter Health Account Number 010-002-3510-4900.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 16

Case # 21646

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION AMENDING RESOLUTION #1153-2017  
AND RATIFYING AND CONFIRMING THE EMPLOYMENT  
OF OFF-SITE VETERINARY SERVICES FOR THE TOWN  
OF HEMPSTEAD ANIMAL SHELTER BY PORTER VETERINARY  
SERVICES, P.C. D/B/A NEW YORK VETERINARY SPECIALITY CENTER

WHEREAS, the Town Board awarded Town Board Resolutions # 1145-2017, #1705-2016 and #1153-2017 to Porter Veterinary Services, P.C. d/b/a New York Veterinary Specialty Center not to exceed the sum of Fifty Five Thousand Dollars (\$55,000.00); and

WHEREAS, additional services were required for the calendar year 2017 resulting in additional fees in the amount of Twenty Eight Thousand Six Hundred Sixty Six Dollars and Eighty Eight Cents (\$28,666.88); and

WHEREAS, the additional services rendered were deemed by the Director of the Animal Shelter to be in the best interest of the residents of the Town of Hempstead; and

NOW, THEREFORE, BE IT

RESOLVED, that Town Board Resolution #1153-2017 be and is hereby amended to authorize payment not to exceed the sum of Eighty Three Thousand Six Hundred Sixty Six Dollars and Eighty Eight Cents (\$83,666.88) for calendar year 2017; and

BE IT FURTHER, RESOLVED, that additional off-site veterinary services rendered by Porter Veterinary Services, P.C. d/b/a New York Veterinary Specialty Center, 2233 Broadhollow Road, Farmingdale, New York 11735 during calendar year 2017 be and are hereby ratified and confirmed; and

BE IT FURTHER,

RESOLVED, that payment for additional off-site veterinary services in the amount of Twenty Eight Thousand Six Hundred Sixty Six Dollars and Eighty Eight Cents (\$28,666.88) for the calendar year 2017 be made and paid to Porter Veterinary Services, P.C. d/b/a New York Veterinary Specialty Center, 2233 Broadhollow Road, Farmingdale, New York 11735 from Animal Shelter Health Account Number 010-002-3510-4900.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item #

12

NOES:

Case #

21646

CASE NO.

RESOLUTION NO.

Adopted:

Councilman

offered the following resolution and moved its adoption as follows:

**RESOLUTION RATIFYING THE HIRING OF EMPOWER ME COACHING, LLC,  
FOR HUMAN RESOURCES RELATED CONSULTING SERVICES  
FOR THE YEAR 2017**

WHEREAS, it was necessary to employ a human resources consultant to provide advice with regard to human resources practices, employment and civil service procedures and laws, as well as town policies related to personnel and health administration; and

WHEREAS, the corporation of Empower Me Coaching, LLC, has an extensive background and experience in all phases of employment, and is deemed to be highly qualified to act as human resources consultant to Town; and

WHEREAS, this Town Board deems it to be in the public interest to ratify and confirm the retaining of the corporation of Empower Me Coaching, LLC, for the purpose of the rendering of consultation and advice in the field of human resources and employment for the year 2017.

NOW THEREFORE, BE IT

RESOLVED, the action of the Department of Human Resources in retaining Empower Me Coaching, LLC, 50 Little Neck Road, Centerport, N.Y. 11721, for the purpose of rendering consultation and assistance in the area of human resources and employment practices for the calendar year 2017 is ratified and confirmed; and BE IT FURTHER

RESOLVED, that the Department of Human Resources, hereby is authorized to make a payment in the amount of \$2,587.50 for services rendered; and BE IT FURTHER

RESOLVED, that said fee shall be paid from the General Fund "Fees and Services" account number 010-012-9000-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

18

Case #

29840

CASE NO.

RESOLUTION NO.

Adopted:

adoption: offered the following resolution and moved its

RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE LONG BEACH CITY SCHOOL DISTRICT

WHEREAS, the Long Beach City School District ("School District") and Town of Hempstead ("Town") have enjoyed a long standing practice and understanding pursuant to which the School District has permitted, without charge, overflow parking from the Town's Lido Golf Club parking lot in the School District's parking lot adjacent to the Golf Club and in return, the Town has permitted the School District's golf teams to practice and play at the Golf Club without fees being charged; and

WHEREAS, the Town and School District desire to memorialize this practice and understanding in the form of a written inter-municipal agreement; and

WHEREAS, Article 5-G, Section 119-o of the General Municipal Law of the State of New York specifically authorizes municipal corporations to enter into cooperative inter-municipal agreements; and

WHEREAS, an inter-municipal agreement for this purpose has been received from the School District and has been reviewed and revised by the Counsel to Commissioner of the Department of Parks & Recreation; and

WHEREAS, it is in the best interests of the Town to enter into this inter-municipal agreement with the School District.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be authorized to execute the inter-municipal agreement between the Town of Hempstead and the Long Beach City School District for the purposes set forth above.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

19

Case #s

26711 +  
27511



**TOWN OF HEMPSTEAD  
DEPARTMENT OF PARKS & RECREATION  
INTER - DEPARTMENTAL MEMO**

To: Rebecca Sinclair, Executive Assistant  
From: Philip R. Brookmeyer, Counsel to Commissioner  
Date: February 22, 2018  
Re: Resolution Authorizing Supervisor to Execute IMA with the Long Beach City School District

The attached Town Board Resolution is being forwarded for consideration as a result of the mutual desire of the Long Beach City School District and the Department of Parks & Recreation to memorialize (through the execution of an inter-municipal agreement) a long standing practice and understanding pursuant to which the School District has permitted, without charge, overflow parking from the Town's Lido Golf Club parking lot in the School District's adjacent parking lot and the Department, in return, has permitted the School District's golf teams to practice and play at the Golf Club without fees being charged.

Attached please find a copy of the subject Inter-Municipal Agreement.

Thank you as always for your assistance and please do not hesitate to contact me if you have any follow up questions. It is respectfully requested that this Resolution be placed on the next available Town Board Calendar.

Philip R. Brookmeyer

  
Counsel to Commissioner

Cc: Daniel Lino, Commissioner

INTERMUNICIPAL AGREEMENT

THIS AGREEMENT made and entered into as of the \_\_\_\_\_ day of \_\_\_\_\_, 2018, between the TOWN OF HEMPSTEAD, a municipal corporation, with offices located at 1 Washington Street, Hempstead, New York 11550 (hereinafter the "Town") and the LONG BEACH CITY SCHOOL DISTRICT, with offices located at 235 Lido Boulevard, Lido Beach, New York 11561 (hereinafter the "School District") (collectively the "Parties").

WITNESSETH:

WHEREAS, the Town owns and maintains a public golf course known as the Lido Golf Club located at 255 Lido Boulevard, Lido Beach, New York 11561 (hereinafter the "Golf Course"); and

WHEREAS, the School District owns property that is located adjacent to the Golf Course (the "District Property") and which contains extensive parking lot facilities (the "District Parking Lots"); and

WHEREAS, the Town desires to utilize the parking lot facility of the School District.

