

TOWN OF HEMPSTEAD

TOWN BOARD MEETING

ONE WASHINGTON STREET

TOWN HALL PAVILION

HEMPSTEAD, NEW YORK 11550

DECEMBER 8, 2020

10:30 A.M.

BEFORE: DONALD CLAVIN, JR.

SUPERVISOR

APPEARANCES :

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- DEPUTY SUPERVISOR/COUNCILMAN BLAKEMAN
- SENIOR COUNCILWOMAN GOOSBY (VIA phone)
- COUNCILMAN CARINI
- COUNCILMAN D'ESPOSITO
- COUNCILMAN DUNNE, SR.
- COUNCILMAN MUSCARELLA
- TOWN CLERK MURRAY
- DEPUTY TOWN CLERK POKALSKY
- CHIEF OF STAFF NOCELLA
- TOWN COMPTROLLER MASTROMARINO
- CHARLES KOVIT, SENIOR DEPUTY TOWN ATTORNEY

HEMPSTEAD TOWN BOARD 12.8.2020

1 SUPERVISOR CLAVIN: Good Morning, everyone.
2 This is the Hempstead Town Board Meeting for
3 December 8, 2020.

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4 Madam Clerk, will you, please, call the
5 roll.

6 CLERK MURRAY: Supervisor Clavin?

7 SUPERVISOR CLAVIN: Here.

8 CLERK MURRAY: Councilman Blakeman?

9 COUNCILMAN BLAKEMAN: Here.

10 CLERK MURRAY: Councilman Carini?

11 COUNCILMAN CARINI: Here.

12 CLERK MURRAY: Councilman D'Esposito?

13 COUNCILMAN D'ESPOSITO: I am here.

14 CLERK MURRAY: Councilman Dunne?

15 COUNCILMAN DUNNE: Here.

16 CLERK MURRAY: Senior Councilwoman Goosby?

17 SENIOR COUNCILWOMAN GOOSBY: Here.

18 CLERK MURRAY: Councilman Muscarella?

19 COUNCILMAN MUSCARELLA: Here.

20 SUPERVISOR CLAVIN: I will ask Councilman
21 Carini to lead us in the Pledge of Allegiance.

22 COUNCILMAN CARINI: Place your hand over
23 your heart.

24 (Whereupon, Councilman Carini led the
25 Assembly in the Pledge of Allegiance. After

1 the following ensued.)

2 SUPERVISOR CLAVIN: Because of the
3 Governor's Executive Orders and because of the
4 COVID pandemic, today's Public Hearing will be for ^{Page | 4}
5 in-person participation and telephonic
6 participation using Go-to-Webinar.

7 The instructions for telephonic
8 participation using Go-to-Webinar, as well as
9 pertinent documents regarding today's Public
10 Hearings are available on the Town's website.

11 After, the Clerk calls each Public Hearing,
12 the public, who are at Town Hall will, first, make
13 their comments and, then, our participants on the
14 Go-to-Webinar will be allowed to comment.

15 All participants on the Go-to-Webinar must
16 pay attention and when the case is called by the
17 Town Clerk, when the Public Hearing is called,
18 which you wish to speak, you must click the "raise
19 your hand" button on the Go-to-Webinar as
20 explained in the instructions on the Town website.

21 If you do not click the "raise your hand"
22 button on the Public Hearing on which you wish to
23 speak, then, you will not be called upon.

24 The participants on Go-to-Webinar must be
25 muted until the Moderator calls for you to speak.

1 You must pay attention for your name and
2 begin speaking when your name is called or the
3 Moderator will go onto the next participant.

4 The Moderator will not recall anyone's
5 name, so, please, pay attention.

6 If you are participating in the Go-to-
7 Webinar and watching on Livestream, we ask you to
8 mute the Livestream when it is your turn to speak
9 or we will be unable to understand you.

10 Every participant will be given one chance
11 to speak for up to three minutes in accordance
12 with the Town Board rules, when you are done
13 speaking or your time is up, the Moderator will
14 again mute you on the Go-to-Webinar.

15 At the end of the Public Hearings' portion
16 of the Meeting, the Go-to-Webinar will be turned
17 off and I encourage all of those who are using Go-
18 to-Webinar to continue listening and watching on
19 the Town's Livestream web page.

20 Please, also note, anyone using profanity,
21 straying off topic will be immediately dropped by
22 our Moderator.

23 Madam Clerk, please, call the first Public
24 Hearing.

25 CLERK MURRAY: The first Public Hearing

1 to consider authorizing the Town of Hempstead
2 Sanitary District No. 6 to sell at auction surplus
3 motor vehicles - Town of Hempstead.

4 SUPERVISOR CLAVIN: Does any Board Member ^{Page | 6}
5 wish to be heard on this matter?

6 (Whereupon, no response was heard. After,
7 the following ensued.)

8 SUPERVISOR CLAVIN: If not, is there anyone
9 here at Town Hall who wishes to be heard on this
10 item?

11 (Whereupon, no response was heard. After,
12 the following ensued.)

13 SUPERVISOR CLAVIN: If you are
14 participating on Go-to-Webinar, if you please
15 click the "raise your hand" button as described in
16 the instructions on the website.

17 Mr. Moderator, did anyone "raise their
18 hand"?

19 ATTORNEY REGINA: Supervisor, no one has
20 raised their hand to be heard on this Public
21 Hearing.

22 SUPERVISOR CLAVIN: Thank you very much.
23 May I have a Motion.

24 COUNCILMAN BLAKEMAN: I move that the
25 Public Hearing be closed and the item be adopted.

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1 COUNCILMAN MUSCARELLA: Second.

2 CLERK MURRAY: Supervisor Clavin?

3 SUPERVISOR CLAVIN: Aye.

4 CLERK MURRAY: Councilman Blakeman?

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5 COUNCILMAN BLAKEMAN: Aye.

6 CLERK MURRAY: Councilman Carini?

7 COUNCILMAN CARINI: Aye.

8 CLERK MURRAY: Councilman D'Esposito?

9 COUNCILMAN D'ESPOSITO: Aye.

10 CLERK MURRAY: Councilman Dunne?

11 COUNCILMAN DUNNE: Aye.

12 CLERK MURRAY: Senior Councilwoman Goosby?

13 SENIOR COUNCILWOMAN GOOSBY: Aye.

14 CLERK MURRAY: Councilman Muscarella?

15 COUNCILMAN MUSCARELLA: Aye.

16 SUPERVISOR CLAVIN: Madam Clerk, please,
17 call the next item.

18 CLERK MURRAY: Proposed increase &
19 improvement of the Town of Hempstead Refuse
20 Disposal District - Town of Hempstead.

21 SUPERVISOR CLAVIN: Does any Member of the
22 Board wish to be heard on this item?

23 (Whereupon, no response was heard. After,
24 the following ensued.)

25 SUPERVISOR CLAVIN: Is there anyone here

1 at Town Hall that wishes to be heard on this item?

2 (Whereupon, no response was heard. After,
3 the following ensued.)

4 SUPERVISOR CLAVIN: Okay and, now, Mr. Page | 8
5 Moderator, I will ask and we will see if anybody
6 on the Go-to-Webinar is raising their hands to be
7 heard on this.

8 We will give them a couple seconds, here.

9 ATTORNEY REGINA: Supervisor, no one has
10 clicked the "raise your hand" option on this
11 Hearing.

12 SUPERVISOR CLAVIN: May I have a Motion?

13 COUNCILMAN BLAKEMAN: I move that the
14 Hearing be closed and the item be adopted.

15 COUNCILMAN D'ESPOSITO: Second.

16 CLERK MURRAY: Supervisor Clavin?

17 SUPERVISOR CLAVIN: Aye.

18 CLERK MURRAY: Councilman Blakeman?

19 COUNCILMAN BLAKEMAN: Aye.

20 CLERK MURRAY: Councilman Carini?

21 COUNCILMAN CARINI: Aye.

22 CLERK MURRAY: Councilman D'Esposito?

23 COUNCILMAN D'ESPOSITO: Aye.

24 CLERK MURRAY: Councilman Dunne?

25 COUNCILMAN DUNNE: Aye.

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1 CLERK MURRAY: Senior Councilwoman Goosby?

2 SENIOR COUNCILWOMAN GOOSBY: Aye.

3 CLERK MURRAY: Councilman Muscarella?

4 COUNCILMAN MUSCARELLA: Aye.

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5 SUPERVISOR CLAVIN: Madam Clerk, please,
6 call the next item.

7 CLERK MURRAY: Proposed Increase &
8 Improvement of the EAST MEADOW WATER DISTRICT -
9 Town of Hempstead.

10 SUPERVISOR CLAVIN: Does any Member of the
11 Town Board wish to be heard on this?

12 (Whereupon, no response was heard. After,
13 the following ensued.)

14 SUPERVISOR CLAVIN: If not, anybody, here,
15 at Town Hall?

16 I don't have any slips on this and at this
17 time, if you are using the Go-to-Webinar, I ask
18 for you to respectfully "raise your hand" so we
19 can take you on the web.

20 ATTORNEY REGINA: Supervisor, one
21 participant has clicked the "raise your hand" Ms.
22 Valerie Lampe.

23 SUPERVISOR CLAVIN: Okay, please, give your
24 name and address for the record.

25 VALERIE LAMPE: Can you hear me?

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1 SUPERVISOR CLAVIN: Ms. Lampe, can you give
2 your name and address.

3 VALERIE LAMPE: Can you hear me?

4 SUPERVISOR CLAVIN: Yes, we can hear you Page | 10
5 great.

6 VALERIE LAMPE: Okay, Valerie Lampe, St.
7 Augustine, Florida and Massapequa, New York.

8 SUPERVISOR CLAVIN: You're calling
9 regarding Item Number 3.

10 VALERIE LAMPE: Yes, I have, um, so, I have
11 several questions on these bonds, but also just
12 for clarity, because I have several questions for
13 all of the Public Hearings regarding bonds, this
14 is my one opportunity on this or can I sign into
15 other Public Hearings?

16 SUPERVISOR CLAVIN: You can ask questions on
17 Number 3. You can ask questions about Number 3,
18 right, now.

19 VALERIE LAMPE: My questions pertain to all
20 the bonds being issued.

21 SUPERVISOR CLAVIN: Only dealing with Item
22 Number 3, Ms. Lampe.

23 VALERIE LAMPE: Sorry?

24 SUPERVISOR CLAVIN: Do you have questions
25 regarding East Meadow Water District?

1 VALERIE LAMPE: What type of bonds are
2 these?

3 COMPTROLLER MASTROMARINO: I am not quite
4 sure what you are asking. The bonds are municipal ^{Page | 11}
5 bonds.

6 They are tax exempt, long-term debt.

7 VALERIE LAMPE: Are they general obligation
8 bonds or revenue bonds?

9 COMPTROLLER MASTROMARINO: We don't do
10 revenue bonds.

11 VALERIE LAMPE: Okay.

12 COMPTROLLER MASTROMARINO: This is a
13 general obligation.

14 VALERIE LAMPE: Okay and what is the
15 maturity of these bonds?

16 COMPTROLLER MASTROMARINO: We don't know
17 until we go out and group everything together.

18 It becomes an aggregate.

19 We could be putting together, um, five-year
20 bonds.

21 We could be putting together ten-year bonds
22 and thirty-year bonds.

23 These ill be very, um, long term.

24 This is the remediation of the
25 contamination in the Wells, um, so this could

1 very well extend out twenty-five, thirty years,
2 but, that is not the maturity of the bond.

3 When you aggregate all the other specific
4 items of a bond issue, um, it potentially could Page | 12
5 get twenty years.

6 VALERIE LAMPE: Are they callable bonds?

7 COMPTROLLER MASTROMARINO: I don't think we
8 issue callable bonds right, now.

9 It is - - everything depends upon what the
10 market is looking for at the time that we issue
11 them.

12 Um, callable bonds are more expensive.

13 VALERIE LAMPE: And, what is the current
14 credit rating for the Town, please?

15 COMPTROLLER MASTROMARINO: Double A.

16 VALERIE LAMPE: According to?

17 COMPTROLLER MASTROMARINO: Both rating
18 agencies, Wall Street.

19 VALERIE LAMPE: So, it is Moody's and S &
20 P?

21 COMPTROLLER MASTROMARINO: Yes.

22 VALERIE LAMPE: Okay and, um, will I be
23 able to ask these questions for the other Public
24 Hearings regarding the issuance of bonds?

25 COMPTROLLER MASTROMARINO: You are going

1 to get the same answers but, yes, you may.

2 VALERIE LAMPE: It is the same answers for
3 all of them?

4 COMPROLLER MASTROMARINO: Not necessarily ^{Page | 13}
5 all of the bonds, anything that has to do with the
6 Water District, it is the same explanation.

7 VALERIE LAMPE: Okay and so who is
8 remediating these Water Towers?

9 COMPROLLER MASTROMARINO: I do have to ask
10 specifically the Water Commissioner.

11 This is in response to the New York State
12 dictate that you have a plan, um, within two years
13 to remediate and, um, the remediation is the
14 construction of the, um, filters and the scrubbers
15 on the Wells, that is as far as I am going to take
16 that, so - -

17 SUPERVISOR CLAVIN: If you want to follow-
18 up with a communication, we can answer and direct
19 the Commissioner of the Water Department to
20 respond to you.

21 VALERIE LAMPE: Who is that?

22 SUPERVISOR CLAVIN: Commissioner Reinhart.

23 VALERIE LAMPE: Commissioner Reinhart.

24 Who was speaking to me?

25 I have no idea.

1 SUPERVISOR CLAVIN: That was the
2 Comptroller, Comptroller Mastromarino.

3 VALERIE LAMPE: Mastromarino. Okay, and
4 will there be virtual public participation on Page | 14
5 miscellaneous?

6 SUPERVISOR CLAVIN: Ms. Lampe, I know you
7 are familiar with the rules, here, do you have any
8 questions regarding this item?

9 VALERIE LAMPE: I am just following up.

10 SUPERVISOR CLAVIN: Ms. Lampe, I am asking
11 you - -

12 VALERIE LAMPE: Please, for you to allow -
13 -

14 SUPERVISOR CLAVIN: Okay, okay, as I said,
15 we want to stay on topic, is there anybody else on
16 the "raise your hand"?

17 ATTORNEY REGINA: No one has "raised their
18 hand" on this option.

19 SUPERVISOR CLAVIN: If not, may I have a
20 Motion.

21 COUNCILMAN DUNNE: I move we close the
22 Hearing and adopt the item.

23 COUNCILMAN D'ESPOSITO: Second.

24 CLERK MURRAY: Supervisor Clavin?

25 SUPERVISOR CLAVIN: Aye.

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1 CLERK MURRAY: Councilman Blakeman?

2 COUNCILMAN BLAKEMAN: Aye.

3 CLERK MURRAY: Councilman Carini?

4 COUNCILMAN CARINI: Aye.

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5 CLERK MURRAY: Councilman D'Esposito?

6 COUNCILMAN D'ESPOSITO: Aye.

7 CLERK MURRAY: Councilman Dunne?

8 COUNCILMAN DUNNE: Aye.

9 CLERK MURRAY: Senior Councilwoman Goosby?

10 SENIOR COUNCILWOMAN GOOSBY: Aye.

11 CLERK MURRAY: Councilman Muscarella?

12 COUNCILMAN MUSCARELLA: Aye.

13 SUPERVISOR CLAVIN: Madam Clerk, please,
14 call the next item.

15 CLERK MURRAY: Proposed Increase &
16 Improvement of the LEVITTOWN WATER DISTRICT - Town
17 of Hempstead.

18 SUPERVISOR CLAVIN: Does any Board Member
19 have any questions?

20 (Whereupon, no response was heard. After,
21 the following ensued.)

22 SUPERVISOR CLAVIN: Is there anybody signed
23 in at Town Hall that wished to be hear on this
24 matter?

25 I don't have any slips.

1 If you are on the Go-to-Webinar and you
2 would like to talk about Item Number 4, now is the
3 chance to, please, "raise your hand."

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4 ATTORNEY REGINA: Supervisor, two
5 participants have selected the "raise your hand"
6 option.

7 SUPERVISOR CLAVIN: Okay, great, why don't
8 we start with the first one.

9 ATTORNEY REGINA: Mr. John Gunther.

10 JOHN GUNTHER: Can you hear me?

11 SUPERVISOR CLAVIN: Mr. Gunther, we can
12 hear you.

13 Give your name and address for the record.

14 JOHN GUNTHER: John Gunther. 83 Silver
15 Lane, Levittown, New York.

16 I am also the Nassau County Libertarian
17 Executive Chairman.

18 Um, my concern is the spending of thirty-
19 five million dollars of money to upgrade equipment
20 and facilities at the Levittown Water District.

21 My question is what is the money going to
22 be spent on, specifically?

23 Do we know that information?

24 And, does this Body even know themselves
25 what it is going to be spent on?

1 I don't want money being blindly given to
2 the Water District when we don't know where the
3 money is going to. That is my question, there.

4 SUPERVISOR CLAVIN: Mr. Gunther, the money ^{Page | 17}
5 is being allocated to upgrade all the water
6 treatment facilities because New York State
7 changed the guidelines on the treatment of water.

8 It is very, very costly.

9 The State is really requesting any locality
10 to have the money and plan to put in these changes
11 but as I am sure you are aware, we are all
12 concerned about our water.

13 We want safe-drinking water for all of our
14 families.

15 And, it has to be done.

16 It is very, very costly but at the end of
17 the day, this is going to protect the residents,
18 save lives and a cost that we have to do.

19 That is really rules set forth by New York
20 State.

21 JOHN GUNTHER: Just a quick - - one other
22 thing, real quick, since this is my only second
23 Board Meeting, there is another thing I want to
24 talk about, I guess it is miscellaneous.

25 Will I be able - -

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1 SUPERVISOR CLAVIN: The only thing you can
2 comment on right, now, is Item Number 4.

3 JOHN GUNTHER: Okay.

4 SUPERVISOR CLAVIN: Thank you, Mr. Gunther. Page | 18

5 You said there was somebody else?

6 ATTORNEY REGINA: Supervisor, Ms. Valerie
7 Lampe.

8 SUPERVISOR CLAVIN: Again, on Item Number
9 4, give your name and address for the record.

10 VALERIE LAMPE: Valerie Lampe, St.
11 Augustine, Florida and Massapequa, New York.

12 Item Number 4, um, yes, so, my question is
13 since these are long-term bonds and interest rates
14 are at historic lows and people are, you know,
15 Wall Street, the experts are talking about the
16 possibility of inflation, I guess.

17 You know what, Councilman Muscarella, you
18 are in finance, would you buy these bonds?

19 SUPERVISOR CLAVIN: Councilman Muscarella -
20 - -

21 COUNCILMAN BLAKEMAN: Supervisor, point of
22 inquiry, what is this speaker's interest living in
23 St. Augustine, Florida and in the Town of Oyster
24 Bay in the water in Levittown?

25 I think this is completely off topic and

1 I don't think we should entertain anymore
2 questions.

3 VALERIE LAMPE: Because I am actually
4 coming to New York and we are property hunting to Page | 19
5 also own several properties within the Town of
6 Hempstead.

7 And, we may just purchase one in your
8 District, so, you, directly, also would be my
9 Council person.

10 SUPERVISOR CLAVIN: Okay.

11 VALERIE LAMPE: That is why.

12 SUPERVISOR CLAVIN: The Comptroller
13 addressed what those bonds are for.

14 VALERIE LAMPE: - - responsible for the
15 CARES Act monies - -

16 SUPERVISOR CLAVIN: Okay, Ms. Lampe. Thank
17 you very much.

18 Is there anybody else "raising their hand"
19 that wants to talk about Item Number 4, here,
20 today?

21 ATTORNEY REGINA: Supervisor, no other
22 participants selected to "raise their hand" option
23 to be heard.

24 SUPERVISOR CLAVIN: Thank you, Mr.
25 Moderator.

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May I have a Motion, please.

COUNCILMAN DUNNE: I move we close the
Hearing and adopt the item.

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COUNCILMAN BLAKEMAN: Second.

CLERK MURRAY: Supervisor Clavin?

SUPERVISOR CLAVIN: Aye.

CLERK MURRAY: Councilman Blakeman?

COUNCILMAN BLAKEMAN: Aye.

CLERK MURRAY: Councilman Carini?

COUNCILMAN CARINI: Aye.

CLERK MURRAY: Councilman D'Esposito?

COUNCILMAN D'ESPOSITO: Aye.

CLERK MURRAY: Councilman Dunne?

COUNCILMAN DUNNE: Aye.

CLERK MURRAY: Senior Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Aye.

CLERK MURRAY: Councilman Muscarella?

COUNCILMAN MUSCARELLA: Aye.

SUPERVISOR CLAVIN: Madam Clerk, please,
call the next item.

CLERK MURRAY: Proposed Increase &
Improvement of the Lido-Point Lookout Water
District - Town of Hempstead.

SUPERVISOR CLAVIN: Any Board Member wish
to be heard on this item?

1 (Whereupon, no response was heard. After,
2 the following ensued.)

3 SUPERVISOR CLAVIN: Okay, if not, I don't
4 have any slips, is there anyone in Town Hall that ^{Page | 21}
5 wishes to be heard?

6 (Whereupon, no response was heard. After,
7 the following ensued.)

8 SUPERVISOR CLAVIN: Mr. Moderator, see if
9 anybody has "raised their hand" to speak about
10 this Item Number 5.

11 ATTORNEY REGINA: Supervisor, one
12 participant has selected the "raise your hand"
13 option.

14 SUPERVISOR CLAVIN: Who is that?

15 ATTORNEY REGINA: Ms. Valerie Lampe.

16 SUPERVISOR CLAVIN: Ms. Lampe, is there
17 anything that you would like to speak about on
18 Item Number 5?

19 VALERIE LAMPE: I, obviously, got cut off,
20 so, what is the maturity of these bonds, please?

21 SUPERVISOR CLAVIN: Actually, when we do
22 bring it all together, when they come in, we will
23 provide that information.

24 VALERIE LAMPE: I am actually having a hard
25 time hearing you.

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1 Can you repeat that, please.

2 SUPERVISOR CLAVIN: Like I said, the
3 Comptroller explained to you, we don't know until
4 we get a response. Page | 22

5 VALERIE LAMPE: You're very unclear. I
6 don't know why.

7 Okay and so, what type of bonds are these,
8 again?

9 Are these the same bonds?

10 COUNCILMAN BLAKEMAN: May we move the Item.

11 SUPERVISOR CLAVIN: We have a Motion.

12 COUNCILMAN D'ESPOSITO: Second.

13 CLERK MURRAY: Supervisor Clavin?

14 SUPERVISOR CLAVIN: Aye.

15 CLERK MURRAY: Councilman Blakeman?

16 COUNCILMAN BLAKEMAN: Aye.

17 CLERK MURRAY: Councilman Carini?

18 COUNCILMAN CARINI: Aye.

19 CLERK MURRAY: Councilman D'Esposito?

20 COUNCILMAN D'ESPOSITO: Aye.

21 CLERK MURRAY: Councilman Dunne?

22 COUNCILMAN DUNNE: Aye.

23 CLERK MURRAY: Senior Councilwoman Goosby?

24 SENIOR COUNCILWOMAN GOOSBY: Aye.

25 CLERK MURRAY: Councilman Muscarella?

1 COUNCILMAN MUSCARELLA: Aye.

2 SUPERVISOR CLAVIN: Madam Clerk, please,
3 call the next item.

4 CLERK MURRAY: Proposed Increase &
5 Improvement of the Roosevelt Field Water District
6 - Town of Hempstead.

7 SUPERVISOR CLAVIN: Anyone that wishes to
8 be heard on this item?

9 (Whereupon, no response was heard. After,
10 the following ensued.)

11 SUPERVISOR CLAVIN: If not, is there anybody
12 in Town Hall that wishes to be heard?

13 (Whereupon, no response was heard. After,
14 the following ensued.)

15 SUPERVISOR CLAVIN: And, now, our Moderator
16 on Go-to-Webinar, is there anybody, now, is your
17 chance to "raise your hand" to be heard on this
18 item?

19 ATTORNEY REGINA: Supervisor, one
20 participant has selected the "raise your hand"
21 option.

22 SUPERVISOR CLAVIN: Okay, that would be?

23 ATTORNEY REGINA: Ms. Valerie Lampe.

24 SUPERVISOR CLAVIN: Good Morning, again,
25 Ms. Lampe.

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1 VALERIE LAMPE: Good Morning. I just want
2 to know why you are trying to silence the public?

3 SUPERVISOR CLAVIN: Ms. Lampe, do you have
4 a question regarding this item? Page | 24

5 VALERIE LAMPE: It is all against the
6 Constitution.

7 SUPERVISOR CLAVIN: Okay, thank you, Ms.
8 Lampe.

9 With that, may I have a Motion.

10 SENIOR COUNCILWOMAN GOOSBY: Move it be
11 closed and - -

12 SUPERVISOR CLAVIN: Pearl Jacobs, go back,
13 Ms. Jacobs, can you hear us?

14 PEARL JACOBS: Yes, I can.

15 SUPERVISOR CLAVIN: Hi, Ms. Jacobs, I ask
16 you to give your name and address for the
17 record.

18 PEARL JACOBS: Yes, Pearl Jacobs,
19 Uniondale.

20 SUPERVISOR CLAVIN: Okay.

21 PEARL JACOBS: My question is the location
22 of this Roosevelt Field Water Tower is where?

23 SUPERVISOR CLAVIN: I have to get the
24 location.

25 I will have the Water Commissioner reach

1 out to you and give you the location.

2 PEARL JACOBS: Yes, please.

3 SUPERVISOR CLAVIN: No problem. These are
4 about just the bonds, okay.

5 PEARL JACOBS: Okay.

6 SUPERVISOR CLAVIN: Any other questions?

7 Anybody else "raise their hand"?

8 ATTORNEY REGINA: Supervisor, no other
9 participants have selected the "raise your hand"
10 option.

11 SENIOR COUNCILWOMAN GOOSBY: I move we
12 close the Public Hearing adopt the item.

13 COUNCILMAN BLAKEMAN: Second.

14 CLERK MURRAY: Supervisor Clavin?

15 SUPERVISOR CLAVIN: Aye.

16 CLERK MURRAY: Councilman Blakeman?

17 COUNCILMAN BLAKEMAN: Aye.

18 CLERK MURRAY: Councilman Carini?

19 COUNCILMAN CARINI: Aye.

20 CLERK MURRAY: Councilman D'Esposito?

21 COUNCILMAN D'ESPOSITO: Aye.

22 CLERK MURRAY: Councilman Dunne?

23 COUNCILMAN DUNNE: Aye.

24 CLERK MURRAY: Senior Councilwoman Goosby?

25 SENIOR COUNCILWOMAN GOOSBY: Aye.

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1 CLERK MURRAY: Councilman Muscarella?

2 COUNCILMAN MUSCARELLA: Aye.

3 SUPERVISOR CLAVIN: Madam Clerk, please,
4 call the next item.

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5 CLERK MURRAY: Proposed Increase &
6 Improvement of the Uniondale Water District -
7 Town of Hempstead.

8 SUPERVISOR CLAVIN: Does any Member of the
9 Board wish to be hard on this?

10 (Whereupon, no response was heard. After,
11 the following ensued.)

12 SUPERVISOR CLAVIN: We, now, have, at
13 least, one resident who did sign in, today, if
14 you would be kind enough to give your name and
15 address for the record.

16 And, Good Morning.

17 MARY ELLEN KREYE: Good Morning, Mary Ellen
18 Kreye. 436 Locust Avenue in Uniondale.

19 SUPERVISOR CLAVIN: Good Morning. What do
20 you got?

21 MARY ELLEN KREYE: So, I am wondering what
22 the improvements are, please?

23 SUPERVISOR CLAVIN: The improvements to put
24 in the system in place to clean the water
25 pursuant to the State guidelines that were

1 to change the dioxin in the water, all
2 municipalities are upgrading their facilities to
3 really to be in compliance.

4 It is substantial costs. It can be
5 anything from, in some instances, it will be a
6 new system, to others, U.V. lighting, so, it
7 depends on area to area and what fits in that
8 facility.

9 And, John Mastromarino said this is about
10 the bonding.

11 It is a very sensitive undertaking, what
12 all the municipalities, we are doing, so, this
13 is to get the funds to make these improvements
14 to that facility but when the improvements take
15 place, you know, I know that you will have, you
16 know, you can easily talk to the Water
17 Commissioner about it.

18 MARY ELLEN KREYE: Thank you.

19 SUPERVISOR CLAVIN: All right, thank you,
20 Ms. Kreye.

21 If I don't see you, Happy New Year.

22 MARY ELLEN KREYE: Thank you. Happy New
23 Year.

24 SUPERVISOR CLAVIN: Anyone else signed in
25 that wishes to be heard on this?

1 (Whereupon, no response was heard. After,
2 the following ensued.)

3 SUPERVISOR CLAVIN: Great, we will go to
4 the Go-to-Webinar at this time and ask any Page | 28
5 residents who wish to be heard on Item Number 7
6 on the calendar to please "raise their hand."

7 ATTORNEY REGINA: Supervisor, two
8 participants have selected the "raise your hand"
9 option on this.

10 First we have Ms. Pearl Jacobs.

11 SUPERVISOR CLAVIN: Okay, why don't we
12 click in.

13 Ms. Jacobs, Good Morning, Ms. Jacobs.

14 PEARL JACOBS: Yes, yes, Good Morning,
15 Supervisor.

16 My question is when will the water towers
17 in Uniondale be refurbished and painted as I see
18 other water towers in other communities in the
19 Town of Hempstead?

20 SUPERVISOR CLAVIN: I couldn't answer that.
21 This is about the bonding to put into effect to
22 make sure the water is meeting the new guideline
23 with the State.

24 If you like, what I will do, I will direct
25 someone from my staff, Kathy Malone can set up a

1 call with you and the Water Commissioner to
2 address other issues and concerns.

3 PEARL JACOBS: I would appreciate that.
4 Thank you.

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5 SUPERVISOR CLAVIN: No problem at all.
6 Is there anybody else that wishes to be
7 heard on this?

8 ATTORNEY REGINA: Supervisor, we have Ms.
9 Valerie Lampe.

10 SUPERVISOR CLAVIN: Good Morning, again,
11 Ms. Lampe.

12 VALERIE LAMPE: Good Morning.

13 SUPERVISOR CLAVIN: Any questions regarding
14 Item Number 7.

15 VALERIE LAMPE: Yep, that is what we are
16 on.

17 SUPERVISOR CLAVIN: Yes.

18 VALERIE LAMPE: Will they actually be
19 replacing pipes, um, and the liners or are they
20 going to do more of remediation that is more
21 surface?

22 SUPERVISOR CLAVIN: Depending on location
23 to location, the Water Commissioner would have to
24 answer those questions.

25 Today is just about the bonding necessary

1 for the budgeting of what may or may not be
2 recommended by any of the companies that are hired
3 to do the remediations or modifications.

4 VALERIE LAMPE: Where can we find the
5 information regarding the current, um, dioxin
6 levels in the water?

7 SUPERVISOR CLAVIN: I believe New York
8 State keeps a log of that, if you like I am sure
9 we can find your email address and have someone
10 direct you to the State website or local websites
11 that have those local findings.

12 VALERIE LAMPE: That would be great and
13 please, sever Item Number 53.

14 SUPERVISOR CLAVIN: By the way, you're in
15 Florida, your address is in Massapequa?

16 VALERIE LAMPE: That is correct.

17 SUPERVISOR CLAVIN: Another resource might
18 be your State Senator out there in Oyster Bay,
19 John Brooks.

20 VALERIE LAMPE: Well, considering we will
21 be moving to the Town of Hempstead, as our second
22 home - -

23 SUPERVISOR CLAVIN: Where you are right,
24 now, you might be able to call the Senator, if he
25 is keeping it on the website out there.

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1 VALERIE LAMPE: So, someone will email or
2 no?

3 SUPERVISOR CLAVIN: Yes, absolutely.

4 VALERIE LAMPE: Okay, please, sever Item Page | 31
5 Number 53. Thank you.

6 SUPERVISOR CLAVIN: Any other "raise your
7 hands"?

8 ATTORNEY REGINA: Supervisor, no one else
9 has selected the "raise your hand" option to be
10 heard on this Public Hearing.

11 SUPERVISOR CLAVIN: May I please have a
12 Motion.

13 COUNCILMAN DUNNE: I move we close the
14 Hearing and adopt the item.

15 COUNCILMAN BLAKEMAN: Second.

16 CLERK MURRAY: Supervisor Clavin?

17 SUPERVISOR CLAVIN: Aye.

18 CLERK MURRAY: Councilman Blakeman?

19 COUNCILMAN BLAKEMAN: Aye.

20 CLERK MURRAY: Councilman Carini?

21 COUNCILMAN CARINI: Aye.

22 CLERK MURRAY: Councilman D'Esposito?

23 COUNCILMAN D'ESPOSITO: Aye.

24 CLERK MURRAY: Councilman Dunne?

25 COUNCILMAN DUNNE: Aye.

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1 CLERK MURRAY: Senior Councilwoman Goosby?

2 SENIOR COUNCILWOMAN GOOSBY: Aye.

3 CLERK MURRAY: Councilman Muscarella?

4 COUNCILMAN MUSCARELLA: Aye.

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5 SUPERVISOR CLAVIN: Madam Clerk, please,
6 call the next item.

7 CLERK MURRAY: Proposed Increase &
8 Improvement of the Town of Hempstead Park District
9 - Town of Hempstead.

10 SUPERVISOR CLAVIN: Is there anybody signed
11 in Town Hall that wishes to be heard on it?

12 No, there is not, now, is the chance on the
13 Go-to-Webinar to "raise your hand."

14 Mr. Moderator, has anyone "raised their
15 hand"?

16 ATTORNEY REGINA: Mr. Supervisor, one
17 participant has selected the "raise your hand"
18 option to be heard on this Public Hearing.

19 SUPERVISOR CLAVIN: Okay, who would that
20 be?

21 ATTORNEY REGINA: Ms. Valerie Lampe.

22 SUPERVISOR CLAVIN: Okay, good morning, Ms.
23 Lampe.

24 You have a question regarding Item Number
25 8?

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1 VALERIE LAMPE: Good Morning, I do.

2 Um, which parks are going to be improved?

3 SUPERVISOR CLAVIN: I will have the Town

4 Comptroller respond to you.

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5 COMPROLLER MASTROMARINO: We have Cornwell
6 Avenue playground, Echo Park roof repair, patio
7 repair, parking lot, rehabilitation pool building
8 wall and stairs.

9 Elmont Road spray pad installation, Harold
10 Walker Park tennis court rehabilitation,
11 Hendrickson Park basketball court rehabilitation,
12 Hewlett Point optimum installation, Merrick Road
13 Park, Merrick Golf Course netting pathway
14 rehabilitation, court rehabilitation.

15 Newbridge Road Park, LED light conversion
16 pathway rehab, pathway rehab, turf infield.

17 Oceanside Park playground replacement. Um,
18 Roosevelt pool, ADA bathroom rehabilitation.
19 Uniondale Park pathway rehabilitation. Seamans
20 Neck Park optimum installation, that is a company.

21 Veterans Memorial Park spray pool,
22 construction, drainage and totaling one million
23 eight hundred and fifteen thousand dollars.

24 VALERIE LAMPE: I want to thank you for
25 your very thorough and professional answer.

1 And, last but not least, I wanted to say,
2 please, sever Item Number 53.

3 SUPERVISOR CLAVIN: Thank you, Mrs. Lampe,
4 again for always continuing to call in. Page | 34

5 Has anybody else on the Go-to-Webinar
6 clicked "raise your hand"?

7 ATTORNEY REGINA: No other participants of
8 selected the "raise the hand" option.

9 SUPERVISOR CLAVIN: May I have a Motion.

10 COUNCILMAN DUNNE: I make a Motion to close
11 the Hearing and adopt the item.

12 COUNCILMAN BLAKEMAN: Second.

13 CLERK MURRAY: Supervisor Clavin?

14 SUPERVISOR CLAVIN: Aye.

15 CLERK MURRAY: Councilman Blakeman?

16 COUNCILMAN BLAKEMAN: Aye.

17 CLERK MURRAY: Councilman Carini?

18 COUNCILMAN CARINI: Aye.

19 CLERK MURRAY: Councilman D'Esposito?

20 COUNCILMAN D'ESPOSITO: Aye.

21 CLERK MURRAY: Councilman Dunne?

22 COUNCILMAN DUNNE: Aye.

23 CLERK MURRAY: Senior Councilwoman Goosby?

24 SENIOR COUNCILWOMAN GOOSBY: Aye.

25 CLERK MURRAY: Councilman Muscarella?

1 COUNCILMAN MUSCARELLA: Aye.

2 SUPERVISOR CLAVIN: Madam Clerk, please
3 call the next item.

4 CLERK MURRAY: Proposed Increase &
5 Improvement of the Town of Hempstead Street
6 Lighting District - Town of Hempstead.

7 SUPERVISOR CLAVIN: Okay, does any Member
8 of the Board wish to be heard on this item?

9 (Whereupon, no response was heard. After,
10 the following ensued.)

11 SUPERVISOR CLAVIN: We have no slips, here,
12 for anyone to speak on this item at Town Hall.
13 So, now, I will ask our Moderator.

14 We are telling the people in the Go-to-
15 Webinar to "raise their hands."

16 Mr. Moderator, has anyone "raised their
17 hand"?

18 ATTORNEY REGINA: Mr. Supervisor, no
19 participants have selected the "raise your hand"
20 option to be heard on this Public Hearing.

21 COUNCILMAN D'ESPOSITO: I move that the
22 Public Hearing be closed and the item be adopted.

23 COUNCILMAN BLAKEMAN: Second.

24 CLERK MURRAY: Supervisor Clavin?

25 SUPERVISOR CLAVIN: Aye.

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1 CLERK MURRAY: Councilman Blakeman?