WHEREAS, the School District desires to use the Golf Course for certain School District programming, including for matches and/or practices for its school sports teams; and

WHEREAS, the Town is willing to allow the School District to use the Golf Course, upon the terms and conditions contained herein; and

WHEREAS, the School District is willing to allow the Town to use the parking lot facilities, upon the terms and conditions contained herein; and

WHEREAS, the School District and Town desire to protect the District Property from any potential damage to the District Property caused by stray golf balls associated with the everyday use of the Golf Course by patrons; and

WHEREAS, Article 5-G, Section 119-o of the General Municipal Law specifically authorizes municipal corporations to enter into inter-municipal cooperative agreements;

NOW, THEREFORE, in consideration of the promises and mutual covenants and agreements contained herein, the parties agree as follows:

1. Authority. Each Party hereby represents and warrants to the other that the execution, delivery and performance by such Party of this Agreement are within its powers and have been duly authorized by all necessary actions. Copies of the resolution(s) or minutes of each respective governing body, approving the terms and conditions contained in this Agreement are annexed hereto as Exhibit "A" and made a part hereof.

2. Term. This Agreement shall be for a term of (ten) 10 years; the term to commence on March 1, 2018 and shall be automatically renewed for a duration of five (5)

years upon the expiration of the 10 year term.

3. Use of the Golf Course. The School District shall be permitted to use the Golf Course when the Golf Course is not needed for Town purposes, for the conduct of games and practices for its school sport teams during the following days and times:

<b>Duration of Season</b>	<b>Day</b>	<b>Time</b>	<b>Number of Tee Times Required</b>
From March 19 to May 31	Monday — Thursday	3:30 — Dusk	32 — 48
From March 19 to May 31	Friday	3:30 — Dusk	12

In addition to the use set forth above, the Town, subject to the prior approval of the Town's Golf Course supervisor or the Commissioner of the Department of Parks and Recreation, shall permit the School District to use the Golf Course in the following ways:

- a. The Town shall set aside 16 tee times for each of the Varsity Golf Team's 12 home matches and the Town shall provide 5 — 10 tokens for the driving range per team to permit each team to practice prior to the match;
- b. During the fall season from September 1 to November 30, the School District's middle school golf club shall have use of the driving range and practice area;
- c. During the summer season from June 1 to August 31, all School District Varsity Golf Team members shall have access to the Golf Course at no cost from Monday — Friday after 4:00 p.m.;
- d. The Town shall waive any green fees associated with the School District's use of the Golf Course; and
- e. The School District shall have unlimited use of the practice area.

4. Netting Maintenance. The Town shall provide and maintain the currently existing netting between the Golf Course and the middle school athletic field, track and parking areas to prevent stray golf balls from entering the District Property.

5. Use of the District Parking Lots. In consideration for the use of the Golf Course and maintenance of protective netting, the School District shall allow the Town to use the District Parking Lots (as well as the grassy area immediately west of the fence separating the Golf Course property from the School District's adjacent property) for overflow parking from the Golf Course on non-school days, including but not limited to weekends during the summer season. The School District shall provide the Town with parking permits to be displayed in the vehicles of those Golf Course patrons parked

in the District Parking Lots.

6. Coordination of Use. The School District shall coordinate use of the Golf Course with the then assigned supervisor of the Golf Course and/or the Commissioner of the Department of Parks and Recreation, and the School District shall notify such Town representatives as far in advance as possible of its need for use of the Golf Course, including the dates, times and periods of time the School District requires the use of the Golf Course.

7. Accommodation for School District Use. The Town shall make reasonable efforts to accommodate the needs of the School District in using the Golf Course as set forth in Section 3. In the event of a conflict between the School District's use of the Golf Course and the Town's use of the Golf Course for Town purposes due to an emergency situation, other unforeseen circumstance or otherwise, the Town shall make a reasonable effort to provide the School District with advance notice of at least two (2) days for the need to cancel or postpone the School District's scheduled use.

8. Adequate Supervision. The School District shall provide adequate supervision and safety measures for School District students, employees, and agents using the Golf Course pursuant to this Agreement. The School District agrees to comply with the Town's policies, rules, regulations and procedures with regard to use of the Golf Course provided the Town has notified the School District in writing of the requisite aforementioned policies rules regulations and procedures.

9. Indemnification. The School District shall indemnify, defend and hold harmless the Town and its officers, agents and employees from and against all loss, cost, damage and expense (including, without limitation, reasonable attorney's fees and disbursements and the cost of enforcing this indemnity), incurred by the Town as a result of the negligence or willful misconduct of the School District, its agents or employees or independent contractors arising out of the use of the Golf Course contemplated by this Agreement. The Town shall indemnify, defend and hold harmless the School District and its officers, agents and employees from and against all loss, cost, damage and expense, (including, without limitation, reasonable attorney's fees and disbursements and the cost of enforcing this indemnity), incurred by the School District as a result of the negligence or willful misconduct of the Town or its agents, employees or independent contractors arising out of the use of the Golf Course contemplated by this Agreement.

10. Claims. If a claim or action is made or brought against either Party, for which the other party may be responsible hereunder, in whole or in part, then that Party shall be timely notified by the other Party of the claim or portion of the claim for which the Party is allegedly responsible pursuant to this Agreement.

11. Insurance. The Town is a self-insured municipality and will provide a letter to the School District confirming same in lieu of naming the School District as an additional insured on a municipal liability insurance policy; and the School District shall name the Town as an additional insured on its liability insurance policy [Please verify any insurance requirements with the School District's insurance carrier and insert specific amounts and types of coverage. Since students will be on non-school property there may be specific insurance requirements].

12. Termination. This Agreement may be terminated by either Party in the event that the other Party is in breach or default of its obligations hereunder and such breach or default

continues uncured for a period of thirty (30) days from the date on which written notice of such breach or default is received by such other Party.

13. Entire Agreement, Changes. This Agreement shall constitute the entire agreement of the parties related to its subject matter, and shall supersede any previous oral or written understandings. This Agreement may be amended or modified only by a subsequent written document executed by the Parties.

14. Binding Effect. The covenants, terms and conditions herein contained shall be binding upon and inure to the benefit of the parties hereto and their successors, assigns, and legal representatives.

15. Choice of Law; Venue. This Agreement shall be governed by and construed in accordance with the internal laws of the State of New York without regard to New York's conflicts of law rules. Each party hereby irrevocably consents to the exclusive jurisdiction of the courts located in and for the County of Nassau and State of New York and of the federal courts located in the Eastern District of New York for all purposes in connection with any action, suit or proceeding which arises out of or relates to this Agreement.

16. Successors and Assigns. This Agreement is assignable in whole or in part only with the prior written consent of the other Party, which shall not be unreasonably withheld.

17. Notice. All notices and communications required under this Agreement shall be accomplished by the actual delivery of written notice to the Parties' addresses set forth above or a communication by electronic mail to the designated person to receive such notice by each Party.

18. Descriptive Headings. The descriptive headings of the various provisions of this Agreement are included for convenience only, and they are not intended to affect the meaning or construction of any of the provisions of this Agreement.

19. No Conflicts. This Agreement, the execution and delivery hereof and the consummation of the transactions contemplated hereby do not and will not in any material respect conflict with, or constitute on the part of either Party a breach of or default under (i) any existing Law, administrative regulation, judgment, order, decree or ruling by or to which it or its revenues, properties or operations are bound or subject or (ii) any agreement or other instrument to which either Party is a party or by which it or any of its revenues, properties or operations are bound or subject.

20. Severability. If any provision of this Agreement is determined to be invalid or unenforceable, that shall not affect the validity or enforceability of the remaining portions of this Agreement.

[No further text on this page. Signature page to follow.]

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first above written.