2 COUNCILMAN BLAKEMAN: Aye.

3 CLERK MURRAY: Councilman Carini?

4 COUNCILMAN CARINI: Aye.

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5 CLERK MURRAY: Councilman D'Esposito?

6 COUNCILMAN D'ESPOSITO: Aye.

7 CLERK MURRAY: Councilman Dunne?

8 COUNCILMAN DUNNE: Aye.

9 CLERK MURRAY: Senior Councilwoman Goosby?

10 SENIOR COUNCILWOMAN GOOSBY: Aye.

11 CLERK MURRAY: Councilman Muscarella?

12 COUNCILMAN MUSCARELLA: Aye.

13 SUPERVISOR CLAVIN: Madam Clerk, please,
14 call the next item.

15 CLERK MURRAY: A Public Hearing to consider
16 a petition of the Board of Commissioners of the
17 Hicksville Water District for consent to issue up
18 to \$50,000,000 Hicksville Water District Bonds for
19 the District's 2020 Capital Improvements Program -
20 TOWN OF HEMPSTEAD (HICKSVILLE WATER DISTRICT)

21 SUPERVISOR CLAVIN: Does any Board Member
22 wish to be heard on this item?

23 (Whereupon, no response was heard. After,
24 the following ensued.)

25 SUPERVISOR CLAVIN: If not, I don't have

1 any slips or comments at Town Hall, so, with that,
2 we will go to the Go-to-Webinar and if you like,
3 you can "raise your hand" regarding this.

4 Mr. Moderator, anybody raising their hand? Page | 37

5 ATTORNEY REGINA: Supervisor, one
6 participant has selected the "raise your hand"
7 option.

8 SUPERVISOR CLAVIN: Okay, and that would
9 be?

10 ATTORNEY REGINA: Ms. Valerie Lampe.

11 SUPERVISOR CLAVIN: Ms. Lampe, Good
12 Morning.

13 VALERIE LAMPE: Good Morning, um, I guess I
14 am a little confused by this one.

15 I thought Hicksville was not in the Town of
16 Hempstead.

17 SUPERVISOR CLAVIN: Joint District.

18 Charles Kovit, Acting Town Attorney will
19 respond.

20 ATTORNEY KOVIT: Thank you, Supervisor, the
21 lion's share of the District is in the Town of
22 Oyster Bay but there is a small portion of the
23 District that is in the Town of Hempstead, so, of
24 the fifty million bond designation, I would say
25 about six or seven million dollars of it is in

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1 the Town of Hempstead and since it is a District
2 in the Town of Hempstead, we join as a matter of
3 law to hold this Public Hearing.

4 VALERIE LAMPE: Interesting, okay, thank Page | 38
5 you.

6 Please, Item 53, sever.

7 SUPERVISOR CLAVIN: Anybody else "raise
8 their hand"?

9 ATTORNEY REGINA: Supervisor, no other
10 participants have selected the "raise your hand"
11 option to be heard on this Public Hearing.

12 SUPERVISOR CLAVIN: Okay, a Motion.

13 COUNCILMAN DUNNE: I move we close the
14 Hearing and adopt the item.

15 COUNCILMAN BLAKEMAN: Second.

16 CLERK MURRAY: Supervisor Clavin?

17 SUPERVISOR CLAVIN: Aye.

18 CLERK MURRAY: Councilman Blakeman?

19 COUNCILMAN BLAKEMAN: Aye.

20 CLERK MURRAY: Councilman Carini?

21 COUNCILMAN CARINI: Aye.

22 CLERK MURRAY: Councilman D'Esposito?

23 COUNCILMAN D'ESPOSITO: Aye.

24 CLERK MURRAY: Councilman Dunne?

25 COUNCILMAN DUNNE: Aye.

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1 CLERK MURRAY: Senior Councilwoman Goosby?

2 SENIOR COUNCILWOMAN GOOSBY: Aye.

3 CLERK MURRAY: Councilman Muscarella?

4 COUNCILMAN MUSCARELLA: Aye.

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5 SUPERVISOR CLAVIN: Madam Clerk, please,
6 call the next item.

7 CLERK MURRAY: Proposed Local Law Re:
8 "Regulations and Restrictions" to limit parking in
9 OCEANSIDE (To amend Chapter 202 of the Code of the
10 Town of Hempstead)

11 SUPERVISOR CLAVIN: Does any Member of the
12 Board wish to be heard on this?

13 (Whereupon, no response was heard. After,
14 the following ensued.)

15 SUPERVISOR CLAVIN: Okay, I do not have any
16 slips for anyone here at Town Hall and lastly, we
17 will, now, go to Go-to-Webinar for Item Number 11.

18 Mr. Moderator, has anyone "raised their
19 hand"?

20 ATTORNEY REGINA: Mr. Supervisor, Ms.
21 Valerie Lampe.

22 SUPERVISOR CLAVIN: Okay, Good Morning, Ms.
23 Lampe.

24 VALERIE LAMPE: Good Morning, everybody.

25 SUPERVISOR CLAVIN: You have a question

1 regarding Number 11?

2 VALERIE LAMPE: Correct, um, I am curious
3 to understand the process.

4 There is always, you know, parking, um,
5 issues and how does one go about getting these
6 types of changes done, let's say, on their block?

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7 SUPERVISOR CLAVIN: We can have someone
8 follow-up.

9 Do you have a question regarding this
10 proposal, directly?

11 If not, we can have someone call you up and
12 explain the process, the application process for
13 parking.

14 Do you have a question regarding Item
15 Number 11?

16 VALERIE LAMPE: No, it is about the
17 process.

18 SUPERVISOR CLAVIN: Thank you very much.

19 COUNCILMAN D'ESPOSITO: Supervisor, I move
20 that the Public Hearing be closed and the Item be
21 adopted.

22 COUNCILMAN BLAKEMAN: Second.

23 CLERK MURRAY: Supervisor Clavin?

24 SUPERVISOR CLAVIN: Aye.

25 CLERK MURRAY: Councilman Blakeman?

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1 COUNCILMAN BLAKEMAN: Aye.

2 CLERK MURRAY: Councilman Carini?

3 COUNCILMAN CARINI: Aye.

4 CLERK MURRAY: Councilman D'Esposito?

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5 COUNCILMAN D'ESPOSITO: Aye.

6 CLERK MURRAY: Councilman Dunne?

7 COUNCILMAN DUNNE: Aye.

8 CLERK MURRAY: Senior Councilwoman Goosby?

9 SENIOR COUNCILWOMAN GOOSBY: Aye.

10 CLERK MURRAY: Councilman Muscarella?

11 COUNCILMAN MUSCARELLA: Aye.

12 SUPERVISOR CLAVIN: Madam Clerk, please,
13 call the next item.

14 CLERK MURRAY: Proposed Local Law Re:
15 "Parking or Standing Prohibitions" in Merrick,
16 North Bellmore, Seaford (To amend Section 202-1 of
17 the Code of the Town of Hempstead)

18 SUPERVISOR CLAVIN: Does any Member of the
19 Board wish to be heard on this item?

20 (Whereupon, no response was heard. After,
21 the following ensued.)

22 SUPERVISOR CLAVIN: Okay, anybody here at
23 Town Hall wish to be heard on this? I don't have
24 any slips.

25 (Whereupon, no response was heard. After,

1 the following ensued.)

2 SUPERVISOR CLAVIN: Now, we will go to the
3 Go-to-Webinar. Please, raise your hand at this
4 time to speak regarding Item Number 12.

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5 Mr. Moderator, anybody "raising their
6 hand"?

7 ATTORNEY REGINA: Supervisor, one
8 participant has selected "raise your hand" option.

9 SUPERVISOR CLAVIN: Who is that?

10 ATTORNEY REGINA: Mr. John Gunther.

11 SUPERVISOR CLAVIN: Mr. Gunther, your name
12 and address for the record for Item Number 12,
13 thank you.

14 JOHN GUNTHER: John Gunther, Levittown
15 resident, Nassau County Libertarian Party
16 Executive Chairman.

17 Can you elaborate on the "standing" part of
18 that?

19 SUPERVISOR CLAVIN: Parking or Standing,
20 Charles Kovit, Acting Town Attorney.

21 ATTORNEY KOVIT: Well, it is simply, if you
22 read Section or Chapter 202 of the Code of the
23 Town of Hempstead, it is incumbent upon the Town
24 Board to hold a Public Hearing before they are
25 going to amend or create new regulations

1 and restrictions for parking in Oceanside in
2 public parking.

3 JOHN GUNTHER: I just wanted to get that
4 clarified.

5 SUPERVISOR CLAVIN: Now, go to - - I am
6 sorry, vote on it.

7 COUNCILMAN D'ESPOSITO: I move we close the
8 Hearing and adopt the item.

9 COUNCILMAN BLAKEMAN: Second.

10 CLERK MURRAY: Supervisor Clavin?

11 SUPERVISOR CLAVIN: Aye.

12 CLERK MURRAY: Councilman Blakeman?

13 COUNCILMAN BLAKEMAN: Aye.

14 CLERK MURRAY: Councilman Carini?

15 COUNCILMAN CARINI: Aye.

16 CLERK MURRAY: Councilman D'Esposito?

17 COUNCILMAN D'ESPOSITO: Aye.

18 CLERK MURRAY: Councilman Dunne?

19 COUNCILMAN DUNNE: Aye.

20 CLERK MURRAY: Senior Councilwoman Goosby?

21 SENIOR COUNCILWOMAN GOOSBY: Aye.

22 CLERK MURRAY: Councilman Muscarella?

23 COUNCILMAN MUSCARELLA: Aye.

24 SUPERVISOR CLAVIN: Madam Clerk, would you,
25 please, call the next item.

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1 CLERK MURRAY: Proposed Local Law Re:
2 "Arterial Stops" in Baldwin, East Meadow, Elmont,
3 Franklin Square, Garden City South, Merrick,
4 Seaford, Wantagh, near Westbury (To amend Section ^{Page | 44}
5 197-5 of the Code of the Town of Hempstead)

6 SUPERVISOR CLAVIN: As far as I know, we
7 don't have any slips at Town Hall. Anybody want
8 to speak regarding this?

9 Does any Board Member wish to be heard on
10 this, now?

11 (Whereupon, no response was heard. After,
12 the following ensued.)

13 SUPERVISOR CLAVIN: Now, if you are on Go-
14 to-Webinar, you can "raise your hand" regarding
15 Item Number 13.

16 Mr. Moderator?

17 ATTORNEY REGINA: Supervisor, no
18 participants have selected the "raise your hand"
19 option to be heard on this Public Hearing.

20 COUNCILMAN BLAKEMAN: I move that the
21 Public Hearing be closed and the time adopted.

22 COUNCILMAN MUSCARELLA: Second.

23 CLERK MURRAY: Supervisor Clavin?

24 SUPERVISOR CLAVIN: Aye.

25 CLERK MURRAY: Councilman Blakeman?

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1 COUNCILMAN BLAKEMAN: Aye.

2 CLERK MURRAY: Councilman Carini?

3 COUNCILMAN CARINI: Aye.

4 CLERK MURRAY: Councilman D'Esposito?

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5 COUNCILMAN D'ESPOSITO: Aye.

6 CLERK MURRAY: Councilman Dunne?

7 COUNCILMAN DUNNE: Aye.

8 CLERK MURRAY: Senior Councilwoman Goosby?

9 SENIOR COUNCILWOMAN GOOSBY: Aye.

10 CLERK MURRAY: Councilman Muscarella?

11 COUNCILMAN MUSCARELLA: Aye.

12 SUPERVISOR CLAVIN: Madam Clerk, please,
13 call the next item.

14 CLERK MURRAY: Proposed Local Law Re:
15 "Traffic regulations in the vicinity of schools"
16 in Merrick (To amend Section 197-13 of the Code of
17 the Town of Hempstead)

18 SUPERVISOR CLAVIN: Any Member of the Board
19 wish to be heard on this?

20 (Whereupon, no response was heard. After,
21 the following ensued.)

22 SUPERVISOR CLAVIN: I don't have any slips,
23 here at Town Hall, so, now, I am going to ask on
24 Go-to-Webinar to "raise your hand."

25 Mr. Moderator, regarding Number 14,

1 has anyone "raised their hands"?

2 ATTORNEY REGINA: Mr. Supervisor, Ms. Pearl
3 Jacobs.

4 SUPERVISOR CLAVIN: Okay, good morning, Ms. ^{Page | 46}
5 Jacobs.

6 PEARL JACOBS: Good Morning, um, can you
7 provide clarification as to the type of traffic
8 regulations that are proposed, um, because I just
9 had a meeting with my Legislator last week
10 regarding speeding in and around School Zones in
11 Uniondale, especially, Turtle Hill School?

12 SUPERVISOR CLAVIN: Mr. Kovit.

13 ATTORNEY KOVIT: Yes, what I can say that
14 is probative to this Public Hearing, is that we
15 will amend traffic regulations if and only if our
16 Director of Traffic Control, um, makes a
17 comprehensive study of the preferences and
18 sensibilities of the people who live right there
19 and are most effected by it and we will only put
20 those kinds of matters in front of the Town Board
21 if there is unanimous favorability for those items
22 or near unanimous.

23 So, without having, um, spoken to the
24 Director, um, that is my extremely confident
25 position that process has been done and that is

1 why it is on the calendar today.

2 PEARL JACOBS: Sir, I asked a question, my
3 question is what types of traffic regulations or
4 revisions are proposed?

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5 What type?

6 ATTORNEY KOVIT: That we would have to
7 refer to the Director on.

8 COUNCILMAN BLAKEMAN: Yes, go ahead.

9 CHIEF OF STAFF NOCELLA: Joseph Nocella,
10 Chief of Staff. If you look at the Notice of
11 Hearing, it contains the specific item Number 14,
12 it contains the specific actually changes that are
13 proposed.

14 I believe looking, here, in Merrick, the
15 East side of Merrick Avenue during school days at
16 a point North of Smith Street, there is going to
17 be a regulation regarding parking during the
18 vicinity of schools during school hours that is an
19 example.

20 They are all contained, as Mr. Kovit
21 explained, we do traffic studies and we do traffic
22 studies and Members of the Public are welcomed to
23 make proposals.

24 They are put in the Notice and contained
25 and set forth right in the Notice.

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1 PEARL JACOBS: Thank you for that
2 clarification.

3 I am sure my Legislator will be contacting
4 the Town of Hempstead to have a traffic study done Page | 48
5 in Uniondale.

6 Thank you so much.

7 SUPERVISOR CLAVIN: Thank you, take care,
8 bye, bye.

9 Anyone "raise their hand" on the Go-to-
10 Webinar?

11 ATTORNEY REGINA: No other participant
12 selected the "raise your hand" option.

13 COUNCILMAN DUNNE: I make a Motion to close
14 the Hearing and adopt the item.

15 COUNCILMAN BLAKEMAN: Second.

16 CLERK MURRAY: Supervisor Clavin?

17 SUPERVISOR CLAVIN: Aye.

18 CLERK MURRAY: Councilman Blakeman?

19 COUNCILMAN BLAKEMAN: Aye.

20 CLERK MURRAY: Councilman Carini?

21 COUNCILMAN CARINI: Aye.

22 CLERK MURRAY: Councilman D'Esposito?

23 COUNCILMAN D'ESPOSITO: Aye.

24 CLERK MURRAY: Councilman Dunne?

25 COUNCILMAN DUNNE: Aye.

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1 CLERK MURRAY: Senior Councilwoman Goosby?

2 SENIOR COUNCILWOMAN GOOSBY: Aye.

3 CLERK MURRAY: Councilman Muscarella?

4 COUNCILMAN MUSCARELLA: Aye.

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5 SUPERVISOR CLAVIN: Madam Clerk, please,
6 call the next item.

7 CLERK MURRAY: Proposed Local Law Re: "U-
8 Turns Prohibited" in MERRICK (To amend Section
9 197-2 of the Code of the Town of Hempstead)

10 SUPERVISOR CLAVIN: Does anybody on the
11 Town Board wish to be heard on this item?

12 I don't have any slips at Town Hall, so,
13 now, we will go to the Go-to-Webinar and see if
14 anybody has "raised their hands" to speak?

15 Anybody on this time, Number 15, Mr.
16 Moderator?

17 ATTORNEY REGINA: Supervisor, one
18 participant selected "raise the hand" option.

19 SUPERVISOR CLAVIN: That would be?

20 ATTORNEY REGINA: Valerie Lampe.

21 SUPERVISOR CLAVIN: Ms. Lampe, do you have
22 any questions regarding Item 15 on the calendar?

23 VALERIE LAMPE: Yes, where exactly are
24 these no U-Turns going to be corrected?

25 CHIEF OF STAFF NOCELLA: It is spelt out,

1 as I said, right in the Notice of Public Hearing.

2 It is accessible on the website just as the
3 number is on the Go-to-Webinar allows this person
4 to call into and it states right, here that "No U-^{Page | 50}
5 Turns or traffic signals southbound on Whitsom
6 Avenue shall be prohibited from executing U-Turn
7 maneuvers, Ellen Drive and Allana Avenue."

8 All of this is published for everyone to
9 see on the website.

10 SUPERVISOR CLAVIN: Okay, thank you, Mr.
11 Nocella.

12 Any other questions on Number 15?

13 VALERIE LAMPE: Hello?

14 SUPERVISOR CLAVIN: Any questions regarding
15 Number 15, Ms. Lampe?

16 VALERIE LAMPE: Well, first of all, who was
17 that?

18 SUPERVISOR CLAVIN: That was the Chief of
19 Staff, Joe Nocella.

20 VALERIE LAMPE: Mr. Nocella, I understand
21 what you are saying.

22 I appreciate the tutorial. The truth is,
23 it is difficult to navigate all of these things,
24 especially when the resolutions, all of a sudden
25 are put on the website from Friday to Monday.

1 But, on this particular issue, my question
2 is how did this particular, um, hello?

3 SUPERVISOR CLAVIN: Yes, we are listening.

4 VALERIE LAMPE: How did this particular U-^{Page | 51}
5 Turn come about the prohibiting of it?

6 SUPERVISOR CLAVIN: Charles Kovit will
7 respond. Charles?

8 ATTORNEY KOVIT: Okay, there are two ways;
9 either our Director of Traffic Control has been
10 notified by the State or the County that this is a
11 particular dangerous situation or the residents
12 have come to us and complained or pursuant to our
13 studies we see there is something wrong here that
14 needs to be remedied and that is how these things
15 are engineered.

16 SUPERVISOR CLAVIN: Thank you, Mr. Kovit.

17 VALERIE LAMPE: Which one was it on this
18 particular item?

19 SUPERVISOR CLAVIN: We have to follow-up
20 with Mrs. Lampe to find out which one it was.

21 Do you have an objection to this one?

22 Are you opposed to a U-Turn at this
23 concern?

24 VALERIE LAMPE: I am just trying to
25 understand how these things come about.

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1 And, I will send an email to Mr. Nocella.
2 I also did send an email yesterday and I didn't
3 hear back.