TOWN OF HEMPSTEAD

By: \_\_\_\_\_  
Laura A. Gillen  
Supervisor

LONG BEACH CITY SCHOOL  
DISTRICT

By: \_\_\_\_\_  
Michael DeVito  
Acting Superintendent of Schools

290167 3177461v2

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution

and moved its adoption:

**RESOLUTION ACCEPTING BID FOR THE YEARLY REQUIREMENTS FOR CONTRACT #15-2018 MAINTENANCE OF INCANDESCENT & MERCURY VAPOR FLOODLIGHT SYSTEMS.**

WHEREAS, the Department of Purchasing, on behalf of the Department of Parks and Recreation, advertised for bids for the Yearly Requirements for the Maintenance of Incandescent & Mercury Vapor Floodlight Systems.

WHEREAS, the bids submitted pursuant to such advertisement were opened and referred to the Department of Parks and Recreation for examination and report; and

WHEREAS, the following bids were received:

Facility Solutions Group, Inc.  
96 Station Plaza  
Lynbrook, N.Y. 11563

Normal Work Day- 7:00am to 5:00pm

Cost per hour per master electrician- \$ 89.50 normal working days  
Cost per hour per master electrician- \$112.37 overtime  
Cost per hour per helper- \$44.00 normal working days  
Cost per hour per helper- \$66.00 overtime

Cost for materials- Cost plus 10% other than Town supplied  
Cost for two men & 70ft. bucket truck-\$133.50 per hour

Anker's Electric Service, Inc.  
10 South Fifth Street  
Locust Valley, N.Y. 11560

Normal Work Day-7:00am to 5:00pm

Cost per hour per master electrician- \$ 97.00 normal working days  
Cost per hour per master electrician- \$105.00 overtime  
Cost per hour per helper- \$72.00 normal working days  
Cost per hour per helper- \$88.00 overtime

Cost for materials- Cost plus 9% other than Town supplied  
Cost for two men & 70ft. bucket truck-\$145.00 per hour

Welsbach Electric Corp. of L.I.  
300 Newtown Road  
Plainview, N.Y. 11803

Normal Work Day-7:00am to 5:00pm

Cost per hour per master electrician-\$ 105.00 normal working days  
Cost per hour per master electrician-\$115.00 overtime  
Cost per hour per helper- \$55.00 normal working days  
Cost per hour per helper- \$70.00 overtime

Cost for materials- Cost plus 10% other than Town Supplied  
Cost for two men & 70ft bucket truck-\$175.00 per hour

Baltray Enterprises, Inc.  
d/b/a Bancker Construction Corp.  
218 Blydenburgh Road  
Islandia, N.Y. 11749

Normal Work Day-7:00am to 5:00pm

Cost per hour per master electrician-\$130.00 normal working days

Item # 20

Case # \$ 29734 +  
8143



Cost per hour per master electrician-\$215.00 overtime  
Cost per hour per helper- \$45.00 normal working days  
Cost per hour per helper- \$85.00 overtime

Cost for materials-Cost plus 3% other than Town Supplied  
Cost for two men & 70ft bucket truck-\$ 125.00 per hour

and

WHEREAS, the Commissioner of the Department of Parks and Recreation has reported that the bid submitted from Facility Solutions Group, Inc., 96 Station Plaza, Lynbrook, N.Y. 11563, is the lowest overall bidder and has recommended acceptance of said bid to the Town Board and it appears that said bidder is duly qualified;

and

WHEREAS, this contract may be extended at the discretion of the Director of Purchasing for a period of one year, up to a maximum of three years on behalf of the Commissioner of Parks & Recreation. Each one year extension to be upon a signed mutual written agreement between the Town (signed by the Director of Purchasing on behalf of the of the Town) and the contractor;

NOW, THEREFORE, BE IT

RESOLVED, that the bid from Facility Solutions Group, Inc., 96 Station Plaza, Lynbrook, N.Y. 11563, be accepted and approved; and

BE IT FURTHER

RESOLVED, that the Town Comptroller be and is hereby authorized to make payments from Parks and Recreation Code 400-007-7110-4030.

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 PAYMENT OF THE ANNUAL SOFTWARE MAINTENANCE AND SUPPORT SERVICE FEE FROM BOTTOMLINE TECHNOLOGIES, FOR THE PAYBASE CHECK WRITING SYSTEM**

WHEREAS, Bottomline Technologies, 325 Corporate Drive, Portsmouth, New Hampshire 03801, will provide Printer License Support for product number, NA-PAY-MT18-90050, Server Software License support for product number NA-PAY-MT18-90029, and Sustaining Support for product number NA-PAY-MT01-90002, for one year beginning March 9, 2018 through March 8, 2019 for a fee of \$5,966.29.

WHEREAS, the terms and the cost of the Software Maintenance Agreement will be:

Printer License Support -	NA-PAY-MT18-90050	218.55
Server Software Support -	NA-PAY-MT18-90029	\$4,370.91
Sustaining Support Fee	NA-PAY-MT01-90002	<u>1,336.73</u>
	<b>TOTAL</b>	<b>\$5,966.29</b>

WHEREAS, The Town Comptroller deems the charges to be fair and reasonable and in the best interest of the Town of Hempstead.

NOW, THEREFORE, BE IT

RESOLVED, that payment of the annual fee for software maintenance and support of the PayBase check writing system be and hereby is authorized; and

BE IT FURTHER RESOLVED, that the fee of \$5,966.29 be paid from the Town Comptroller Office Expense Account 010-001-1315-4040

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

21

Case #

6085

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE TOWN TO ACCEPT  
MONETARY GIFTS FOR THE ANNUAL AFRICAN AMERICAN  
HISTORY MONTH CELEBRATION.**

**WHEREAS**, the Town Board, pursuant to Town Law §64(8), may accept gifts  
for public use; and

**WHEREAS**, the Town received the following generous gifts for the  
Town's 2018 African American History Month Celebration in the amounts provided below (the  
"Gifts"):

NAME	GIFT
Kendall W. Lampkin	\$500.00
Averil Smith	\$500.00
Town of Hempstead CSEA Local 880	\$100.00

and;

**WHEREAS**, this Board wishes to accept the Gifts; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that this Board hereby gratefully accepts the Gifts.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 22

Case # 21943

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING PAYMENT TO THE COOKING SPOON, LLC FOR FOOD SERVICES RELATIVE TO THE TOWN'S ANNUAL AFRICAN AMERICAN HISTORY MONTH CELEBRATION.**

**WHEREAS**, the Town of Hempstead (the "Town") held its annual African American History Month Celebration (the "Celebration") on February 28, 2018; and

**WHEREAS**, the Cooking Spoon, LLC catered the Celebration; and

**WHEREAS**, it has been recommended that the Town Board ratify payment to the Cooking Spoon, LLC in the amount of One Thousand (\$1,000) dollars for catering the Celebration (the "Payment"); and

**WHEREAS**, this Board finds it to be in the best interest of the Town to ratify the Payment.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Comptroller's Payment to the Cooking Spoon, LLC, in the amount of One Thousand (\$1,000) dollars for catering the Celebration, which was made and paid from the Trust and Agency Account Number 651 0085, is hereby ratified.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 23

Case # 6473

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING REIMBURSEMENT OF FEES  
FOR APPOINTMENT AS NOTARY PUBLIC FOR ROSARIO SEIMS  
EMPLOYEE OF THE TOWN CLERK'S OFFICE**

offered the following resolution and moved its adoption:

WHEREAS, is necessary that the Town Clerk's Office have available at all times the services of a person who is certified notary public;

WHEREAS, the Town Clerk has requested Rosario Seims, an employee of the Town Clerk's Office, to make application for appointment by the State of New York to be commissioned as a notary public; and

NOW, THEREFORE, BE IT

RESOLVED, that Rosario Seims, an employee of the Town Clerk's Office, authorized to apply for appointment and certifications as a notary public in connection therewith, not to exceed an amount of \$60.00 such reimbursement to be made from and charged to the Town Clerk's Office Expense Account No. 010-001-1410-4040

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

24

Case #

28764

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING REIMBURSEMENT OF FEES FOR APPOINTMENT AS NOTARY PUBLIC TO CATHERINE BROOKS, EMPLOYEE OF THE TOWN ATTORNEY'S OFFICE.

WHEREAS, it is necessary that the Town Attorney's Office have available at all times the services of a person who is a certified notary public; and

WHEREAS, the Town Attorney requested the above employee of the Town Attorney's Office, to make application for appointment by the State of New York to be commissioned as a notary public until April 6, 2022 at a fee of \$60.00; and

WHEREAS, the Town Attorney deemed it necessary and in the public interest to have had said employee of the Town Attorney's Office become commissioned and certified as a notary public;

NOW, THEREFORE, BE IT

RESOLVED, that Catherine Brooks, employee of the Town Attorney's Office, was authorized to apply for appointment and certification as notary public and that she should be reimbursed for their actual and necessary fees in connection therewith, not to exceed an amount of \$60.00, such reimbursement to be paid out of and charged against Town Attorney's Office Expense Account No. 010-001-1420-4040.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

25

Case #

20903

CASE NO.

RESOLUTION NO:

Adopted:

offered the following  
resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE  
PAYMENT OF MEMBERSHIP DUES TO THE NEW  
YORK STATE TOWN CLERK'S ASSOCIATION FOR  
THE PERIOD JULY 1, 2017 THROUGH JUNE 30, 2018

WHEREAS, the dues for membership in the New  
York State Town Clerk's Association for the year commencing  
July 1, 2017 and ending June 30, 2018 are \$75.00; and

WHEREAS, it is deemed advantageous to the Town  
and in the public interest to continue membership in said  
Association;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is hereby  
authorized to retain membership in the New York State Town  
Clerk's Association, c/o Allison Dispense, RMC, NYSTCA  
Membership Chair, Town of Pomfret Town Clerk, 9 Day Street,  
Fredonia, New York 14063; and

BE IT FURTHER

RESOLVED, that the said sum shall be a charge  
against and paid out of the Office of the Town Clerk Account No.  
#010-001-1410-4040.

The foregoing resolution was adopted upon roll call  
as follows:

AYES:

NOES:

Item # 26

Case # 6892

CASE NO. 693

RESOLUTION NO.

RESOLUTION RE: ACCEPTING MITCHELL CARROLL,  
MICHAEL JOVEL AND JONATHAN MILLER 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, FRIENDSHIP ENGINE AND  
HOSE COMPANY INC., MERRICK, NEW YORK in accepting MITCHELL  
CARROLL, residing at 1057 Ott Lane, N. Merrick, New York  
11566, MICHAEL JOVEL, residing at 1720 Montague Avenue,  
N. Merrick, New York 11566 and JONATHAN MILLER, residing at  
2914 Cheryl 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 # 27

Case # 693



Case No.

Resolution No.

Adopted:

offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING THE ANNUAL PAYMENT FOR 2017 AND 2018 FOR EMPLOYEES IN THE DEPARTMENT OF PARKS AND RECREATION CERTIFIED IN PESTICIDE APPLICATION

WHEREAS, the Commissioner of the Department of Parks and Recreation requests that Parks and Recreation employees, John Kocienda and Greg Kolodinsky who are certified in pesticide application, should be compensated for providing such supplemental services to this Department at various Town Park facilities throughout the year; and

WHEREAS, John Kocienda and Greg Kolodinsky pay a fee to hold the requisite certification and use their personal license to provide supplemental pesticide spraying and pest control services to the Town of Hempstead,

NOW, THEREFORE, BE IT

RESOLVED, that John Kocienda and Greg Kolodinsky be compensated in the amount of \$1,200.00 respectively for such pesticide spraying and pest control services provided during the year 2017 and 2018 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 (Salary and Wages).

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

28

Case #

28525

29712

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION APPROVING A CONTRACT WITH VILLAGE OF LYNBROOK RECREATION AND AUTHORIZING A NEW YORK STATE DIVISION FOR YOUTH GRANT.**

**WHEREAS**, the Town of Hempstead (hereinafter the "Town") has made application to the NYS Office of Children and Family Services (hereinafter the "OCFS"), for a grant to support the Town grants made to organizations which have been qualified by the Division for Youth, and application has been adopted by the Town Board under Resolution No. 197-2016, adopted February 9<sup>th</sup>, 2016; and

**WHEREAS, THE VILLAGE OF LYNBROOK RECREATION**, having its principal office at Greis Park, 55 Wilbur St., Lynbrook, New York, is one such organization qualified under the provisions of the Division for Youth, Youth Development/Delinquency Prevention Program, and said organization now makes application to the Town of Hempstead for a grant for youth services to be provided for a term commencing January 1, 2016 and terminating December 31, 2016; and

**WHEREAS**, this Town Board deems it to be in the public interest to approve said application made to the Town of Hempstead;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor is hereby authorized to execute a contract between the Town of Hempstead and the VILLAGE OF LYNBROOK RECREATION, for the provision of youth services, upon such terms, conditions and stipulations as the Supervisor may deem fit and proper, for the term commencing January 1, 2016 and terminating December 31, 2016; and

**BE IT FURTHER RESOLVED**, that the Town Board hereby directs payment to the VILLAGE OF LYNBROOK RECREATION, the sum of TWO THOUSAND EIGHTY TWO and 00/100 (\$2,082.00) DOLLARS to be made on the presentation of a claim for actual expenditures incurred, accompanied by substantive data that will support such expenditures. Such payment to be charged against the Town of Hempstead Account No. 400-007-7110-4740/Youth Guidance; and

**BE IT FURTHER RESOLVED**, that the Commissioner of the Department of Parks & Recreation is authorized to make claim upon the OCFS for reimbursement of the Town's expenditure to the extent provided for by the terms of the OCFS grant.

The foregoing resolution was adopted upon roll call as follows:

AYES:        ( )  
NOES:        ( )

Item #           29          

Case #          13584

**TOWN OF HEMPSTEAD  
DEPARTMENT OF PARKS & RECREATION  
INTER - DEPARTMENTAL MEMO**

To: Rebecca Sinclair, Executive Assistant  
From: Daniel Lino, Commissioner  
Date: February 23, 2018  
Subject: Resolution Authorizing the execution of a contract by the Supervisor between the Town and the Village of Lynbrook Recreation and the related disbursement of funds in the amount set forth in the respective contract to the Village of Lynbrook Recreation, all as part of the Town's program to disburse New York State grant funds to organizations qualified by the NYS Office of Children and Family Services.

The enclosed Resolution is being forwarded for consideration in connection with the Town's previous application that successfully obtained state grants from the NYS Office of Children and Family Services for distribution to certain organizations that have been duly qualified under the programs of the Division for Youth, Development/Delinquency Prevention Program, including the Village of Lynbrook Recreation program. Village of Lynbrook Recreation has duly executed its respective contract, which now requires counter-execution by the Town.

Accompanying the Resolution is a copy of the contract for Village of Lynbrook Recreation which may be counter-executed by the Supervisor should the Town Board approve the Resolution.

Thank you as always for your assistance and please feel free to contact me if you have any questions. Given that this grant funding is for the year 2016, it is respectfully requested that this Resolution be placed on the earliest possible Town Board calendar.