4 SUPERVISOR CLAVIN: Okay, very well. Thank ^{Page | 52}
5 you very much.

6 Have a good day.

7 Anybody else "raising their hand"?

8 ATTORNEY REGINA: No other participants
9 have selected the "raise your hand" option.

10 SUPERVISOR CLAVIN: May we have a Motion.

11 COUNCILMAN CARINI: I move to adopt the
12 item.

13 COUNCILMAN BLAKEMAN: Second.

14 CLERK MURRAY: Supervisor Clavin?

15 SUPERVISOR CLAVIN: Aye.

16 CLERK MURRAY: Councilman Blakeman?

17 COUNCILMAN BLAKEMAN: Aye.

18 CLERK MURRAY: Councilman Carini?

19 COUNCILMAN CARINI: Aye.

20 CLERK MURRAY: Councilman D'Esposito?

21 COUNCILMAN D'ESPOSITO: Aye.

22 CLERK MURRAY: Councilman Dunne?

23 COUNCILMAN DUNNE: Aye.

24 CLERK MURRAY: Senior Councilwoman Goosby?

25 SENIOR COUNCILWOMAN GOOSBY: Aye.

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1 CLERK MURRAY: Councilman Muscarella?

2 COUNCILMAN MUSCARELLA: Aye.

3 SUPERVISOR CLAVIN: Madam Clerk, please,
4 call the next item.

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5 CLERK MURRAY: Proposed Local Law Re:
6 "Gross Weight Restrictions" in MERRICK -
7 Meadowbrook Road (To amend Section 192-1 of the
8 Code of the Town of Hempstead)

9 SUPERVISOR CLAVIN: Okay, any Board Members
10 wish to be heard on this?

11 (Whereupon, no response was heard. After,
12 the following ensued.)

13 SUPERVISOR CLAVIN: I don't have any slips.
14 Nobody here at Town Hall wishes to be heard on
15 this, correct?

16 On the Go-to-Webinar, if you "raise your
17 hand" on Item Number 16, Mr. Moderator?

18 ATTORNEY REGINA: Supervisor, no one has
19 selected the "raise your hand" option on this
20 Public Hearing.

21 COUNCILMAN CARINI: I move to adopt the
22 item.

23 COUNCILMAN D'ESPOSITO: Second.

24 CLERK MURRAY: Supervisor Clavin?

25 SUPERVISOR CLAVIN: Aye.

HEMPSTEAD TOWN BOARD 12.8.2020

1 CLERK MURRAY: Councilman Blakeman?

2 COUNCILMAN BLAKEMAN: Aye.

3 CLERK MURRAY: Councilman Carini?

4 COUNCILMAN CARINI: Aye.

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5 CLERK MURRAY: Councilman D'Esposito?

6 COUNCILMAN D'ESPOSITO: Aye.

7 CLERK MURRAY: Councilman Dunne?

8 COUNCILMAN DUNNE: Aye.

9 CLERK MURRAY: Senior Councilwoman Goosby?

10 SENIOR COUNCILWOMAN GOOSBY: Aye.

11 CLERK MURRAY: Councilman Muscarella?

12 COUNCILMAN MUSCARELLA: Aye.

13 SUPERVISOR CLAVIN: Let's call the next
14 item.

15 CLERK MURRAY: Proposed Revise Public
16 Parking Field Maps in Levittown (Field L-5)

17 SUPERVISOR CLAVIN: Any Town Board Members
18 wish to be heard?

19 (Whereupon, no response was heard. After,
20 the following ensued.)

21 SUPERVISOR CLAVIN: Anyone from the Public
22 wish to be heard on the Go-to-Webinar, please,
23 "raise your hand" on Item Number 17.

24 Mr. Moderator?

25 ATTORNEY REGINA: Supervisor, Mr. John

1 Gunther has raised his hand.

2 SUPERVISOR CLAVIN: Okay, Mr. Gunther.

3 JOHN GUNTHER: John Gunther from Levittown.

4 Um, I just want to know what is the reason and Page | 55
5 what is the cost to do that?

6 SUPERVISOR CLAVIN: Charles Kovit?

7 ATTORNEY KOVIT: Okay, um, I know that when
8 it comes to making revisions in public parking
9 fields under Chapter 80 of the Town Code a Public
10 Hearing is required, um, as to the impetus for it.

11 I would have to defer, again, to our
12 Department of General Services that has custody
13 over our public parking fields.

14 SUPERVISOR CLAVIN: This is just a
15 restriction, Mr. Kovit?

16 ATTORNEY KOVIT: Yes, sir.

17 SUPERVISOR CLAVIN: It is just a
18 restriction, Mr. Gunther.

19 JOHN GUNTHER: Hello? I just want if we
20 don't know why, that we talk to the, um, person,
21 whoever it is, that you probably shouldn't vote on
22 it if you don't know much about it.

23 I would tell you to vote no on that.

24 I urge the Board to vote no because they
25 don't exactly know everything about it.

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1 SUPERVISOR CLAVIN: Hold on, Joe Nocella,
2 Chief of Staff.

3 CHIEF OF STAFF NOCELLA: I don't have any
4 specifics to add to this except that this is one ^{Page | 56}
5 time when without getting into a large tutorial on
6 government, good government practices, we have
7 departments and bureaus that study these matters
8 and they would have not come forward and made this
9 proposal to the Town Board unless they had
10 prepared all of these studies, um, and each and
11 every one of these Stop signs, No U-Turns, No
12 parking in a School Zone, all of these things
13 which were proposed by somebody or by our own Town
14 people carefully researched or it would have never
15 been on the calendar and never been presented to
16 this Town Board for a vote in the first place.

17 SUPERVISOR CLAVIN: Thank you very much.

18 Okay, does anybody else have their "raise
19 their hand" up?

20 ATTORNEY REGINA: No other participants
21 have selected the "raise your hand" option.

22 COUNCILMAN CARINI: I move the Public
23 Hearing be closed and the item adopted.

24 COUNCILMAN DUNNE: Second.

25 CLERK MURRAY: Supervisor Clavin?

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SUPERVISOR CLAVIN: Aye.

CLERK MURRAY: Councilman Blakeman?

COUNCILMAN BLAKEMAN: Aye.

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CLERK MURRAY: Councilman Carini?

COUNCILMAN CARINI: Aye.

CLERK MURRAY: Councilman D'Esposito?

COUNCILMAN D'ESPOSITO: Aye.

CLERK MURRAY: Councilman Dunne?

COUNCILMAN DUNNE: Aye.

CLERK MURRAY: Senior Councilwoman Goosby?

SENIOR COUNCILWOMAN GOOSBY: Aye.

CLERK MURRAY: Councilman Muscarella?

COUNCILMAN MUSCARELLA: Aye.

SUPERVISOR CLAVIN: Madam Clerk, please,
call the next item.

CLERK MURRAY: Proposed Local Law Re:
"School Speed Limits" in Merrick = Charles Street
(To amend Chapter 190 of the Code of the Town of
Hempstead by the insertion of a location into
Section 190-10 in relation to a 15 miles per hour
School Speed Limit.

SUPERVISOR CLAVIN: Any Board Member wish
to be heard on this?

COUNCILMAN CARINI: Yes, this is a concern.
This is Charles Street located in Merrick.

1 We have had a lot of calls on this and I am
2 glad to say we came to a Resolution with the
3 residents.

4 This will improve the safety over by the ^{Page | 58}
5 School, so, thank you for taking this Item today.

6 SUPERVISOR CLAVIN: Thank you. Thanks to
7 the residents that brought this to our attention.

8 Does any other Board Member wish to be
9 heard on this?

10 (Whereupon, no response was heard. After,
11 the following ensued.)

12 SUPERVISOR CLAVIN: Do we have any slips
13 for anybody here at Town Hall that wishes to be
14 heard on this?

15 (Whereupon, no response was heard. After,
16 the following ensued.)

17 SUPERVISOR CLAVIN: Okay, now, we will go
18 to the Go-to-Webinar, if you like to be heard this
19 time, please, "raise your hand." Mr. Moderator?

20 ATTORNEY REGINA: Supervisor, Ms. Pearl
21 Jacobs has selected the "raise your hand" option.

22 SUPERVISOR CLAVIN: Good Morning, Ms.
23 Jacobs.

24 PEARL JACOBS: Good Morning, Yes, this is a
25 good move to rezone this School Zone for fifteen

1 miles per hour.

2 I am in agreement with that.

3 My question, is there a plan of enforcement

4 because all over the Town of Hempstead in School ^{Page | 59}

5 Zones, I see signs "20 miles an hour, 30 miles an

6 hour, 15 miles an hour" and they run through these

7 zones at 30 miles an hour, 15 miles an hour.

8 Is there, to go along to enforce this, is

9 there a plan of enforcement?

10 COUNCILMAN D'ESPOSITO: Ms. Jacobs, go

11 ahead, Chris, it is your District.

12 COUNCILMAN CARINI: The enforcement is done

13 by the Nassau County Police Department.

14 We here at the Town of Hempstead, you know,

15 do not have a Police Department, so, we do reach

16 out on behalf of residents to the local precincts.

17 But, once, again, it is a County agency.

18 The County is in charge of enforcing these

19 speed zones.

20 PEARL JACOBS: Yes, I just want to, you

21 know, put on the record, that, you know, I spoke

22 with my Legislator last week regarding these sort

23 of issues with speeding around School Zones.

24 And, um, the issue is that, you know, a lot

25 of things are dumped on our Nassau County Police

1 Department.

2 They cannot be everywhere. I mean it would
3 be an option to include surveillance in the School
4 Zones, I would say, camera surveillance. Page | 60

5 COUNCILMAN CARINI: Once, again, that is an
6 issue that would have to be passed by the New York
7 State Legislator.

8 We do not pass speed cameras or Stop sign
9 cameras.

10 PEARL JACOBS: I also spoke with my State
11 Representative.

12 I spoke with my Legislator and I just want
13 to put it on record.

14 SUPERVISOR CLAVIN: Did your State
15 Representative or Legislator say they support
16 speed cameras or cameras at zones to you?

17 PEARL JACOBS: Um, I am not giving you
18 their feedback.

19 SUPERVISOR CLAVIN: Okay, I was just
20 wondering if they were in support of that.

21 I appreciate that.

22 Like I said, the support comes down to the
23 County Police.

24 We can reach out. You should reach out to
25 your local Legislator. I will be talking

1 to them tomorrow.

2 I will bring it up, the issue was raised.

3 COUNCILMAN D'ESPOSITO: It definitely would
4 be nice to hear that they plan on adding funding ^{Page | 61}
5 to the Police, that is nice to hear.

6 PEARL JACOBS: Well, you know, well,
7 listen, I do not want our Police Department to be
8 defunded.

9 I am not an advocate of that.

10 They need to be enhanced from within.

11 They should not be defunded. Thank you.

12 SUPERVISOR CLAVIN: Thank you, Ms. Jacobs.

13 Anybody else "raising their hand"?

14 ATTORNEY REGINA: Next is Valerie Lampe.

15 SUPERVISOR CLAVIN: Good Morning, Ms.

16 Lampe. Number 18.

17 VALERIE LAMPE: Excuse me?

18 SUPERVISOR CLAVIN: You're calling
19 regarding Number 18?

20 VALERIE LAMPE: Yes, so, I also believe
21 that this is a prudent move and, um, what I wanted
22 to ask is are there other School Zones that have a
23 higher speed limit and what can be done uniformly
24 across the board?

25 SUPERVISOR CLAVIN: Charles?

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1 ATTORNEY KOVIT: We deal with these matters
2 on a case-by-case basis based on feedback from the
3 residents, the Police and the independent judgment
4 of our Department of Traffic Control. Page | 62

5 VALERIE LAMPE: Okay, thank you, you're the
6 Town Attorney, right?

7 ATTORNEY KOVIT: Yes, ma'am.

8 VALERIE LAMPE: Okay, got it.

9 SUPERVISOR CLAVIN: Anybody else "raising
10 their hand"?

11 ATTORNEY REGINA: No other participant has
12 selected the "raise your hand" option.

13 SUPERVISOR CLAVIN: May I have a Motion.

14 COUNCILMAN CARINI: I move the Public
15 Hearing be closed and the item be adopted.

16 COUNCILMAN BLAKEMAN: Second.

17 CLERK MURRAY: Supervisor Clavin?

18 SUPERVISOR CLAVIN: Aye.

19 CLERK MURRAY: Councilman Blakeman?

20 COUNCILMAN BLAKEMAN: Aye.

21 CLERK MURRAY: Councilman Carini?

22 COUNCILMAN CARINI: Aye.

23 CLERK MURRAY: Councilman D'Esposito?

24 COUNCILMAN D'ESPOSITO: Aye.

25 CLERK MURRAY: Councilman Dunne?

1 COUNCILMAN DUNNE: Aye.

2 CLERK MURRAY: Senior Councilwoman Goosby?

3 SENIOR COUNCILWOMAN GOOSBY: Aye.

4 CLERK MURRAY: Councilman Muscarella?

5 COUNCILMAN MUSCARELLA: Aye.

6 SUPERVISOR CLAVIN: Madam Clerk, please,

7 call the next item.

8 CLERK MURRAY: Proposed renewal contract

9 for fire protection within the Roosevelt Field

10 Fire Protection District - Town of Hempstead

11 (Westbury Fire District)

12 SUPERVISOR CLAVIN: Does any Board Member

13 wish to be heard on this matter?

14 (Whereupon, no response was heard. After,

15 the following ensued.)

16 SUPERVISOR CLAVIN: Okay, is there anybody

17 here?

18 I don't have any slips that wishes to be

19 heard?

20 (Whereupon, no response was heard. After,

21 the following ensued.)

22 SUPERVISOR CLAVIN: If not, at this time,

23 we will go to the Go-to-Webinar and see if anyone

24 has "raised their hand."

25 Mr. Moderator, has anybody raised their

1 Hand?

2 ATTORNEY REGINA: Supervisor, Valerie Lamp
3 has selected the "raise your hand" option.

4 SUPERVISOR CLAVIN: Okay. Good Morning, Page | 64
5 Ms. Lampe, you are here to talk about Item Number
6 19.

7 VALERIE LAMPE: Hi, Good Morning, actually
8 I want to let you know I was just cut off like - -

9 SUPERVISOR CLAVIN: Okay, do you have a
10 question regarding Number 19?

11 VALERIE LAMPE: So, can I still ask my
12 question from the prior item that I was cut off?

13 SUPERVISOR CLAVIN: Right, now, we are on
14 19. We can do a follow-up. You can do an email
15 with any follow-up questions regarding 18.

16 The vote has already been taken.

17 Do you have a question on 19?

18 VALERIE LAMPE: Um, you really hate freedom
19 of speech, don't you?

20 SUPERVISOR CLAVIN: Ms. Lampe, do you have
21 a question on 19?

22 VALERIE LAMPE: Ridiculous.

23 SUPERVISOR CLAVIN: Okay, thank you.

24 Okay, does anybody else "raised their hand"
25 on 19?

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1 ATTORNEY REGINA: No one else has selected
2 the "raise your hand" option.

3 SUPERVISOR CLAVIN: Okay, may I have a
4 Motion, first.

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5 COUNCILMAN MUSCARELLA: I move we adopt the
6 item.

7 SENIOR COUNCILWOMAN GOOSBY: Second.

8 CLERK MURRAY: Supervisor Clavin?

9 SUPERVISOR CLAVIN: Aye.

10 CLERK MURRAY: Councilman Blakeman?

11 COUNCILMAN BLAKEMAN: Aye.

12 CLERK MURRAY: Councilman Carini?

13 COUNCILMAN CARINI: Aye.

14 CLERK MURRAY: Councilman D'Esposito?

15 COUNCILMAN D'ESPOSITO: Aye.

16 CLERK MURRAY: Councilman Dunne?

17 COUNCILMAN DUNNE: Aye.

18 CLERK MURRAY: Senior Councilwoman Goosby?

19 SENIOR COUNCILWOMAN GOOSBY: Aye.

20 CLERK MURRAY: Councilman Muscarella?

21 COUNCILMAN MUSCARELLA: Aye.

22 SUPERVISOR CLAVIN: Madam Clerk, please,
23 call the next item.

24 CLERK MURRAY: Proposed renewal contract
25 for fire protection within the South Westbury

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1 Fire Protection District (Westbury Fire District)

2 SUPERVISOR CLAVIN: Okay, any Board Member
3 wish to be heard on this?

4 (Whereupon, no response was heard. After, ^{Page | 66}
5 the following ensued.)

6 SUPERVISOR CLAVIN: I do not have any
7 slips from the Public for this with that, we will
8 go to the Go-to-Webinar and I ask residents to
9 "raise their hand" to participate.

10 Mr. Moderator, is anybody "raising their
11 hand"?

12 ATTORNEY REGINA: Supervisor, no
13 participant has selected the "raise your hand"
14 option.

15 SUPERVISOR CLAVIN: Okay, may I have a
16 Motion, please.

17 COUNCILMAN D'ESPOSITO: Supervisor, I move
18 that the Public Hearing be closed and the item be
19 adopted.

20 COUNCILMAN BLAKEMAN: Second.

21 CLERK MURRAY: Supervisor Clavin?

22 SUPERVISOR CLAVIN: Aye.

23 CLERK MURRAY: Councilman Blakeman?

24 COUNCILMAN BLAKEMAN: Aye.

25 CLERK MURRAY: Councilman Carini?

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1 COUNCILMAN CARINI: Aye.

2 CLERK MURRAY: Councilman D'Esposito?

3 COUNCILMAN D'ESPOSITO: Aye.

4 CLERK MURRAY: Councilman Dunne?

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5 COUNCILMAN DUNNE: Aye.

6 CLERK MURRAY: Senior Councilwoman Goosby?

7 SENIOR COUNCILWOMAN GOOSBY: Aye.

8 CLERK MURRAY: Councilman Muscarella?

9 COUNCILMAN MUSCARELLA: Aye.

10 SUPERVISOR CLAVIN: Okay, Madam Clerk,
11 please, call the next item.

12 CLERK MURRAY: Proposed renewal contract
13 for fire protection within the Hempstead Plains
14 Fire Protection District (Westbury Fire District)

15 SUPERVISOR CLAVIN: Has anybody checked in
16 that wishes to be heard on Item Number 21?

17 We don't have any slips with that?

18 We will go to the Go-to-Webinar, if you
19 "raise your hand" Mr. Moderator, has anyone
20 "raised their hand" on Item 21?

21 ATTORNEY REGINA: Supervisor, no
22 participants have selected the "raise your hand"
23 option.

24 SUPERVISOR CLAVIN: May I have a Motion.

25 COUNCILMAN MUSCARELLA: I move to adopt the

1 Item.

2 COUNCILMAN D'ESPOSITO: Second.

3 CLERK MURRAY: Supervisor Clavin?

4 SUPERVISOR CLAVIN: Aye.

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5 CLERK MURRAY: Councilman Blakeman?