Daniel Lino  
Commissioner

Cc. Phillip R. Brookmeyer, Counsel to Commissioner  
Casey Sammon

prb

**CONTRACT FOR PERSONAL SERVICES**  
By and Between  
**TOWN OF HEMPSTEAD**  
and  
**VILLAGE OF LYNBROOK RECREATION**

**AGREEMENT** made the 1<sup>st</sup> day of January, 2016, by and between the Town of Hempstead (hereinafter called the "Town"), a domestic municipal corporation having its principal offices at One Washington Street, Hempstead, New York, and the VILLAGE of LYNBROOK RECREATION, (hereinafter called the "Center") a non-profit corporation having its principal office at Greis Park, 55 Wilbur St., Lynbrook, NY 11563.

**WITNESSTH THAT:**

**WHEREAS**, the Town has made application to the NYS Office of Children and Family services (hereinafter "OCFS"), for a grant to fund certain youth programs serving Town residents; and

**WHEREAS**, the aforementioned youth programs are sponsored and administered by private organizations which have been qualified by the Division for Youth to receive State funding; and

**WHEREAS**, the Center is one such organization qualified by the Division for Youth and again makes application for a grant in the sum of TWO THOUSAND EIGHTY TWO and 00/100 (\$2,082.00) DOLLARS, to assist in its program for the calendar year 2016; and

**WHEREAS**, the Town Board deems it to be in the public interest to respond favorably to such plea;

**NOW, THEREFORE**, in consideration of the foregoing premises, the mutual covenants and agreements contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto hereby agree as follows:

1. The Center agrees to continue its operations located at Greis Park, 55 Wilbur St., Lynbrook, NY 11563, during the term of this Agreement.
2. The Center agrees that such youth program will be supervised and directed by competent adult personnel.

3. The Center agrees not to assign, transfer, or hypothecate this Agreement or any interest therein in whole or in part by agreement or novation.

4. The Center agrees that it is, and at all times shall be deemed to be an independent contractor and shall not in any manner by its actions or deeds commit the Town to any obligation irrespective of the nature thereof, and that the Center shall not, at any time or for any purpose, be deemed an agent, servant or employee of the Town.

5. The Center agrees to indemnify, defend and hold harmless the Town, its agents, its servants and employees from and against any and all claims of liability, damages, and losses including, but not limited to reasonable attorney fees and expenses, sought for bodily injury and/or damage to property caused by the intentional acts or negligence of the agents, servants and employees of the Center resulting from its operation, use and maintenance of the facilities of the Center. In addition, the Center agrees, prior to the commencement of this Agreement or any renewal thereof, to obtain at its own cost and expense, policies of insurance, insuring the Center and the Town (as "additional insured") against any claims from any and all persons for bodily injury and/or property damage. Such policies shall have limits with respect to personal injuries of no less than \$1,000,000.00 per occurrence and shall also insure against property damage with limits of no less than \$100,000.00 in respect to any one accident. Certificates of insurance duly reflecting this provision of this Agreement shall be delivered by the Center simultaneously with the execution of this Agreement. Certificates of Insurance shall be from insurance companies licensed by the State of New York Insurance Department and shall provide for the Town to be notified in writing thirty (30) days prior to any cancellation, non-renewal or material change.

6. The Center agrees that it shall at all times keep and maintain full and complete books and records of accounts in accordance with generally accepted accounting principals ("GAAP") and such other records as may be prescribed by the Comptroller of the Town to reflect complete and true accountability for the funds which the Town shall grant under this Agreement. The Center shall, upon expenditure of the grant, provide the Department of Parks and Recreation with a detailed written report of the expenditures made.

7. The Center agrees to report to the Department of Parks and Recreation at such times and in such manner and form prescribed as to services performed pursuant to this Agreement.

8. The Center agrees that in the performance of its services it will comply with provisions of the Labor Law and Worker's Compensation Law of the State of New York if such may be applicable to its operations.

9. Subject to appropriations of funds by the Town Board, the Town agrees to pay the Center for the services provided by this Agreement, up to the amount of TWO THOUSAND EIGHTY TWO and 00/100 (\$2,082.00) DOLLARS, during the fiscal year commencing January 1, 2016 and terminating December 31, 2016, payable as follows:

- (a) Said sum shall be paid upon the presentation to the Town, by the Center, of monthly claims which shall be based upon actual expenditures incurred, accompanied with substantive data / or supporting vouchers that will substantiate the expenditures.

10. Recognizing that the Town will utilize the aforesaid proof of expenditures as the basis for its claims to the New York State Division For Youth for reimbursement, the Center agrees that should the Division disallow any items of claims in whole or in part as improper or lacking in sufficient supportive evidence, the Center shall be responsible for reimbursing the Town for the disallowed amount.

11. It is mutually understood and agreed that this Agreement may be terminated by the Town without prior notices for any of the following reasons:

- (a) If the State aid from the Division For Youth in effect is discontinued or substantially impaired, or modified, or
- (b) If, at any time after thorough review, the Town shall deem the Center to have violated this Agreement in any substantial manner, or if the Town shall decide that the services rendered by the Center shall for any reason not be to its satisfaction.

12. The term of this Agreement shall commence as of January 1, 2016 and terminate the 31<sup>st</sup> day of December 2016.

13. This Agreement sets forth the entire agreement and understanding of the parties hereto in respect of the subject matter contained herein and supersedes all prior agreements, promises, understandings, arrangements, representations or warranties, whether oral or written by any party hereto or by any related or unrelated third party.

14. This Agreement may not be changed or modified orally. Any change or modifications shall be in writing, signed by the party against whom enforcement of any change or modification is sought.

**IN WITNESS WHEREOF**, the Town and Center have executed this agreement as of the date first above written.

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution  
and moved its adoption as follows:

RESOLUTION AUTHORIZING THE TOWN ATTORNEY TO  
EXECUTE AN AGREEMENT BETWEEN L.M.G.I. LTD.  
AND THE TOWN OF HEMPSTEAD

WHEREAS, the Town of Hempstead requires the services  
of a Private Investigator; and

WHEREAS, L.M.G.I. Ltd. is a firm skilled in  
investigation services;

NOW, THEREFORE, BE IT

RESOLVED, the Town Attorney be authorized to execute  
an agreement between L.M.G.I. Ltd. be retained to conduct  
investigations in matters in which a conflict of interest  
may exist at a fee of One Hundred Twenty Five Dollars  
(\$125.00) per hour; and,

BE IT FURTHER

RESOLVED, that said fees shall be paid from the Town  
Attorney Fees and Services Account No. 010-001-1420-4151.

The foregoing resolution was adopted upon roll call as  
follows:

AYES:

NOES:

Item #

30

Case #

29888

# L. M. G. J. Ltd.

LMGILTD@aol.com  
<http://lmgilt.com>

February 27, 2018

Long Island

Mr. Joseph Ra  
Hempstead Town Attorney  
Hempstead Town Hall  
One Washington Street  
Hempstead, NY 11550

181 West Main St  
Suite 204  
Babylon, N.Y. 11702  
Voice (631) 321-6622  
Fax (631) 321-0747

Dear Mr. Ra:

This letter will confirm our understanding whereby LMGI Ltd. (LMGI) has been asked to render confidential investigative services to the Town of Hempstead Attorney's Office and to report directly to the Town of Hempstead's Attorney's Office. LMGI understands that LMGI will work at the direction of Town of Hempstead's Attorney's Office. LMGI will bill for confidential investigative services at the rate of One Hundred and Twenty-Five dollars (\$125) per hour. Surveillances are performed with a four (4) hour minimum. There is a charge for data base research where applicable. We invoice for out of pocket expenses incurred by our personnel during the course of the assignment such as fares, tolls, parking, product expense, etc.

LMGI's work on behalf of the Town of Hempstead Attorney's Office is privileged and confidential. In connection with the retention of LMGI, all communications by and between LMGI, the Town of Hempstead Attorney's Office, and any attorney with Town of Hempstead's Attorney's Office, or any agent acting on behalf of the Town of Hempstead, shall be regarded as confidential and made solely for the purpose of assisting us in preparation for litigation, and in providing advice and strategy to the Town of Hempstead. LMGI will not disclose to anyone, without the Town of Hempstead's prior written authorization, either the fact of its retention by the Town of Hempstead, the nature or contents of any oral or written communication made to it by the Town of Hempstead or by LMGI, or any information obtained from the inspection of any record or document supplied to LMGI by the Town of Hempstead or by LMGI. In addition, without our prior written authorization, LMGI will not permit inspection by any third party of any papers or documents the LMGI obtains and supplies to the Town of Hempstead. LMGI will continue to abide by the terms of this paragraph following the termination of our relationship.



All notes, interview memoranda, work papers, reports, records or other documents, electronic or otherwise, relating to the subject matter of your firm's retention, regardless of their nature and the source from which they came, shall be held by LMGI solely for the Town of Hempstead's convenience and subject to Town of Hempstead's unqualified right to instruct LMGI with respect to their possession and control. Work papers, reports and other documents prepared by LMGI, or under LMGI's direction, belong to Town of Hempstead and LMGI will promptly provide all documents, records and work papers to the Town of Hempstead Attorney's Office request upon the Town of Hempstead Attorney's Office request.

As part of the agreement to provide services in this matter, LMGI will immediately notify the Town of Hempstead Attorney's Office of the occurrence of any of the following events, even if they occur after the termination of our relationship:

- i. the exhibition or surrender of any documents, reports or records prepared by or submitted to LMGI, or someone acting under the LMGI's direction, in a manner not expressly authorized by Town of Hempstead Attorney's Office;
- ii. a written or oral request by anyone, including, government agents and law enforcement officers, to examine, inspect or copy such documents, reports or records;
- iii. any attempt by anyone, including government agents or law enforcement officers, to question LMGI or anyone acting under its direction about the subject matter of LMGI's retention; and
- iv. any attempt to serve, or the actual service of, any court order, subpoena or summons upon LMGI or anyone acting under its direction which requires or requests the production of any such documents, reports or records.

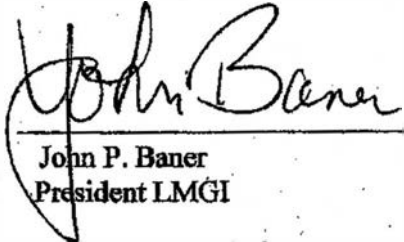
We appreciate your selection of LMGI Ltd., as your profession service firm. We look forward to a long-term relationship with your organization. Please feel free to contact me with any questions you may have regarding this letter, or any other matter. I can be reached at our office (631) 321-6622.

ACCEPTED AND AGREED:

Very truly yours,

---

Joseph J. Ra  
Town Attorney  
Town of Hempstead



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John P. Baner  
President LMGI

**Amending Resolution No. 19-2018 Re: Various offices, positions & occupations in the Town Government of the Town of Hempstead**

Item # 31

Case # 7

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A PROPOSED LOCAL LAW TO AMEND CHAPTER 202-1 OF THE CODE OF THE TOWN OF HEMPSTEAD TO INCLUDE AND REPEAL "PARKING OR STANDING PROHIBITONS" 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 202-1 of the Code of the Town of Hempstead entitled "PARKING OR STANDING PROHIBITONS" at various locations; and

WHEREAS, Councilman [redacted] has introduced a proposed local law known as Intro. No. 20-2018, 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 March 20<sup>th</sup>, 2018, 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. 20-2018, Print No. 1, to amend Chapter 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 # 31  
Case # 29883

## 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 20<sup>th</sup> day of March, 2018, 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 AND REPEAL "PARKING OR STANDING PROHIBITIONS" at the following locations:

HEWLETT EVERITT AVENUE (TH 027/18) North Side - NO STOPPING ANYTIME - from the east curblineline of Broadway, east to the Incorporated Village of Hewlett Bay Park Line.

EVERITT AVENUE (TH 027/18) South Side - NO STOPPING ANYTIME - from the east curblineline of Broadway, east to the Incorporated Village of Hewlett Bay Park Line.

NORTH MERRICK JERUSALEM AVENUE (TH 553/13) North Side - NO STOPPING HERE TO CORNER - starting at the west curblineline of North Drive, west for a distance of 70 feet.

MEADOWBROOK ROAD (TH 032/18) West Side - NO STOPPING HERE TO CORNER - starting at the north curblineline of Bridge Street, north for a distance of 25 feet.

ALSO, to REPEAL from Section 202-1 "PARKING OR STANDING PROHIBITIONS" from the following locations:

HEWLETT EVERITT AVENUE - Both Sides - NO PARKING - from Broadway east for a distance of 40 feet. (Adopted 05/31/49)

EVERITT AVENUE - South Side - NO PARKING from Broadway to the village line of the Incorporated Village of Hewlett Bay Park. (Adopted 12/4/51)

EVERITT AVENUE (TH 22/66) North Side - NO PARKING BETWEEN SIGNS - Starting from a point 40 feet east of the east curblineline of Broadway, east for a distance of 232 feet. (Adopted 3/22/66)

NORTH MERRICK JERUSALEM AVENUE (TH 64/73) North Side -  
No Stopping Here To Corner - from the west  
curbline of North Drive, west for a  
distance of 40 feet. (Adopted 04/03/73)

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

Dated: March 6, 2018  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

LAURA A. GILLEN  
Supervisor

SYLVIA A. CABANA  
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 four of two thousand eighteen is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

HEWLETT

EVERITT AVENUE (TH 027/18) North Side – NO STOPPING ANYTIME – from the east curbline of Broadway, east to the Incorporated Village of Hewlett Bay Park Line.

EVERITT AVENUE (TH 027/18) South Side – NO STOPPING ANYTIME – from the east curbline of Broadway, east to the Incorporated Village of Hewlett Bay Park Line.

NORTH MERRICK

JERUSALEM AVENUE (TH 553/13) North Side – NO STOPPING HERE TO CORNER – starting at the west curbline of North Drive, west for a distance of 70 feet.

MEADOWBROOK ROAD (TH 032/18) West Side – NO STOPPING HERE TO CORNER – starting at the north curbline of Bridge Street, north for a distance of 25 feet.

Section 2. 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 four of two thousand eighteen is hereby amended by repealing therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

HEWLETT

EVERITT AVENUE – Both Sides – NO PARKING – from Broadway east for a distance of 40 feet. (Adopted 05/31/49)

EVERITT AVENUE – South Side – NO PARKING from Broadway to the village line of the Incorporated Village of Hewlett Bay Park. (Adopted 12/4/51)

EVERITT AVENUE (TH 22/66) North Side – NO PARKING BETWEEN SIGNS – Starting from a point 40 feet east of the east curbline of Broadway, east for a distance of 232 feet. (Adopted 3/22/66)

NORTH MERRICK

JERUSALEM AVENUE (TH 64/73) North Side – No Stopping Here To Corner – from the west curbline of North Drive, west for a distance of 40 feet. (Adopted 04/03/73)

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

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" at various locations; and

WHEREAS, has introduced a proposed local law known as Intro. No. 21-2018, 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 March 20<sup>th</sup>, 2018, 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. 21-2018, Print No. 1, to amend Sections 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 # 33

Case # 29884

**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 20<sup>th</sup> day of March, 2018, 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:

WESTBURY (NR)

STEWART AVENUE (TH 037/18) - STOP -  
all traffic traveling northbound on  
Level Lane shall come to a full  
stop.