6 COUNCILMAN BLAKEMAN: Aye.

7 CLERK MURRAY: Councilman Carini?

8 COUNCILMAN CARINI: Aye.

9 CLERK MURRAY: Councilman D'Esposito?

10 COUNCILMAN D'ESPOSITO: Aye.

11 CLERK MURRAY: Councilman Dunne?

12 COUNCILMAN DUNNE: Aye.

13 CLERK MURRAY: Senior Councilwoman Goosby?

14 SENIOR COUNCILWOMAN GOOSBY: Aye.

15 CLERK MURRAY: Councilman Muscarella?

16 COUNCILMAN MUSCARELLA: Aye.

17 SUPERVISOR CLAVIN: Okay, I am now going to
18 ask Madam Clerk for you to call the next item.

19 CLERK MURRAY: Application of NEIL COURT
20 REALTY, LLC to change the zoning of the property
21 from Residence "B" to "Y" Industrial in order to
22 permit development of the subject premises in
23 accordance with the site plans submitted -
24 Oceanside - northeast corner of Fireman's Memorial
25 Drive & Neil Court.

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1 SUPERVISOR CLAVIN: I will ask the
2 applicant, any of their Counsels, any of their
3 guests who will speak today, be mindful after you
4 speak we will have someone that will clean the mic
5 and stand to follow the guidelines set forth after
6 all of you speak.

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7 Please, indicate your name and address.

8 When we start the questions and answer, we
9 will space it out accordingly to answer any
10 questions that are brought forth by the residents.

11 So, I will let the esteemed Counsel start
12 the process.

13 ATTORNEY D'AGOSTINO: Thank you very much,
14 Supervisor, Members of the Board:

15 My name is Albert D'Agostino. I am partner
16 in the firm of Minerva & D'Agostino. 108 South
17 Central Avenue, Valley Stream, New York.

18 And, we represent Neil Court Realty, LLC.

19 I will be making the initial portion of the
20 presentation.

21 We do have Michael Macris and John Macris,
22 here as our Traffic Experts and also Barry Nelson
23 as our Real Estate Expert.

24 As you have indicated, this is the
25 application of Neil Court Realty, LLC. seeking

1 a change of zone from the currently applied
2 Residence B Zoning District to the "Y" Industrial
3 District.

4 Neil Court Realty is the current owner of ^{Page | 70}
5 the premises.

6 Appearing on the Nassau County Land and Tax
7 Map as Section 60, I don't know if you can hear
8 me, Block 89, Lots 19 and 20.

9 The subject premises is located on the
10 northeast corner of Neil Court and Fireman's
11 Memorial Drive which is the former name of the
12 North/South Town Highway and the other Neil Court,
13 which is an East/West Town Highway.

14 So, technically, it is on the corner of
15 Neil Court and Neil Court.

16 The subject property is rectangularly
17 shaped located on the East side of Neil Court, as
18 I indicated, with frontage of, approximately, four
19 hundred and eighty-seven feet, um on the Fireman's
20 Memorial Court portion of Neil Court and 117.43
21 feet on the North side of the perpendicular Neil
22 Court.

23 The overall lot area of the subject
24 premises is 1.32 acres.

1 The applicant acquired the property from
2 and intervening owner which had previously
3 acquired the property a few years before from the
4 Town of Hempstead Sanitary District Number 7 which
5 had owned the site since April of, um, 1956.

6 The Sanitary District Number 7 had actually
7 acquired the property from the County of Nassau in
8 the mid 1950's.

9 Upon the conveyance of the Town of
10 Hempstead Sanitary District Number 7, the premises
11 which we believe were then un-zoned reverted to
12 the default zoning of Residence B under the Town
13 Zoning Code.

14 The prior use of the property, while in the
15 long-term ownership of Sanitary District Number 7
16 was for the parking of sanitation trucks and
17 equipment.

18 Sanitary District 7 owned the premises, as
19 I said, prior to April of 2015.

20 The subject property is located in the
21 immediate vicinity of the former Town of Hempstead
22 Sanitation Disposal facility in Oceanside.

23 With the exception of the existing fencing
24 surrounding the property, it is vacant and served
25 as a storage area for school buses and related

1 parking for employees.

2 The surrounding properties and their uses
3 are set forth in the petition which is before you
4 and I will not reiterate those other than to
5 mention that, um, one of the parcels which is
6 across from the JCC was also formerly owned by
7 Sanitary District 7 and had been acquired by that
8 owner.

9 And, my recollection is that it also had a
10 default Residence B zoning classification applied
11 and this Board, some years ago, um, did grant a
12 zoning change on that.

13 My recollection is, I believe, it was to
14 Industrial "Y", as well.

15 Should the Board favorably consider this
16 application and approve the rezoning to the
17 Industrial "Y" zone with respect to the subject
18 property, it is the applicant's intention to
19 continue to utilize the premises for bus storage
20 in accordance with the site plan prepared by Mark
21 Anthony Architects and Planners dated November 8,
22 2018.

23 That site plan references parking stalls
24 for sixty-four buses and for, um, fourteen - - I
25 am sorry, sixteen employee parking stalls.

1 The employee parking stalls are in
2 accordance with the Town parking requirements.

3 As we were waiting outside, our expert,
4 Barry Nelson is going to speak in a couple
5 moments, did notice that there were two bus stalls
6 numbered 31, so, actually, there are sixty-five
7 bus stalls, although it is numbered as "64."

8 As indicated in the petition, the subject
9 property is not located within one thousand feet
10 of property of the State of New York and is not
11 located within five hundred feet of the boundary
12 of any Incorporated Village.

13 This application was referred to the Nassau
14 County Planning Commission.

15 Pursuant to the provisions of the General
16 Municipal Law, Section 239M and the Planning
17 Commission by Resolution Number 10347 adopted on
18 November 14, 2019 stated that this Board may take
19 such action on the application as the Town Board
20 deems appropriate.

21 In other words, it was a local
22 determination, um, Resolution adopted by the
23 Planning Commission.

24 This property has not been the subject of
25 any zoning application or any application to the

1 Town Board of Zoning Appeals within the last three
2 years.

3 Um, and the business, by the way, that are
4 being stored are school buses and I would mention ^{Page | 74}
5 parenthetically and my client has reminded me that
6 the storage of school buses is subject to
7 jurisdiction and supervision and oversight of the
8 United States Department of Homeland Security.

9 We sort of forget in this terrible pandemic
10 that we also went through a very difficult time
11 with respect to situations where school children
12 were the subject of threats of violence and the
13 United States Department of Homeland Security does
14 require that the facility be secured by fencing,
15 which it is.

16 Um, at this point, I would introduce my
17 Real Estate Expert, who testified many times
18 before this Board, Barry Nelson.

19 I would ask you to accept his testimony or
20 accept him as an expert and his expert testimony
21 or alternative, my qualifying him.

22 SUPERVISOR CLAVIN: Thank you, Mr.
23 D'Agostino.

24 Mr. Nelson, name and address for the
25 record.

1 BARRY NELSON: Good Morning, Barry Nelson.
2 220 Petit Avenue, Bellmore, New York, 11710.

3 I am not sure of the protocol, here, but I
4 do have my normal photographs. Page | 75

5 Am I permitted to hand them in?

6 SUPERVISOR CLAVIN: Yes, you are, if you
7 would give them to the staff member, he will take
8 them up and they will be distributed
9 appropriately.

10 BARRY NELSON: Thank you. What you will
11 find in the photographs is the subject property
12 and the surrounding uses in the vicinity of the
13 subject property on Neil Court and Argyle Road,
14 which is within the radius and Oceanside Road of
15 the subject property, twenty-five photographs, in
16 my opinion, they accurately represent the subject
17 property and the surrounding area.

18 Should the Board visit the location, they
19 will see the uses and pattern of development.

20 The area is in an Industrial area,
21 generally.

22 It is South of Mott Street, West of
23 Oceanside Road and East of Long Beach Road.

24 The area consists of Light Manufacturing,
25 Industrial and Commercial uses.

1 An examination of the official zoning map,
2 Town of Hempstead Map Number 152, will indicate
3 many of those parcels and this is one of the last,
4 had been originally Residential B zone in the
5 1950's.

6 The properties just to the East of the
7 subject property, on the North and South side of
8 Neil Court were Residential B zone, that were
9 rezoned in the 1950's.

10 The parcels a little bit to the northwest
11 of Oceanside Road and South of Mott Road - - Mott
12 Street is another Section that was rezoned to
13 Industrial in the 1960's.

14 This is one of the last parcels, other than
15 the property to the North, which is indicated on
16 the radius map of the Town of Hempstead Sanitary
17 District Number 7.

18 It is a commercial use parcel by the Town
19 and that would be identified as Tax Lot 18 on the
20 radius map, that parcel is Residential B zone.

21 And, then you got the last parcel to the
22 West, also know as Fireman's Memorial Drive or
23 Neil Court, that entire parcel from Mott Street on
24 the North, just to the South where the, um, South
25 of the subject property on the West side is all

1 Residential B Zone, but, it is commercial use and
2 it is Oceanside Fire District's 7 property, as
3 well.

4 The previous residences would be on the Page | 77
5 West side of Kings Highway and on the East side of
6 Oceanside Road going easterly, so, there is not
7 too much residential near the subject property, in
8 fact, those parcels identified are off the radius
9 map.

10 It makes sense for the rezoning or the
11 change of zone from Residential B to the
12 Industrial "Y" zone as it is the highest and best
13 use of that property.

14 I don't believe the Board would recognize
15 that parcel for development of single-family
16 residential dwellings and you could put single
17 families but the area pattern of development is
18 very onerous and externally obsolescent for
19 single-family residences.

20 As I mentioned, the highest and best use,
21 it is 1.32 acres.

22 It could be in continuation of the pattern
23 of development for Industrial uses, Commercial
24 uses and what is being proposed for the site is
25 the storage of school buses that will be utilized

1 for local school districts in the area but it will
2 also provide for redevelopment as far as providing
3 on-site parking for the storage of buses and for
4 the drivers that will come and get the buses, so, ^{Page | 78}
5 they won't be parking on the adjacent streets.

6 In my opinion, it is a reasonable request
7 before this Board for the rezoning.

8 It is consistent with the plan of this
9 area, as far as the Commercial and Industrial,
10 Light Manufacturing uses and it will provide for a
11 need for the community with the school buses and
12 it will take them off the residential streets in
13 the area.

14 Thank you.

15 Any questions?

16 COUNCILMAN D'ESPOSITO: No, I think I will
17 direct my questions to Mr. D'Agostino, but, thank
18 you very much.

19 BARRY NELSON: Thank you.

20 SUPERVISOR CLAVIN: Mr. D'Agostino, if you
21 give them a second to wipe it down, please.

22 COUNCILMAN D'ESPOSITO: First and foremost,
23 Mr. D'Agostino, Mr. Murin, I want to first thank
24 you for continuing to choose to invest in the Town
25 of Hempstead, especially at a time where - -

1 Especially the bus companies are going through
2 hard times like many other small businesses are.

3 I want to say, thank you for choosing the
4 Town of Hempstead to invest in. Page | 79

5 Secondly, this bus parking area is
6 something that we dealt with in Island Park, where
7 I live with and I want to thank you for, even
8 though it took a while, we have gotten to a place
9 where your bus yard in Island Park looks good.

10 It has great landscaping. The fencing
11 looks great.

12 I think we have done our best to mitigate
13 having employees park on the street, so, I want to
14 thank you for always continuing to work with
15 Supervisor Clavin and I to make sure that our
16 residents' need are met.

17 That said, I am focusing on this parcel in
18 Oceanside.

19 I would have to agree with both the
20 speakers that this area and your plans for it does
21 fit, um, you know, the surrounding area down there
22 on Neil Court.

23 I want to make sure because, you know, of
24 the history that we already had with other areas
25 in storage of buses that we kind of get things

1 right the first time so that we don't have to
2 continue it on for months and years later.

3 So, the hours of operation, 6:00 a.m. to
4 8:00 a.m., 2:00 p.m. to 4:00 p.m. and obviously, ^{Page | 80}
5 there will be days where it is a little bit later,
6 after-school programs, athletics, hopefully, we
7 get there one day, but, right, now, the plan is
8 6:00 a.m. to 8:00 a.m., 2:00 p.m. to 4:00 p.m.
9 and, then, slight activities after 4:00, correct?

10 ATTORNEY D'AGOSTINO: That is correct.

11 COUNCILMAN D'ESPOSITO: Okay, um, I know
12 that the site plan shows an eight-foot chain link
13 fence to be installed around the perimeter of the
14 lot.

15 You guys both know me, you know what I am
16 going to say, can you change that chain link fence
17 to a white PVC fence to kind of enclose the area?

18 One of the issues that we have had down
19 there in the - - on the Neil Court community is
20 that there has been parking of tractor trailers.

21 There has been debris.

22 If we can do our best to kind of contain
23 the bus yard as best we can, the Supervisor and I
24 will do our part to help, you know, make sure that
25 the area is kept clean and enforced.

1 ATTORNEY D'AGOSTINO: If I may respond to
2 that.

3 COUNCILMAN D'ESPOSITO: Absolutely.

4 ATTORNEY D'AGOSTINO: Yes, in terms of the ^{Page | 81}
5 eight-foot fence and one of the reasons why I
6 noted the prior use by Sanitary District Number 7
7 was for the storage of Sanitation trucks, the
8 fence that is there, now, is an eight-foot fence.

9 COUNCILMAN D'ESPOSITO: Okay.

10 ATTORNEY D'AGOSTINO: The improvement
11 visually on that fence which has been, um, done by
12 the applicant is - - it is a cyclone fence.

13 They put greenery through it to shield it
14 but it is also the reason for my comment about
15 Homeland Security and making sure the buses are
16 secured on the site.

17 COUNCILMAN D'ESPOSITO: Absolutely.

18 ATTORNEY D'AGOSTINO: The fence we are
19 really hoping to keep is what is there.

20 We are not looking to install an eight-foot
21 fence.

22 There is an eight-foot fence which was a
23 result of the main use by Sanitary District 7 in
24 terms of the visual amenities.

25 We have attempted to address this, again,

1 being in an Industrial area with the greenery
2 through the slats.

3 COUNCILMAN D'ESPOSITO: The plan is to take
4 the eight-foot chain link fence there and put the ^{Page | 82}
5 inserts in?

6 ATTORNEY D'AGOSTINO: The inserts are
7 there. I went down there Sunday and the inserts
8 are in.

9 COUNCILMAN D'ESPOSITO: Okay, all right.
10 So - -

11 ATTORNEY D'AGOSTINO: As well as there is
12 landscaping that exists there, now.

13 COUNCILMAN D'ESPOSITO: Okay, all right, we
14 can do a site visit.

15 You know there was an inspection by the
16 Building Department on the 5th of November, um,
17 livery storage of vehicles, obviously once the use
18 changes and you are able to store buses, all of
19 that stuff is going to be removed and it is going
20 to be for the storage of buses that are being
21 used, right, not ones that are being repaired?

22 There is not going to be any work done on
23 these buses on the site, correct?

24 ATTORNEY D'AGOSTINO: If I could bring my
25 client up at this point.

1 COUNCILMAN D'ESPOSITO: Absolutely.

2 ATTORNEY D'AGOSTINO: Obviously, the next
3 speaker on the operation.

4 COUNCILMAN D'ESPOSITO: Yes, absolutely. Page | 83

5 COREY MIRHEAD: Corey Muirhead, Neil Court
6 Realty, also Guardian Bus Company. Good Morning,
7 Councilman D'Esposito.

8 COUNCILMAN D'ESPOSITO: Good Morning, Mr.
9 Muirhead.

10 COREY MUIRHEAD: So, that facility will
11 only be storage.

12 The maintenance, no maintenance will be
13 done at that facility.

14 COUNCILMAN D'ESPOSITO: Okay.

15 COREY MUIRHEAD: At our 3530 Oceanside
16 Road, um, facility, the livery buses that I think
17 you are speaking about are still buses but they
18 serve adults with disabilities, um, they do
19 transport work, so, they will be operating out of
20 there, as well.

21 COUNCILMAN D'ESPOSITO: Okay and now an
22 issue that we dealt with in Island Park for a
23 while, like I said when I opened up, that I think
24 we have gotten to the point where we are
25 mitigating it well.

1 Um, I see that there are, I guess, um,
2 there is a proposed employee parking area, so, is
3 that going to be enough for the actual drivers of
4 the buses or are we going to face the issue and I ^{Page | 84}
5 know it is very difficult.

6 It is not like Island Park where it is in a
7 residential area right across the street, but, I
8 know in Island Park we were able to arrange stack
9 parking in order to create more spaces which would
10 then, alleviate the cars parking on the street, is
11 that something that we can kind of look into?

12 COREY MUIRHEAD: That is something that we
13 have looked into at this facility because of the
14 way it is structured, buses can pull out and
15 employees can pull their cars into said bus spot.

16 In addition to the ten employee parking
17 spaces on the site plan, there will be additional
18 employee parking when they pull the bus out for
19 the day.

20 COUNCILMAN D'ESPOSITO: So the bus comes
21 out, car goes in?

22 COREY MUIRHEAD: That is correct.

23 COUNCILMAN D'ESPOSITO: That is obviously
24 going to be a procedure that is not an option,
25 they will know when they pull their bus out, they

1 know their car has to be in?

2 COREY MUIRHEAD: Yes, we have people on
3 site that are called "yard men" that make sure the
4 procedure is done correctly and every day, safe. Page | 85

5 COUNCILMAN D'ESPOSITO: Perfect, I only
6 request what we dealt with is employees have lunch
7 or breakfast in their cars on residential streets
8 so that won't be an issue at all?

9 COREY MUIRHEAD: We still apologize for
10 that.

11 COUNCILMAN D'ESPOSITO: That is all right.
12 It wasn't you that threw the garbage out.

13 And, lastly, there is no structure on this
14 lot, right and no plans for one?

15 COREY MUIRHEAD: No structure and no plans
16 to put any on there.

17 COUNCILMAN D'ESPOSITO: My last question is
18 what about, um, bathroom facilities for the
19 workers?

20 COREY MUIRHEAD: So, right around the
21 corner is our main facility at 3530 Oceanside
22 Road.

23 COUNCILMAN D'ESPOSITO: Right.

24 COREY MUIRHEAD: Drivers' room, vending
25 machines, bathrooms. There are washrooms.

1 Everybody is there right around the corner.
2 It is in walking distance, they can pull the
3 vehicle over there, as well.

4 COUNCILMAN D'ESPOSITO: Okay, we will have ^{Page | 86}
5 to keep our eye on it, so, you know where I am
6 heading with that.

7 COREY MUIRHEAD: Yes, not a problem.

8 COUNCILMAN D'ESPOSITO: Supervisor, I have
9 no further questions.

10 SUPERVISOR CLAVIN: Any other Board Members
11 have any questions of the applicant?

12 (Whereupon, no response was heard. After,
13 the following ensued.)

14 SUPERVISOR CLAVIN: Mr. D'Agostino?

15 ATTORNEY D'AGOSTINO: I still have my
16 transportation expert, here, Michael Marish.

17 SUPERVISOR CLAVIN: If you like to give
18 testimony, that is fine.

19 COUNCILMAN D'ESPOSITO: Can we submit it in
20 writing, Mr. D'Agostino, for the purpose of time,
21 do you mind if we just submit the traffic study in
22 writing and we can review it?

23 ATTORNEY D'AGOSTINO: That is fine.

24 COUNCILMAN D'ESPOSITO: Thank you.

25 SUPERVISOR CLAVIN: Okay.

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1 COUNCILMAN D'ESPOSITO: Thank you.

2 SUPERVISOR CLAVIN: Okay.

3 COUNCILMAN D'ESPOSITO: Thank you.

4 SUPERVISOR CLAVIN: Okay, any other Board Page | 87

5 Members have any questions, comments?

6 (Whereupon, no response was heard. After,
7 the following ensued.)

8 SUPERVISOR CLAVIN: I am not too sure if
9 there is anybody in the building that wants to
10 speak on this issue, is there anybody that signed
11 in for this Public Hearing?

12 I don't see anybody.

13 Nobody signed in on this one, correct?

14 All right, now, is the chance on the Go-to-
15 Webinar to "raise your hand" to speak on this
16 presentation, on Item Number 22.

17 Mr. Moderator, if you would, now, tell me
18 has anyone raised their hand?

19 ATTORNEY REGINA: Mr. Supervisor, Ms.
20 Valerie Lampe raised her hand to speak on this.

21 SUPERVISOR CLAVIN: Okay, Good Morning, MS.
22 Lampe, you are calling regarding Number 22, you
23 have questions regarding this?

24 VALERIE LAMPE: Yes, am I limited to
25 questions or am I able to make a statement?

1 SUPERVISOR CLAVIN: Start with questions on
2 Item Number 22.

3 VALERIE LAMPE: Okay, my question, were any
4 of the presenters who are at the microphone, are ^{Page | 88}
5 any of those presenters, um, contributors to the
6 Republican Party or to your campaign?

7 SUPERVISOR CLAVIN: Do you have any
8 relevant questions regarding the applicant who
9 made a diligent application, here, Ms. Lampe,
10 please?

11 VALERIE LAMPE: I believe they are very
12 relevant.

13 SUPERVISOR CLAVIN: Any other questions,
14 Ms. Lampe?

15 VALERIE LAMPE: Yes, can you please sever
16 Item 53.

17 SUPERVISOR CLAVIN: Thank you, Ms. Lampe.
18 Anybody else "raising their hand" on this
19 matter?

20 ATTORNEY REGINA: Supervisor, no
21 participants have selected the "raise your hand"
22 option.

23 COUNCILMAN BLAKEMAN: I would like to say
24 to my former neighbor, Mr. D'Agostino, as usual, a
25 very well-organized, thorough presentation.

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1 COUNCILMAN D'ESPOSITO: Supervisor, I move
2 that we reserve decision.

3 COUNCILMAN BLAKEMAN: Second.

4 CLERK MURRAY: Supervisor Clavin?

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5 SUPERVISOR CLAVIN: I want to say, "thank
6 you."

7 I agree to reserve decision. Thank you,
8 Mr. D'Agostino, to your applicant and your entire
9 team for the presentation with all the
10 restrictions during COVID, we are very grateful
11 for your patience and working to do the
12 application. I vote yes on this to reserve.

13 CLERK MURRAY: Councilman Blakeman?

14 COUNCILMAN BLAKEMAN: Aye.

15 CLERK MURRAY: Councilman Carini?

16 COUNCILMAN CARINI: Aye.

17 CLERK MURRAY: Councilman D'Esposito?

18 COUNCILMAN D'ESPOSITO: Aye.

19 CLERK MURRAY: Councilman Dunne?

20 COUNCILMAN DUNNE: Aye.

21 CLERK MURRAY: Senior Councilwoman Goosby?

22 SENIOR COUNCILWOMAN GOOSBY: Aye.

23 CLERK MURRAY: Councilman Muscarella?

24 COUNCILMAN MUSCARELLA: Aye.

25 SUPERVISOR CLAVIN: Okay, Madam Clerk,

1 Please, call the next item.

2 CLERK MURRAY: We have an application of
3 SSV ENTERPRISES, LLC to rezone from Business
4 District to Marine Commercial ("MB") District in Page | 90
5 order to utilize same as a marina - OCEANSIDE -
6 East side of Bartz Street, North of Reina Road.

7 SUPERVISOR CLAVIN: Okay, I know we are
8 going to have the applicant coming in.

9 Good Morning, if you would give your name
10 and address for the record and I ask you and any
11 of your speakers to please work with us on the
12 COVID protocol every time a speaker is done we
13 spray and wipe off the mic for any sort of
14 comments for any sort of discussion.

15 We appreciate your patience and delighted
16 you are wearing your jacket because I know it is
17 much colder in here than it is out in the hallway.

18 We will start here with your name and
19 address for the record.

20 ATTORNEY AVERTINE: Thank you, Supervisor,
21 Members of the Town Board, appearing for the
22 applicant, Howard Avertine. 575 Underhill
23 Boulevard in Syosset.

24 This is the application of SSV Enterprises,
25 LLC. for a change of zone from Business District

1 to Marine Commercial District regarding the
2 premises located at 355 Bartz Street in Oceanside.

3 The premises under application is located
4 at the southeast corner of Bartz Street and Reina ^{Page | 91}
5 Road in Oceanside.

6 It has a street address of 3555 Bartz
7 Street.

8 It is also known as Section 43, Block 239,
9 Lot 13 on the Nassau County Land and Tax Map.

10 The premises is presently zoned Business
11 District and is developed with a two-story
12 structure with Marine retail and Marine repair on
13 the first floor and a residential apartment on the
14 second floor along with thirty-three boat slips.

15 The structures on the premises legally
16 exist by virtue of approvals by the Town under
17 Building Permit Number 6003834 issued in 1961
18 which authorized use of the building as a retail
19 store with second floor apartment.

20 The existing bulkheading, docks, floats and
21 boat slips, um, have a permit issued by the Town
22 Department of Conservation and Waterways that is
23 Permit Number 357 which was issued in 1970.

24 By this application, the applicant seeks to
25 reclassify the premises from Business District

1 to Marine Commercial District in order to continue
2 to utilized the premises for that which it has
3 been utilized for many, many years and that is as
4 a Marina use.

5 The applicant acquired the premises
6 approximately four years ago and, indeed, it has
7 been used for this purpose for many, many years
8 and you can see from the fact that the boat slips
9 and piers and other structures in the waterway
10 where constructed fifty years ago for that
11 purpose.

12 Um, the - - so, in addition to the
13 rezoning, the applicant has applied to the
14 Building Department to construct a two-story
15 addition to the existing structure to expand the
16 marine repair use at the premises.

17 Um, there is an expansion of the garage
18 area on the first floor as well as a second-story
19 addition to modify the existing apartment use.

20 Um, in the event that the application for a
21 change of zone is approved, um, the applicant will
22 apply to the Board of Appeals for variances that
23 it would be required in connection with the
24 proposed addition to the building.

25 The Applicant, of course, recognized and

1 understands that in the event that the rezoning is
2 approved, such approval will in no manner
3 influence the application to the Board of Appeals
4 for the variance approvals and that is a totally ^{Page | 93}
5 separate and independent application.

6 As far as the operation of the premises, as
7 a marina, they have two employees, um, and the
8 hours of operation, generally speaking, are 8:00
9 a.m. to 6:00 p.m., six days, closed on Sunday.

10 However, during boating season when, um,
11 boats are in the water, those boatowners who have
12 rented boat slips at the premises come and go as
13 they please to utilize their boats.

14 There are thirty-three slips at the marina
15 facility.

16 At this time, if I may, I would like to
17 hand up a petition signed by, I believe, twelve
18 surrounding property owners indicating that they
19 have no objection to the relief being sought here
20 this morning.

21 If I can hand that up.

22 SUPERVISOR CLAVIN: A representative from
23 the Town Clerk is going to pick that up from you
24 and it will be distributed.

25 ATTORNEY AVRUTINE: Thank you so much.

1 Unless the Board has specific questions of
2 me, at this time, I would like to call, um, Barry
3 Nelson to testify regarding the surrounding zoning
4 in the area and appropriateness of the request Page | 94
5 currently before the Board this morning.

6 COUNCILMAN D'ESPOSITO: I just have a
7 couple of questions so what is in front of the
8 Board, today is to rezone from a Business District
9 to Marine Commercial, so, since this parcel has
10 been in operation, I will use that term and
11 renting boat slips, has that been done by approval
12 from the Town?

13 ATTORNEY AVRUTINE: Well, no, because
14 renting boat slips would need a separate approval
15 but in the Business Zone, which the property is
16 currently located, a marina use which would be
17 renting boat slips by definition is not a
18 permitted use.

19 So, in looking at the radius map and being
20 familiar with the property, we have a property
21 that is fronting on the waterway.

22 It does have, um, the existing structures
23 in the water including floating slips which were
24 permitted back in 1970 and, um, the prior owner
25 did utilize it that way, um, when this

1 Applicant purchased the property and the principal
2 is here.

3 He inquired of the Town and was led to
4 believe that everything was under - - Page | 95

5 COUNCILMAN D'ESPOSITO: Okay, what I am
6 trying to understand is, basically, right, now,
7 with the exception of the repair aspect of it, it
8 is being operated as a marine commercial?

9 ATTORNEY AVRUTINE: That is correct. So,
10 Councilman D'Esposito, I think the idea, here is
11 they want to come into compliance.

12 They want to do the right thing and that is
13 why they are here and I would argue that it
14 eminently makes sense that this property should be
15 zoned Marine Commercial for the reason that I
16 indicated, marina is the appropriate use for this
17 parcel, but, the existing zoning doesn't allow for
18 it, hence, our request to rezone it for Marine
19 Commercial, so, we can have - - conduct our use,
20 one, which is permitted in that particular zoning
21 district.

22 COUNCILMAN D'ESPOSITO: Right.

23 ATTORNEY AVRUTINE: As I indicated earlier,
24 they are looking to modernize the shop and make
25 the building a little bit larger and that

1 Application will necessarily require relief from
2 the Board of Appeals and in the event this
3 application is approved, that will proceed as I
4 have described.

5 COUNCILMAN D'ESPOSITO: Just so I can get
6 the location in my head, I have the pictures, I
7 have the map, so, if you are heading southbound on
8 Weidner, I guess, you get to the end which is
9 Reina and if you went to the right would be All
10 Island Marina, right?

11 So, you guys are to the left and the left
12 on Bartz and you are on the righthand side, do I
13 have my bearings, right?

14 ATTORNEY AVRUTINE: Yes, if you go South on
15 Weidner and you make a left, we are at the end.

16 COUNCILMAN D'ESPOSITO: You make the left
17 on Reina, you guys would be on the corner of Bartz
18 and Reina.

19 Whereas, if you go down Weidner and make
20 the right, you would run into All Island or Bay
21 Park Marina?

22 ATTORNEY AVRUTINE: Correct.

23 COUNCILMAN D'ESPOSITO: Okay, the
24 utilization what you are saying, you are just
25 going over with me, again, what you are doing

1 to the existing structure, that is there.

2 ATTORNEY AVRUTINE: I do have the Project
3 Architect here, if you have specific questions,
4 but, the plan does call for an addition to be
5 built to the building on the southerly side which
6 will accommodate an expansion of the repair shop.

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7 COUNCILMAN D'ESPOSITO: Closest to the
8 water?

9 ATTORNEY AVRUTINE: No, well, not closest
10 to the water, no, it is not a rear addition.

11 It is a side addition.

12 COUNCILMAN D'ESPOSITO: Okay.

13 ATTORNEY AVRUTINE: And, so, that will be,
14 um, provide, as I indicated, additional space for
15 the repair shop and also allow for renovations of
16 the second-floor apartment.

17 COUNCILMAN D'ESPOSITO: Okay, and how many
18 stories is it right, now?

19 ATTORNEY AVRUTINE: Two and it will remain
20 two.

21 COUNCILMAN D'ESPOSITO: And, there will no
22 longer be an apartment there?

23 ATTORNEY AVRUTINE: It will.

24 COUNCILMAN D'ESPOSITO: Will.

25 ATTORNEY AVRUTINE: The apartment will

1 remain.

2 COUNCILMAN D'ESPOSITO: You put an
3 extension on the back of the building in order to
4 accommodate repairs.

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5 ATTORNEY AVRUTINE: To the repair shop, it
6 is an expansion of the already existing repair
7 shop.

8 COUNCILMAN D'ESPOSITO: And, there is
9 parking on the parcel because I know parking is
10 tough down there on the streets?

11 ATTORNEY AVRUTINE: Understood, there will
12 be some parking, part of the relief we will be
13 seeking before the Board of Appeals is parking
14 relief and we will address that in earnest if and
15 when we get to the Board.

16 COUNCILMAN D'ESPOSITO: Before it makes it
17 to the Zoning Board, how many parking spots are
18 available, um, on the parcel?

19 ATTORNEY AVRUTINE: In accordance with the
20 plan that has been filed, let me pull it out,
21 there is room for three spaces on site and the
22 requirement for Marina, based upon the Town Code
23 is, um, one space per two boat slips, so that
24 would be 16.5 or 17 spaces.

25 COUNCILMAN D'ESPOSITO: Plus the apartment,

1 plus employees.

2 ATTORNEY AVRUTINE: Yes, there is a small
3 retail use but they have been operating - - since
4 they have been operating, it hasn't been an issue,^{Page | 99}
5 they have been there for four years and to my
6 knowledge, prior to that, I can't speak for the
7 prior owner.

8 COUNCILMAN D'ESPOSITO: Please, don't take
9 my questions critical.

10 I am just trying to understand.

11 I know you guys are trying to move in the
12 right direction and I appreciate that.

13 I am just trying to get an understanding.
14 I know the area pretty well and I know that
15 parking is an issue down there, especially in the
16 Summer months and I don't want, you know, another
17 issue created for us that none of us, you know,
18 want.

19 ATTORNEY AVRUTINE: And, they are very
20 concerned about it, as well.

21 They want to be good neighbors and good
22 citizens.

23 They have been since they acquired the
24 property.

25 It was in "a state of disrepair,"

1 when they acquired it.

2 They did re-stucco the building and they,
3 um, there was a lot of debris and other things in
4 the area - -

5 COUNCILMAN D'ESPOSITO: Okay.

6 ATTORNEY AVRUTINE: - - On the property
7 that they removed and, unfortunately, with the
8 pandemic and everything else, the processing of
9 this application didn't come as quickly as they
10 would have hoped because they wanted to simply get
11 these improvements.

12 COUNCILMAN D'ESPOSITO: Understood. I
13 guess it would be to the North and South of the
14 parcel is both residential, correct?

15 ATTORNEY AVRUTINE: Bear with me one
16 moment.

17 COUNCILMAN D'ESPOSITO: I guess what I am
18 trying to get at, there are no other businesses,
19 no other businesses immediately surrounding you
20 that would cause increased parking, correct?

21 ATTORNEY AVRUTINE: Other than, you know,
22 the marina that you mentioned, Councilman,
23 earlier.

24 COUNCILMAN D'ESPOSITO: Right.

25 ATTORNEY AVRUTINE: And, do you

1 have the parcels, you have the property at the
2 very - - at the, um, dead end at Bartz which has
3 commercial activity in there. I am not exactly
4 sure.

5 COUNCILMAN D'ESPOSITO: And, those are your
6 guys too?

7 ATTORNEY AVRUTINE: No, no if you look at
8 the radius map, I don't know if you have a copy
9 that is available to you, um, it is Lot Number 21
10 and 309, which is the northerly terminus of Bartz
11 Street and it shows the owner.

12 It listed the owner as Charles J. Lemke
13 Estate.

14 COUNCILMAN D'ESPOSITO: Okay, but, now,
15 parcel 301 says "SSV Enterprises."

16 ATTORNEY AVRUTINE: Yes.

17 COUNCILMAN D'ESPOSITO: That is also your
18 parcel?

19 ATTORNEY AVRUTINE: It is owned by the
20 applicant but it is a separate and distinct parcel
21 of the, um, plan with respect to that property is,
22 um, that Architects are working on an application
23 to file with the Building Department to utilize it
24 for both storage and that property is located
25 within the Business Zone, as well and

1 so that is a Special Exception.

2 COUNCILMAN D'ESPOSITO: So, the hope would
3 be that the boats are slipped during the Summer
4 would, then, be stored? Page | 102

5 ATTORNEY AVRUTINE: Right.

6 COUNCILMAN D'ESPOSITO: I got it.

7 ATTORNEY AVRUTINE: But, not adjoining the
8 parcel.

9 COUNCILMAN D'ESPOSITO: I got it.

10 ATTORNEY AVRUTINE: That is correct, sir.

11 COUNCILMAN D'ESPOSITO: Okay, thank you.

12 ATTORNEY AVRUTINE: Unless you have any
13 further questions, I would call Mr. Nelson at this
14 time.

15 COUNCILMAN D'ESPOSITO: I don't, Mr.
16 Supervisor.

17 SUPERVISOR CLAVIN: Any Board Members have
18 any questions?

19 (Whereupon, no response was heard. After,
20 the following ensued.)

21 SUPERVISOR CLAVIN: That would be great if
22 you call Mr. Nelson, thank you.

23 BARRY NELSON: Good Afternoon, Barry
24 Nelson. 220 Petit Avenue, Bellmore, New York
25 11710.

1 COUNCILMAN D'ESPOSITO: Feels like you were
2 just, here this morning.

3 BARRY NELSON: Feels like it.

4 I have photographs, twenty-five pictures ^{Page | 103}
5 of the subject property and the surrounding area. I
6 am also going to hand in the old Nassau County
7 Department of Assessment Tax records, the cards,
8 that will indicate the subject property, how it
9 was improved in 1962.

10 The subject property seems to be very
11 familiar with the location, the southwest section
12 of Oceanside.

13 I reviewed the Town of Hempstead, the
14 official Zoning Map, Map Number 151,
15 interestingly, this area of Oceanside, generally,
16 the subject street Weidner Avenue and everything,
17 the several blocks from Saddick Street West to
18 Rockaway Channel and South to Reed Channel was all
19 Business Zoning.

20 I believe the Business Zone was prior to
21 the Marine Commercial Zoning, which, I think, was
22 introduced in the '70's.

23 The majority of the interior blocks, now,
24 developed with residential, single-family homes
25 was rezoned in 1962.

1 The outside parcels generally remained in a
2 Business Zone and that would include the subject
3 property, the parcels to the North and South Reina
4 Street - - Reina Road, to the South and West on
5 Ann Street, Marge Street and those were typically
6 the waterfront parcels, as Councilman D'Esposito
7 mentioned, All Island Marine and Bay Marine
8 remains as a marina use, boat storage, boat sales
9 and bait and tackle.

10 Going back, the radius map will depict
11 single family homes on Weidner Avenue on the North
12 side of Reina Avenue in the subject vicinity and
13 typically Hi-Ranch type homes built in the mid
14 1960's, '66, '67 on Bartz Street opposite the
15 subject property, those Hi-Ranches were built
16 approximately, 1973.

17 And, there are one or two new houses on the
18 waterfront to the South.

19 The subject property has existed since, at
20 least, 1961, '62 on the waterfront and it is,
21 basically, the configuration that the Board would
22 see if they visited this location today.

23 As questioned by one of the Board Members
24 to the North on the subject block, which is
25 identified as Lots 21 and 309, it use to be a

1 Marina-type use.

2 It is generally vacant.

3 That is a Business Zone. The property
4 North of the subject property remains a Business
5 Zone.

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6 It is developed with a single-family house.

7 COUNCILMAN D'ESPOSITO: That is the Lemke
8 property?

9 BARRY NELSON: I am sorry?

10 COUNCILMAN D'ESPOSITO: That is the Lemke
11 Estate?

12 BARRY NELSON: That is correct, that is a
13 Business Zone.

14 If the Board would like, I have a partial
15 copy of the Town of Hempstead Zoning Map 151, I
16 indicated the subject property and you can view it
17 for the zoning in the vicinity of the property,
18 itself.

19 As I mentioned, I believe the majority of
20 the parcel is Business and it went to Residential
21 for single-family homes and you will find most of
22 them were built on forty by one hundred or fifty
23 by one hundred.

24 They are well-maintained and in good
25 condition.

1 As I mentioned, they are well-maintained.
2 Property values have continued to appreciate.

3 The properties on the West side of Ann
4 Street, Vaughn Street, Gladys Street which is
5 identified on the radius map has appeared to have
6 been abandoned and, now, is um, a paper street.

7 It doesn't exist as far as asphalt, paved
8 sidewalks and curb possibly a buffer between the
9 marina use and the residential.

10 There is boat storage on the property to
11 the West, which would be the, um, All Island
12 Marina.

13 The rezoning, as I mentioned, again,
14 earlier, I don't believe the Marine Commercial
15 existed when these marinas were first developed in
16 the '50's and '60's.

17 The parcels to the West, which is All
18 Island and, Bay Sales and Storage and Bay Park
19 Yacht, over the years through the Board of Appeals
20 they got certain relief.

21 Nevertheless, this is a Marine Commercial
22 Zone request.

23 It is almost comparable to the Business
24 Zone, but it is more appropriate for a Marina use
25 and the waterfront location considering the

1 pattern of development, the uses in the area, the
2 continued maintenance and the improvements of the
3 subject property as proposed, it is my opinion
4 that the rezoning as requested is beneficial both
5 to the applicant and to the Town and is consistent
6 with the attention of a waterfront parcel, in
7 fact, it was preserved as a marina as we know many
8 marinas in the Town of Hempstead, in Oyster Bay
9 and other communities are, now drying up and going
10 away.

11 So, I believe it is beneficial to the
12 applicant, to the own and serves a purpose for the
13 community.

14 In my opinion, it is not going to be
15 detrimental to the surrounding properties, whether
16 they are Business Zone or the Residential as this
17 area has developed in this pattern of fashion

18 COUNCILMAN D'ESPOSITO: If the zoning was
19 granted, um - -

20 BARRY NELSON: Yes.

21 COUNCILMAN D'ESPOSITO: - - Is the plan,
22 the boat slips, are they going be utilized, by,
23 um, you know, individuals or is there plans to
24 have commercial boats docked in those spaces?

25 Obviously, the biggest issue here,

1 I will not skirt around it, the biggest concern,
2 you know, we will be faced with is the parking,
3 so, I need to understand with the number of boat
4 slips that are there, you know, it is one thing if
5 somebody goes out fishing with their kids and
6 family, it is another thing if you are charting a
7 boat and, now, you know, in one slip you have ten
8 or eleven cars out on the street.

9 And, I guess I am not trying to be
10 critical, I am trying to understand this, so,
11 moving forward, you know, we kind of all
12 understand what each other's expectations are.

13 BARRY NELSON: It is my understanding, it
14 will maintain for the private individuals, for you
15 and I that do not reside on the water and like to
16 place their boat at a marina nearby and utilize
17 the waterfront and have a boat slip for
18 themselves.

19 COUNCILMAN D'ESPOSITO: Okay.

20 BARRY NELSON: I don't believe it is large
21 enough for a large charter where you find it in
22 Freeport or other communities.

23 COUNCILMAN D'ESPOSITO: Okay, what is the
24 largest length of boat that you can fit?

25 (Whereupon, "thirty, thirty-five" was

1 called out. After, the following ensued.)

2 COUNCILMAN D'ESPOSITO: Mr. Kovit, as part
3 of the change of zoning, in that zoning, is there
4 anything that specifies what commercial boats can
5 be utilized in zoning for a marina?

6 ATTORNEY KOVIT: No.

7 COUNCILMAN D'ESPOSITO: That solves that
8 problem.

9 Second thing, down on Bartz and some areas
10 of Reina, there are some individuals that have
11 bulkheading work done, none of this has anything
12 to do with this parcel and you guys are planning
13 on doing maintenance and repair work to the boats
14 that are only docked at your marina or are you
15 guys going to bring in boats in from elsewhere?

16 I am, again, trying to understand the
17 traffic.

18 Are there going to be trailer boats being
19 pulled into your area?

20 Are you going to allow for any of the
21 towing companies to tow boats to you guys to
22 repair?

23 SUPERVISOR CLAVIN: Name and address for
24 identification purposes.

25 JOSEPH VELLA: Joseph Vella. 3555 Bartz

1 Street, Oceanside, New York.

2 COUNCILMAN D'ESPOSITO: Mr. Vella, thank
3 you very much.

4 JOSEPH VELLA: Good Afternoon. Um, boats ^{Page | 110}
5 will come in for repairs off the ocean's way.

6 COUNCILMAN D'ESPOSITO: Okay.

7 JOSEPH VELLA: There is not enough room to
8 come in like that.

9 COUNCILMAN D'ESPOSITO: That is, obviously,
10 my concern, that is why I am asking.

11 JOSEPH VELLA: Only boats some in that way
12 and the only time, like we have a few large boats
13 in there and - - which we don't pull out with a
14 crane because we don't want to have any accidents,
15 that is the only time a trailer would be used to
16 take it to a ramp and pull it in and make repairs
17 on dry ground, that is about it.

18 COUNCILMAN D'ESPOSITO: Okay.

19 And, my last concerns and this is something
20 that has come up with calls to our offices is,
21 obviously, when there are people that visit and
22 utilize boat slips, it is unfortunate but when it
23 is not their own and they don't live there, very
24 often people leave garbage on the streets.

25 I would just ask that if this zoning

1 is granted, you guys really do your best just to
2 maintain the cleanliness on the street.

3 JOSEPH VELLA: We are doing that, now. We
4 are constantly sweeping the street up. Page | 111

5 COUNCILMAN D'ESPOSITO: Thank you.

6 JOSPEH VELLA: After hours, we push every
7 up, even our tenants pick up the garbage and put
8 it away and we put it out in the trash.

9 COUNCILMAN D'ESPOSITO: Okay, great.

10 JOSEPH VELLA: We want the place to look
11 pristine, that is the reason why the first thing
12 when we took over the property, we cleaned it all
13 up because we wanted the neighbor to know that we
14 care about it.

15 COUNCILMAN D'ESPOSITO: Great.

16 JOSEPH VELLA: We are trying to present a
17 nice neighborhood.

18 COUNCILMAN D'ESPOSITO: Okay, thank you,
19 Mr. Vella, much appreciated.

20 Supervisor, I don't have any other
21 questions.

22 SUPERVISOR CLAVIN: Okay, any other Board
23 Members have any questions of any of the
24 presenters so far?

25 (Whereupon, no response was heard.)

1 After, the following ensued.)

2 SUPERVISOR CLAVIN: If not, I guess I ask
3 you to have your closing and stick around for any
4 residents who may or may not have any questions. Page | 112

5 ATTORNEY AVRUTINE: Thank you. I just also
6 like to, you know, there was a Town Inspection
7 done on, um, I believe it was December 1st and
8 noted some issues and I just wanted to mention for
9 the record, how that is being addressed, um, the
10 report issued by the Building Department, um,
11 mentioned a tent in the side yard, that is there,
12 um, because it is used to keep certain boats that
13 are being prepared or under repair covered but
14 this will be gone, assuming everything is approved
15 and the addition is built.

16 It is a temporary situation.

17 It was also mentioned about obstruction of
18 the sidewalk, that has been taken care of, that
19 problem that was done that day when we found out
20 about it.

21 Um, and, of course, it also mentioned that
22 outside storage of boats and parts is not
23 permitted, but that is because it is the Business
24 Zone and we are seeking the change of zone and
25 similarly it mentioned the Lot 301 across

1 the street which had outside storage of boats at
2 the time of the inspection and we will be filing
3 the application, as I indicated, to legalize
4 storage of boats on that parcel and that will be
5 processed at the Building Department and
6 ultimately, at the Board of Appeals.

7 So, unless the Board has further questions
8 of me - -

9 SUPERVISOR CLAVIN: We have a couple of
10 residents that put in slips.

11 We will go through it. I ask you to stand
12 down and see if we can resolve any of their
13 questions.

14 ATTORNEY AVRUTINE: Thank you so much.

15 SUPERVISOR CLAVIN: With that, I know we
16 have a couple - - maybe our esteemed Assistant in
17 the back could identify and have the first speaker
18 come up to the front and I just will remind all of
19 our speakers in between speaking, just give the
20 staff, our coworkers a chance to clean.

21 Good Afternoon, ma'am. May I have your
22 name and address for the record.

23 JOAN NORRIS: Joan Norris. 3545 Bartz
24 Street, Oceanside, New York.

25 I am a neighbor of Mr. Vella and I

1 understand that they are seeking to rezone the
2 property, um, I believe they are going to put a
3 structure up.

4 My question is I would like to know the Page | 114
5 dimensions of what they are going to build?

6 SUPERVISOR CLAVIN: Okay, if the applicant
7 or one of his experts wants to try to address that
8 concern.

9 Step away from the mic, folks, we have to
10 wipe it down, again.

11 TODD O'CONNELL: For the record, I am Todd
12 O'Connell. I am the Architect of the project.

13 The addition we are building to the site of
14 the structure, which is going to be on the side,
15 where the garage is expanding the existing garage,
16 we are expanding out, approximately, ten feet by
17 the depth of the building, itself, um, so, it is
18 basically, it is ten by forty-eight.

19 SUPERVISOR CLAVIN: Is that a one-story
20 extension or two-story extension?

21 TODD O'CONNELL: That is a one-story
22 extension.

23 SUPERVISOR CLAVIN: All right, I ask you to
24 hang out to the side, so the residents up here
25 when they are speaking if they have concerns, you

1 can alleviate any of the questions.

2 JOAN NORRIS: My second question is
3 according to my conversation with Mr. Avrutine,
4 this building is strictly for storage, I believe Page | 115
5 and I want to clarify that it is for marine
6 repair, is that correct?

7 SUPERVISOR CLAVIN: I will let the
8 applicant respond to that.

9 JOSEPH VELLA: Yes, the expansion is going
10 to be for marine use or my cars, you know, parking
11 a car in it when it is empty, so, we keep the
12 streets unclogged and stuff like that.

13 SUPERVISOR CLAVIN: Just so a little
14 clarification your special vehicle?

15 JOSEPH VELLA: Yes.

16 SUPERVISOR CLAVIN: No exotic vehicles you
17 are parking in there, I just want to make sure
18 everyone is at a comfort zone.

19 JOAN NORRIS: My final question is since
20 boats are coming in to be repaired, I want to know
21 if they are going to be left on the street which
22 poses a problem for the other residents who have
23 no place to park.

24 SUPERVISOR CLAVIN: That is a fair
25 question.

1 I think you already shook your head,
2 perhaps you could alleviate the resident's concern
3 on that.

4 JOSEPH VELLA: In the past, we did leave ^{Page | 116}
5 a boat or two in the street for a little bit.

6 From now on, we will make sure the lot that
7 we will be applying for, we will put the boat
8 there before they go in for repair.

9 Ninety-nine percent, no boats will be on
10 the street unless a customer brings it in for a
11 quick repair or to put it in the water.

12 SUPERVISOR CLAVIN: So, you will not be
13 parking or leaving vehicles in the front to
14 alleviate their concerns?

15 JOSEPH VELLA: Correct.

16 COUNCILMAN D'ESPOSITO: Supervisor, if I
17 may, just to alleviate the concerns and assist the
18 applicant, I would request their Counsel, when
19 they discuss the covenants and restrictions, that
20 we already mentioned that we add in the fact that
21 there is no parking of the boats on the street.

22 SUPERVISOR CLAVIN: Counsel, fair enough?
23 Hold on.

24 COUNCILMAN D'ESPOSITO: Ms. Norris, does
25 that alleviate your concern?

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1 JOAN NORRIS: Yes, thank you very much.

2 COUNCILMAN D'ESPOSITO: You got it.

3 SUPERVISOR CLAVIN: Thank you, Mrs. Norris.

4 Thank you very much. Happy New Year.

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5 I will ask - - hold on one second, sir, if
6 you would.

7 If you could identify yourself, name and
8 address for the record.

9 EDWIN NORRIS: EDWIN Norris. 3545 Bartz
10 Street, Oceanside, directly North of the property
11 that is being rezoned.

12 Um, one of my questions, why was it being
13 rezoned and I pretty much understand that they are
14 looking to build - - that they can build, now,
15 okay.

16 Um, I have a question about there is
17 another parcel across the street from us,
18 actually, has the same address, does this rezoning
19 have anything to do with that lot?

20 COUNCILMAN D'ESPOSITO: No, sir.

21 EDWIN NORRIS: Okay, that is - - this is
22 only the lot South of us.

23 COUNCILMAN D'ESPOSITO: My questioning
24 before, I was not sure if you were able to hear
25 out in the Lobby, the question I had before, I

1 saw the same thing on the plan and what was
2 explained by the applicant and the Counsel is that
3 area is solely for boat storage.

4 They are preparing another application, I ^{Page | 118}
5 believe, to go to the Zoning Board.

6 I am not sure what it is for, um, but,
7 right, now, and today and this application is
8 strictly for that parcel on the corner of Reina
9 and Bartz.

10 EDWIN NORRIS: Um, my other question I have
11 before this is going as a Commercial Marina, I am
12 concerned about how many dock slips are out back.

13 Are they apply for more dock space?

14 And, if so, what do we do for parking?

15 Um, the block is only a couple hundred feet
16 long.

17 COUNCILMAN D'ESPOSITO: That was the
18 concern that I had addressed with Counsel earlier
19 and I believe the answer was they are not apply
20 for anymore slips, correct and that they were
21 already permitted by the Town of Hempstead
22 Conservation and Waterways for the structures that
23 are currently in our waterways and that goes
24 through - - that is after consultation between
25 the Department of Conservation and Waterways and

1 DEC and I believe the Army Corp of Engineers.

2 EDWIN NORRIS; I have been living there for
3 forty-five years, um, the house was built in 1959,
4 so, it was previous to the structure that is
5 there, now.

6 Um, I know the last three owners of that
7 property and the Vellas are the last ones trying
8 to be good neighbors but it is just, you know
9 sometimes it gets a little touchy.

10 I really would like to stay as close as I
11 can with them and I really don't disapprove of
12 them doing whatever they want to do, but, as far
13 as the building and stuff goes, um, like I said, I
14 am just concerned about mostly the parking
15 situation which is a problem because we don't have
16 any space.

17 COUNCILMAN D'ESPOSITO: Right.

18 EDWIN NORRIS: So, that is my only real
19 concern at the moment and the fact that the other
20 lot is not being rezoned at this time, um, that is
21 basically what I am really concerned about.

22 COUNCILMAN D'ESPOSITO: So, what it seems
23 like to me and this is the first conversation that
24 I had with Mr. Vella, that is here, today and I
25 think that and correct me if I am wrong,

1 I think they are here, today and this application
2 is being put forth and maybe it is not the best
3 use of words, but, they are here to clean up sort
4 of a mess that they inherited and I think that is ^{Page | 120}
5 what their intention is.

6 I know that we discussed the parking, that
7 was one of my first concerns.

8 It is already tough down there.

9 So, I wanted to make sure that there was
10 plenty of parking and, um, just so that you know,
11 even if the zoning is granted, the change of
12 zoning is granted, here, they still have to go to
13 the Zoning Board of Appeals which is a separate
14 entity in order to get a parking - - granted
15 parking.

16 EDWIN NORRIS: My other question was to - -
17 with the lot across the street, um, my wife didn't
18 bring it up and I will, um, it would be nice if it
19 was fenced in.

20 It is really commercial property, most of
21 these things should be fenced in only because it
22 is an attractive nuisance.

23 We got kids in the neighborhood. They are
24 always down here.

25 They are always wandering around, here.

1 COUNCILMAN D'ESPOSITO: Mr. Avrutine, is
2 that something that you can discuss with your
3 client?

4 ATTORNEY AVRUTINE: Yes.

5 JOSPEH VELLA: I have wanted to put a fence
6 on the property but with everything that is going
7 on with the other one across the street, I wanted
8 to get that one all done and take care if the
9 fencing on that lot.

10 SUPERVISOR CLAVIN: Okay, it is good, just
11 keep your neighbor informed depending on how the
12 application goes.

13 I think, you know he would be delighted to
14 have a fence, if you can get there, that is great.

15 JOSEPH VELLA: We wanted to put a fence. I
16 got a price from a fence contractor. It is just
17 that the fence is so high with everything that is
18 going on with the other one, I have to do things
19 in stages.

20 SUPERVISOR CLAVIN: Understood. I
21 appreciate it.

22 Like I said, hopefully, how the application
23 goes, maybe they will get a fence down there for
24 you, as well, that would be great. Thank you.

25 EDWIN NORRIS: I have the neighbor to

1 the South came this morning. May I read - - he
2 left a letter so that I can read it for him.

3 He is just to the South.

4 (Whereupon, the three-minute bell rang.

5 After, the following ensued.)

6 SUPERVISOR CLAVIN: His name and address
7 for the record.

8 EDWIN NORRIS; I will read exactly what he
9 wrote.

10 His name is Chris Farrell from 1 Reina
11 Road, Oceanside, New York 11572.

12 "Thank you for allowing me to speak based
13 on what I have been told by Joseph Vella from SSV
14 Enterprises, he is requesting to rezone the
15 property to Marine Commercial in order to
16 accomplish some renovations that are difficult, if
17 not impossible, to obtain permissions for due to
18 the current zoning.

19 "I have no objections to this rezoning, so
20 long as the renovations comply with any
21 residential setbacks and height restrictions.

22 "In addition, I do have concerns that I
23 have brought up to Mr. Vella. These concerns
24 regarding the possibility of a restaurant being
25 established on the property.

1 "Mr. Vella has stated that they have no
2 intensions of opening a restaurant. Furthermore,
3 an addition would increase floating dock space
4 that would lead to and increased demand for what
5 is already limited parking in Summer, Spring and
6 Fall seasons. Thank you for allowing me to
7 appropriately speak. Chris Farrell, 1 Reina
8 Road."

9 That was the fella that lives directly
10 South.

11 COUNCILMAN D'ESPOSITO: Thank you, Mr.
12 Norris. Mr. Avrutine, one last question, so, we
13 can have it on the record; there are no plans and
14 no intention to make this parcel - - it is only
15 maintenance facility for boats, but to somehow
16 create a bar or restaurant, correct?

17 ATTORNEY AVRUTINE: Correct.

18 SUPERVISOR CLAVIN: Okay, thank you. Is
19 there anyone else that signed in to speak today?

20 I don't think so. We will now go to the
21 Go-to-Webinar to see if anybody signed up to speak
22 on this application.

23 Mr. Moderator?

24 ATTORNEY REGINA: We have one hand raised
25 as of now, Valerie Lampe.

1 SUPERVISOR CLAVIN: Okay, Good Afternoon,
2 Ms. Lampe, you are here to talk about this
3 application?

4 VALERIE LAMPE: Yes, good afternoon.

5 Specifically with regards to, um, the last
6 speaker, are, we, now, allowed to read other
7 people's letters?

8 SUPERVISOR CLAVIN: Ms. Lampe, do you have
9 any questions regarding the application, please?

10 VALERIE LAMPE: Are we able to get extra
11 time, now?

12 SUPERVISOR CLAVIN: Ms. Lampe, do you have
13 any questions regarding the application or not?

14 Okay, thank you very much.

15 All right, has anybody else "raised their
16 hand" regarding this application?

17 ATTORNEY REGINA: There are no other hands
18 raised.

19 SUPERVISOR CLAVIN: At this time, do any
20 Board Members have any questions or comments?

21 (Whereupon, no response was heard. After,
22 the following ensued.)

23 SUPERVISOR CLAVIN: If not, may I have a
24 Motion.

25 COUNCILMAN D'ESPOSITO: Supervisor,

1 I ask that those covenants and restrictions be
2 taken into consideration and I move to reserve
3 decision.

4 COUNCILMAN BLAKEMAN: Second.

5 CLERK MURRAY: Supervisor Clavin?

6 SUPERVISOR CLAVIN: Aye.

7 CLERK MURRAY: Councilman Blakeman?

8 COUNCILMAN BLAKEMAN: Aye.

9 CLERK MURRAY: Councilman Carini?

10 COUNCILMAN CARINI: Aye.

11 CLERK MURRAY: Councilman D'Esposito?

12 COUNCILMAN D'ESPOSITO: Aye.

13 CLERK MURRAY: Councilman Dunne?

14 COUNCILMAN DUNNE: Aye.

15 CLERK MURRAY: Senior Councilwoman Goosby?

16 SENIOR COUNCILWOMAN GOOSBY: Aye.

17 CLERK MURRAY: Councilman Muscarella?

18 COUNCILMAN MUSCARELLA: Aye.

19 SUPERVISOR CLAVIN: Thank you very much for
20 your application.

21 Have a wonderful day and Happy New Year to
22 all of you. Thank you very much.

23 Thank you. We will have you go out this
24 doorway.

25 And, I ask Madam Clerk to please call the

1 next application.

2 CLERK MURRAY: Application of MCRT
3 INVESTMENTS, LLC to rezone from Business "X" to
4 Residence "CA" in order to facilitate the
5 redevelopment of the premises from a predominately
6 vacant and blighted commercial retail space to a
7 vibrant sate of the art, transit-oriented
8 residential development - WEST HEMPSTEAD - East
9 side of Woodfield Road.

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10 SUPERVISOR CLAVIN: Before we begin the
11 application, Mr. Kovit, is there anything you want
12 to shed the light on or bring a note of?

13 ATTORNEY KOVIT: Yes, Supervisor, Number 27
14 on the Administrative Calendar is a Negative
15 Declaration with respect to the instant
16 application.

17 So, I would just caution the Board that
18 after they hear the case, if they are of a mind to
19 grant it, the legal requirements with respect to
20 the SEQRA would require us to call Number 27 out
21 of order and adopt it before we would grant the
22 application.

23 If we reserve, we do not have to do that.
24 We could but we don't have to.

25 SUPERVISOR CLAVIN: Okay, thank you, Mr.

1 Kovit.

2 I appreciate that. With that, we are going
3 to ask the applicants, I appreciate your patience.

4 Good Afternoon, obviously, you will do your
5 presentation, we ask you to, please respect the
6 COVID-19 procedures, here.

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7 Every time a person speaks, the mic and
8 table will be wiped down accordingly.

9 Just everybody when you do your
10 presentation to identify with your name and
11 address and, again, we appreciate your patience
12 and Good Afternoon.

13 ATTORNEY COSHIGNANO: Good Afternoon,
14 Supervisor, thank you very much.

15 On behalf of the applicant, Elisabetta
16 Coshignano, 333 Earle Ovington Boulevard, Ste.
17 601, Uniondale, New York 11553, on behalf of
18 Sahn, Ward, Coshignano, PLLC. Good Afternoon and
19 thank you for having us, today.

20 We understand under these times how
21 difficult it is to schedule these matters and we
22 do appreciate it.

23 With me, today, for the applicant, MCRT
24 Investment, LLC., doing business as Mill Creek
25 Residential, we have Russell Temper, the

1 Senior Managing Director.

2 From VHP Engineering, we have Jason McCrib
3 and Dan Wilkenmen and the Architect, James
4 Lavorella on behalf of H2M.

5 The subject premises is a 2.34-acre parcel
6 situated on the East side of Woodfield Road
7 identified on the Nassau County Tax Map as Section
8 35, Block 386, Lot 231.

9 The premises is currently improved with a
10 vacant commercial building formerly a Western Beef
11 grocery store and under-utilized, partially vacant
12 retail strip center.

13 In fact, only one of those, um, stores in
14 there is currently still operating, the
15 laundromat.

16 The premises abuts the Long Island Railroad
17 tracks in the rear and less than a quarter mile
18 walk to West Hempstead.

19 The premises is located in the Town's
20 Business "X" zone and is above-average size lot
21 for the area at 2.34 acres.

22 Also, the applicant is requesting a
23 rezoning of the entire premises from Business "X"
24 to Residence "CA" to initiate a revitalization of
25 the premises with a vibrant transit oriented

1 Multi-family community with first-class amenities
2 and design features.

3 The rezoning request before the Board,
4 today is our first step in approval process to
5 develop a proposed four-story one hundred-and
6 fifty-unit, multi-family community with two
7 hundred off-street parking and amenities, such as,
8 a swimming pool, fitness center, home offices,
9 clubroom with game area, package delivery services
10 and electric car charging stations.

11 Mill Creek Residential is a prior developer
12 and operator of multi-family residential
13 communities and one of the largest multi-family
14 developers in the Country.

15 The applicant plans to build on the success
16 of West-130, um, the former Courtesy Hotel located
17 just to the North of the premises.

18 The plan is a nearly identical plan of
19 development for the subject premises to transform
20 the parcel with a transit-orient development
21 walking distance to the West Hempstead Railroad
22 Station.

23 The West Hempstead Community Association
24 has submitted letters of support for this project
25 to Supervisor Clavin, Councilman Muscarella

1 and the Town Board for the many positive affects
2 it will have on the West Hempstead Community Club
3 but not limited to increased property taxes,
4 revitalization of a blighted site, residents to
5 shop and dine in the community, transit-oriented
6 development within two blocks of the West
7 Hempstead Long Island Train Station, creation of
8 construction jobs to develop the site and creation
9 of permanent jobs not only at the building but for
10 local businesses that will drive due to the
11 introduction of new residences.

12 And, those letters have also been handed in
13 today, um, in support of our application.

14 Um, we have, um, residents here, today who
15 will be speaking, um, we just spoke to them a few
16 minutes ago regarding, um, the questions that they
17 may have, many of their questions relate to what
18 will be coming in the Zoning Board for our
19 applicant, namely high parking and traffic, um,
20 should the Board Approve our change in zoning,
21 today, we will, of course, work with these
22 residents to mitigate their concerns, um, every
23 step of the way.

24 We believe the project will help diversify
25 the available housing stock in the community

1 by providing much needed rental housing, marketing
2 toward millennials and empty-nesters.

3 As proposed, it would further anchor
4 revitalization of the community near the Long
5 Island Railroad Station as a suitable transitional
6 use in keeping with the surrounding area's
7 character which is a mix of commercial use of
8 Woodfield Road and Hempstead Avenue, multi-family
9 communities like West-130 near the Railroad
10 Station and single-family residences.

11 There is also an existing "CA" residence
12 community across the Long Island Railroad tracks
13 to the West of the premises at 125 Hempstead
14 Gardens Drive.

15 Um, we know you are aware Nassau County
16 Planning Commission has issued a local
17 determination pursuant to Section 239M of the
18 General Municipal Law and stated by letter dated
19 November 15, 2019 that the Nassau County Planning
20 Commission advises support for the project as a
21 transit-oriented development noting that the
22 project is located near a similar recently develop
23 D.O.T. project, the West-130.

24 If the Board should approve, the instant
25 rezoning application, we would immediately

1 proceed to the Board of Zoning Appeals for the
2 relief necessary to construct this community.

3 Um, at this point, there is only two
4 housekeeping items that I would like to bring to
5 the Board's attention, um, in reviewing the matter
6 with the Town Attorney's Office.

7 We were notified that there is a Notice of
8 Violation against the current owner of the
9 property relating to storage of materials.

10 Um, we will work with the owner in clearing
11 those violations up immediately.

12 We did notify the owner, who, in turn, sent
13 a Notice to the tenant and also noticed the tenant
14 that his lease will terminate at the end of
15 January when it is scheduled to terminate.

16 Um, secondly, we are in compliance with all
17 the C&R's that are running with the land.

18 Um, there is one declaration that is
19 running with the land that is recorded that, um,
20 prohibits any ingress or egress onto Mulberry
21 Lane.

22 We do not have any ingress or egress on
23 Mulberry Lane except for fire emergency exit only
24 and they would have to knock down billiards going
25 to Mulberry Lane, so other than that, there

1 is no access and if granted, we would request that
2 the Board, um, work with us in the Town Attorney's
3 Office in either modifying or rescinding the
4 declaration to that extent, only.

5 Um, if the Board has any questions, at
6 this time or would like to hear from the engineers
7 or the architects - -

8 SUPERVISOR CLAVIN: Why don't we see if any
9 Board Members have any questions so far,
10 Councilman?

11 COUNCILMAN MUSCARELLA: I just want to go
12 over the history of the property, ow long is the
13 present owner own the property and is it going to
14 be developed by somebody else apart from the
15 person who presently owns it?

16 ATTORNEY COSHIGNANO: We are the Contract
17 Vendee, so, the present owner who owns the
18 property, we, as Contract Vendee, will be
19 developing the property.

20 I am not sure how long the present owner
21 has had it.

22 I believe he did have it when it was
23 Western Beef, um, and they moved on.

24 COUNCILMAN MUSCARELLA: Okay.

25 ATTORNEY COSHIGNANO: Everything else

1 is just out of business, except as I mentioned,
2 the laundromat.

3 COUNCILMAN MUSCARELLA: And, the proposal
4 that you will make today, have you decided on the ^{Page | 134}
5 general contractor of who is going to develop the
6 property as we see it?

7 ATTORNEY COSCHIGNANO: Um, I would have to
8 ask the - - they build everything themselves, so,
9 they will be using their own contractors.

10 COUNCILMAN MUSCARELLA: Thank you.

11 ATTORNEY COSCHIGNANO: You're welcome.

12 SUPERVISOR CLAVIN: Councilman Blakeman?

13 COUNCILMAN BLAKEMAN: Yes, while this
14 project is in Councilman Muscarella's District, it
15 is within a quarter of a mile of my District and
16 also within a quarter mile of Senior Councilwoman
17 Dorothy Goosby's District, so, we have some
18 concerns and interests, as well.

19 First of all, how many units, do you
20 anticipate you will have there?

21 I think you said, approximately, one
22 hundred and fifty, is that correct?

23 ATTORNEY COSHIGNANO: Yes, one hundred and
24 fifty, we were proposing.

25 COUNCILMAN BLAKEMAN: Do you know what the

1 mix will be, studios, one bedroom, two bedrooms?

2 ATTORNEY COSHIGNANO: Yes, I have the full
3 scale here that I don't remember by heart.

4 So, the total units per floor of studios Page | 135
5 are 28.

6 Two bedrooms are 63.

7 And, 63 are one bedrooms, sorry, 48 are two
8 bedrooms and only 11 units are three bedrooms.

9 SUPERVISOR CLAVIN: What was three
10 bedrooms?

11 ATTORNEY COSHIGNANO: Three bedrooms are 11
12 units.

13 Two bedrooms are 48 units.

14 One Bedroom are 63 and 28 studios.

15 SUPERVISOR CLAVIN: Okay.

16 COUNCILMAN BLAKEMAN: Are you aware that
17 the MTA has recently announced that they are
18 considering, um, ending or terminating the West
19 Hempstead branch?

20 ATTORNEY COSHIGNANO: Ending that branch,
21 no, I wasn't aware of that.

22 COUNCILMAN BLAKEMAN: Yeah, so,
23 unfortunately, it has happened in the past and,
24 unfortunately, with the MTA's current fiscal
25 crisis, it has come up, again.

1 If your application was granted would you
2 join with us in letting the MRA know that this
3 is an important transportation route for the
4 Long Island Railroad and that we would
5 vehemently oppose the closing of that branch.

6 ATTORNEY COSHIGNANO: Of course, we would.

7 COUNCILMAN BLAKEMAN: Okay, thank you so
8 much.

9 SUPERVISOR CLAVIN: Yeah, we constantly get
10 the question a lot, does the developer intend to
11 seek any sort of IDA?

12 ATTORNEY COSHIGNANO: Yes, we will be going
13 for IDA on this project.

14 SUPERVISOR CLAVIN: Will it be County IDA
15 or Town or are you not sure?

16 ATTORNEY COSHIGNANO: Town of Hempstead.

17 SUPERVISOR CLAVIN: Okay, any other Board
18 Members have a question at this time?

19 (Whereupon, no response was heard. After,
20 the following ensued.)

21 ATTORNEY COSHIGNANO: Do you want to hear
22 from any of the experts on the site plan or
23 anything?

24 SUPERVISOR CLAVIN: Yes, we would be
25 delighted to.

1 ATTORNEY COSHIGNANO: Jason McCrib

2 (phonetic spelling) will speaking.

3 SUPERVISOR CLAVIN: Thank you very much.

4 JASON McCRIB: Good Afternoon, everybody, ^{Page | 137}_{my}

5 name is Jason McCrib. I am the site Civil
6 Engineer for the applicant.

7 Um, Elisabetta just handed out some 11 x
8 17's of the colored site plan board that I have
9 annexed to me, here, for the Board Members so
10 you can have that in front of you, as well as,
11 walk through the proposed development.

12 Um, as you can see on the board, here, the
13 building is somewhat irregular shaped, similar
14 to the shape of the lot.

15 There is the first leg of the building
16 along Woodfield Road, um, which extends to about
17 twenty feet from the road, um, the building,
18 then, enters into the site and you have the
19 larger mass of the building located on the
20 central portion of the site.

21 The building is four stories with parking
22 underneath, m, there is a central courtyard that
23 will be located in the middle of the main mass
24 of the building, parking areas beneath also
25 underground parking.

1 We have surface parking that is located to
2 the North of the building and also to the East
3 side of the building.

4 Um, the proposed main access to the site, Page | 138
5 this is one access point on Woodfield Road, it
6 is full access, um, we will be going to Nassau
7 County DPW for 239F approval concurring with 305
8 site plan approval with the Town.

9 Um, as part of that review, we will also be
10 going through the review for stormwater drainage
11 on site.

12 We are proposing stormwater management
13 system that consists of an infiltration system
14 with recharged groundwater.

15 Um, and the system will be designed to
16 capture and, um, recharge stormwater in
17 accordance with DPW requirements.

18 Utilities for the site are all available
19 off of Woodfield Road including sewer, water,
20 um, and electric service.

21 At this time, um, we are contemplating that
22 the building is going to be all electric for
23 heat.

24 Gas is not anticipated at this point in the
25 project.

1 Um, and as Elisabetta mentioned, we have
2 submitted an application to the Nassau County
3 Fire Marshal for fire access that has been
4 approved with fire access coming off of
5 Woodfield Road and, then, a crash gate and
6 bollards for egress onto Mulberry Lane.

7 And, um, I am happy to answer any questions
8 if there is anything else that the Board has.

9 SUPERVISOR CLAVIN: I got a couple, um, so,
10 how many underground parking spots total?

11 JASON McCRIB: There is a total of two
12 hundred spaces on the site, um, that includes
13 one hundred and thirteen standard parking spaces
14 plus eighteen in the underground, so, there is a
15 total of one hundred and thirty-one spaces
16 underground and sixty-nine additional onsite.

17 SUPERVISOR CLAVIN: Okay, now, I am looking
18 at prospective Number 2, so, I am looking from
19 Woodcliff and I see you have my business with
20 the old-fashioned metal curve top.

21 It almost looks like you a have a little
22 boot in the front for when you are pulling in,
23 is that about right?

24 I am look at Prospective Number 2 on your
25 diagram, on your renderings.

1 JASON McCRIB: Um, I believe you are
2 referring to the entrance into the garage.

3 SUPERVISOR CLAVIN: Yes, okay.

4 JASON McCRIB: That would be a ramp, so, Page | 140
5 the site sits, if you call the site elevation
6 zero, the garage is depressed at elevation
7 negative six, so, it is a ramp to get six feet
8 down into the garage.

9 SUPERVISOR CLAVIN: Okay, okay, and, then,
10 you have the parking upfront, no valet or
11 anything like that?

12 JASON McCRIB: No valet, it will be self-
13 parking for residents.

14 SUPERVISOR CLAVIN: So, it would be the
15 West Hempstead Fire Department?

16 JASON McCRIB: That is correct.

17 SUPERVISOR CLAVIN: You have been in
18 communication with them talking about all your
19 plans and make sure they are on board.

20 JASON McCRIB: We have and services are
21 available to the site. We have not gone through
22 the full review with the local fire department.

23 We will be doing that for site plan
24 approval.

25 SUPERVISOR CLAVIN: Is it a combination

1 of West Hempstead/Lakeview or is it strictly West
2 Hempstead?

3 JASON McCRIB: West Hempstead Fire
4 Department.

5 SUPERVISOR CLAVIN: That is what I was
6 thinking, it is a little further down.

7 Okay, so, any other Board Members have any
8 questions? Tommy? Bruce?

9 COUNCILMAN DUNNE: I see you have some
10 landscaping at the main entrance on Woodcliff.

11 JASON McCRIB: That is correct. The
12 landscaped