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

Dated: March 6, 2018  
Hempstead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF HEMPSTEAD

LAURA A. GILLEN  
Supervisor

SYLVIA A. CABANA  
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 "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 five of two thousand eighteen is hereby amended by including therein "ARTERIAL STOPS" at the following locations:

(NR) WESTBURY

STEWART AVENUE (TH 037/18) – STOP – all traffic traveling northbound on Level Lane shall come to a full stop.

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

CASE NO.

RESOLUTION NO.

RESOLUTION CALLING PUBLIC HEARING ON  
APPLICATION OF VS CENTRAL INC.CORP.  
FOR A PERMIT TO INCLUDE EXISTING GASOLINE SERVICE  
STATION WITHIN "GSS" DISTRICT AT VALLEY STREAM,  
NEW YORK.

ADOPTED:

offered the following resolution and moved its  
adoption:

RESOLVED, that a public hearing will be held on March  
20, 2018 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, to consider the  
application of VS CENTRAL INC. for a permit to include  
existing gasoline service station with "GSS" District and  
to maintain existing improvements including three pump  
islands, 82 x 26.1' canopy over pump islands, operate self-  
service & operate a convenience store in conjunction with  
the existing repair facility at VALLEY STREAM, New York,  
and BE IT

FURTHER RESOLVED, that the Town Clerk be and hereby is  
directed to publish notice thereof once a week for two  
successive weeks in Long Island Business News.

The foregoing resolution was adopted upon roll call as  
follows:

AYES:

NOES:

Item #

34

Case #

29885

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 March 20, 2018 at 10:30 o'clock in the forenoon of that day for the purpose of considering the application of VS CENTRAL INC. for a permit to include existing gasoline service station with "GSS" District and to maintain existing improvements including three pump islands, 82 x 26.1' canopy over pump islands, operate self-service & operate a convenience store in conjunction with the existing repair facility on the n/w/c of Central Ave. & Clarendon Dr. located in Valley Stream, New York:

An irregular parcel of property located on the n/w/c of Central Ave. & Clarendon Dr. situated in Valley Stream, 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.

LAURA A. GILLEN  
Supervisor

SYLVIA A. CABANA  
Town Clerk

Dated:  
Hempstead, N.Y.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A LOCAL LAW TO AMEND CHAPTER 86 OF THE CODE OF THE TOWN OF HEMPSTEAD INSOFAR AS TO AMEND SECTION 86-39 DEALING WITH REVOCATION AND SUSPENSION OF MASTER PLUMBERS' LICENSES; ADD SECTION 86-40 DEALING WITH HEARINGS, FINDINGS, RECOMMENDATIONS AND ACTIONS ON MASTER PLUMBERS' LICENSES; ADD SECTION 86-41 DEALING WITH CIVIL PENALTIES FOR DOING UNAUTHORIZED PLUMBING WORK; AMEND SECTION 86-42 DEALING WITH RESTRICTIONS ON MASTER PLUMBERS' LICENSES; AND AMEND SECTION 86-44 DEALING WITH PUBLIC LIABILITY AND PROPERTY DAMAGE INSURANCE FOR MASTER PLUMBERS LICENSES.

WHEREAS, The Town Board of the Town of Hempstead is empowered to act and amend local law pursuant to Article 9 of the New York State Constitution, the provisions of the municipal home rule law of the State of New York, as amended; and

WHEREAS, it is in the public interest to consider the enactment of a local law to amend Chapter 86 of the code of the town of Hempstead insofar as to amend section 86-39 dealing with revocation and suspension of master plumbers' licenses; add section 86-40 dealing with hearings, findings, recommendations and actions on master plumbers' licenses; add section 86-41 dealing with civil penalties for doing unauthorized plumbing work; amend section 86-42 dealing with restrictions on master plumbers' licenses; and amend section 86-44 dealing with public liability and property damage insurance for master plumbers licenses; and

WHEREAS, has introduced the proposed local law known as Intro No. -2018 Print No. , as aforesaid, and

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 10<sup>th</sup> Day of April, 2018, at 7:00 o'clock in the evening of that day, at which time all interested persons shall be heard on the enactment of a local law known as Intro No. -2018, Print No. , to amend Chapter 86 of the code of the town of Hempstead insofar as to amend section 86-39 dealing with revocation and suspension of master plumbers' licenses; add section 86-40 dealing with hearings, findings, recommendations and actions on master plumbers' licenses; add section 86-41 dealing with civil penalties for doing unauthorized plumbing work; amend section 86-42 dealing with restrictions on master plumbers' licenses; and amend section 86-44 dealing with public liability and property damage insurance for master plumbers licenses; 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 her for that purpose in the Town Hall not less than three, nor more than thirty days prior to the date of said hearing.

The foregoing resolution was adopted upon roll call as follows:

AYES:

Item # 35

NOES:

Case # 14509

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 the 10<sup>th</sup> Day of April, 2018, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Chapter 86 of the code of the Town of Hempstead insofar as to amend section 86-39 dealing with revocation and suspension of master plumbers' licenses; add section 86-40 dealing with hearings, findings, recommendations and actions on master plumbers' licenses; add section 86-41 dealing with civil penalties for doing unauthorized plumbing work; amend section 86-42 dealing with restrictions on master plumbers' licenses; and amend section 86-44 dealing with public liability and property damage insurance for master plumbers licenses.

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 viewed 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  
  , 2018

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

LAURA A. GILLEN  
Supervisor

SYLVIA A. CABANA  
Town Clerk

Town of Hempstead

A local law to amend Chapter 86 of the code of the town of Hempstead insofar as to amend section 86-39 dealing with revocation and suspension of master plumbers' licenses; add section 86-40 dealing with hearings, findings, recommendations and actions on master plumbers' licenses; add section 86-41 dealing with civil penalties for doing unauthorized plumbing work; amend section 86-42 dealing with restrictions on master plumbers' licenses; and amend section 86-44 dealing with public liability and property damage insurance for master plumbers licenses.

Introduced by:

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

Section One. Chapter 86 of the code of the town of Hempstead is amended insofar as to amend section 86-39 dealing with revocation and suspension of master plumbers' licenses; add section 86-40 dealing with hearings, findings, recommendations and actions on master plumbers' licenses; add section 86-41 dealing with civil penalties for performing unauthorized plumbing work; amend section 86-42 dealing with restrictions on master plumbers' licenses; and amend section 86-44 dealing with public liability and property damage insurance for master plumbers' licenses, so that such sections shall read as follows:

§ 86-39. Revocation and Suspension of Licenses

A Master Plumber's License granted under the provisions of this Chapter may be revoked or suspended by the Commissioner of Buildings, after due notice to the licensee, and after a hearing by the Plumbers Examining Board on the matter. Said notice shall state the charges that are the basis of the proposed revocation or suspension, constituting violation(s) of one or more provisions listed in section 86-40 hereof. Said notice shall be served either personally or by certified mail, return receipt requested, to the licensee's last known address. Said hearing shall be held after at least 10 days' notice to the licensee. At said hearing, the licensee shall have an opportunity to appear and be

heard in relation to the proposed revocation or suspension. Minutes of the hearing shall be transcribed by a court reporter.

#### § 86-40 Hearing, findings, recommendation and action

After the appropriate notice is given to the licensee, the required hearing is conducted, and written findings of fact and a recommendation is provided by the Plumbers Examining Board, the Commissioner of Buildings may, in addition to any other remedy available to him, revoke (or suspend for a period of up to one year) any Master Plumber's License, for any of the following conduct: failure to file an application for a permit prior to the installation of plumbing work; failure to take the required action called for upon receipt of a violation notice; performance of plumbing work in violation of the requirements of this Chapter; renting or lending a license to a third party (see, section 86-42, below); a felony conviction; altering or defacing a certificate of inspection or approval; or filing an application to perform plumbing work, for a person not licensed as a Master Plumber by the Town of Hempstead.

#### § 86-41 Civil Penalty

Additionally or alternatively, after the hearing and upon a finding of violation, the Building Commissioner may impose civil penalties on any Master Plumber committing an offense against any of the provisions of section 86-40, in an amount not less than \$3,000.00 per offense.

#### § 86-42 License restrictions

- A. No Master Plumber shall, directly or indirectly, allow his/her license to be used in connection with work not actually performed by him/her or his/her employee(s). Employees shall be considered people who work for the Master Plumber for no fewer than 35 hours per week, or for no fewer than the minimum number of hours required of employees under applicable union rules, as determined by the Commissioner of Buildings.
- B. No master plumber may hold/own or be an officer of more than one corporation for the purpose of performing plumbing work. A master plumber must notify the Town, in writing (1) the corporation he/she does plumbing work for, (2) his/her position in the corporation, and (3) a list of the other licensed plumbers, if any, working for the corporation.

#### § 86-44 Public liability and property damage insurance

Every applicant shall, prior to the issuance of a Master Plumber license or a renewal thereof, obtain public liability insurance, and file a certificate thereof with the Department of Buildings, which shall protect him/her from claims for damages for bodily injury, including

death, as well as claims for damages to property. The limits of said policy shall be not less than One Million Dollars (\$1,000,000.00) single limit for all damages arising out of bodily injury and property damage, with a general aggregate of Two Million Dollars (\$2,000,000.00). The insurer must be a New York State licensed insurer with an "A" rating by AM Best and Company. Said insurance shall remain in full force and effect throughout the license period and shall provide that cancellation or material modification to such policy shall not be made unless at least fifteen (15) days' prior written notice thereof be given by registered or certified mail to the Commissioner of Buildings of the Town of Hempstead. The Town of Hempstead must be listed as an additional insured and a certificate holder of said insurance coverage.

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



RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF JOAN BONACASA AS  
CLERK LABORER, IN THE DEPARTMENT OF  
SENIOR ENRICHMENT.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that Joan Bonacasa, now serving as Senior Citizens'  
Program Development Aide, in the Department of Senior Enrichment, be and hereby is appointed Clerk  
Laborer, Non Competitive, Grade 9, Step 4 (E), \$50,748, in the Department of Senior Enrichment, by  
the Commissioner of the Department of Senior Enrichment and ratified by the Town Board of the Town  
of Hempstead effective March 7, 2018, 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 KIMBERLY GOLDEN AS  
CLERK II, IN THE DEPARTMENT OF HUMAN  
RESOURCES, 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 Kimberly Golden has passed the examination for the position Clerk II, Civil Service List No. 78-405, and is eligible for appointment thereto, NOW, THEREFORE BE IT

RESOLVED, that Kimberly Golden, now serving as Clerk II, Competitive, Provisional, in the Department of Human Resources, be and hereby is appointed Clerk II, Competitive, Permanent, with no change in salary, by the Director of the Department of Human Resources and ratified by the Town Board of the Town of Hempstead effective March 1, 2018, 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 RAYMOR HALL,  
MINI-BUS DRIVER, IN THE DEPARTMENT OF  
SENIOR ENRICHMENT.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Raymor Hall, Mini-Bus Driver, in the Department of Senior Enrichment, be and hereby is increased to Grade 10, Step 6 (G), \$55,925, by the Commissioner of the Department of Senior Enrichment and ratified by the Town Board of the Town of Hempstead effective March 7, 2018.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF SAMANTHA LEVINE  
AS DIRECTOR OF COMMUNICATIONS, IN  
THE OFFICE OF THE SUPERVISOR.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that Samantha Levine be and hereby is appointed as Director of Communications, in the Office of the Supervisor, Exempt, Ungraded, at an annual salary of \$160,000, by the Supervisor of the Town of Hempstead and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective February 26, 2018 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 MEGAN MEDICI AS CLERK  
LABORER, IN THE DEPARTMENT OF SENIOR  
ENRICHMENT.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that Megan Medici, now serving as Senior Citizens'  
Program Development Aide, in the Department of Senior Enrichment, be and hereby is appointed Clerk  
Laborer, Non Competitive, Grade 9, Step 1 (B), \$44,336, in the Department of Senior Enrichment, by  
the Commissioner of the Department of Senior Enrichment and ratified by the Town Board of the Town  
of Hempstead effective March 7, 2018, 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 MICHAEL NIZZA  
AS LABORER I, IN THE DEPARTMENT OF  
PARKS AND RECREATION.

On motion made by  
the following resolution was adopted upon roll call:

RESOLVED, that Michael Nizza be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), \$40,974, 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 March 7, 2018 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 THOMAS ROCKENSIES AS  
LABOR CREW CHIEF II, IN THE DEPARTMENT  
OF SENIOR ENRICHMENT.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Thomas Rockensies, now serving as Senior Citizens' Program Development Aide, in the Department of Senior Enrichment, be and hereby is appointed Labor Crew Chief II, Non Competitive, Grade 15, Step 6 (G), \$64,375, in the Department of Senior Enrichment, by the Commissioner of the Department of Senior Enrichment and ratified by the Town Board of the Town of Hempstead effective March 7, 2018, 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 KEVIN SIMONE AS CLERK  
II, IN THE OFFICE OF THE TOWN CLERK,  
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 Kevin Simone has passed the examination for the position of Clerk II, Civil Service List  
No. 78-405, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Kevin Simone, now serving as Clerk I, Competitive,  
Permanent, in the Office of the Town Clerk, be and hereby is appointed Clerk II, Competitive,  
Permanent, Grade 8, Step 8 (I), \$60,799, from the civil service list, by the Town Clerk and ratified by  
the Town Board of the Town of Hempstead effective March 7, 2018 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 JONATHAN SOLTIS  
AS LABORER I, IN THE DEPARTMENT OF  
SENIOR ENRICHMENT.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Jonathan Soltis be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), \$40,974, in the Department of Senior Enrichment, by the Commissioner of the Department of Senior Enrichment and ratified by the Town Board of the Town of Hempstead effective March 7, 2018 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: RESCIND RESOLUTION NO: 257/2-2018 FOR  
BARBARA BRANCACCIO, IN THE OFFICE  
OF THE SUPERVISOR.

On motion made by  
the following resolution was adopted upon roll call:

WHEREAS, Resolution No. 257/2-2018 should not have been  
adopted, NOW, THEREFORE, BE IT

RESOLVED, that Resolution No. 257/2-2018 be rescinded.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION  
NO. 1271/13-2017, ANTHONY RODRIGUEZ, IN  
THE DEPARTMENT OF INFORMATION AND  
TECHNOLOGY.

On motion made by  
the following resolution was adopted upon roll call:

WHEREAS, Resolution No. 1271/13-2017 states an incorrect  
probationary period, NOW, THEREFORE, BE IT

RESOLVED, that the resolution should read "that the probationary term of this appointment  
shall be subject to Rule XIV, Rules for the Civil Service of the Town of Hempstead."

AYES:

NOES: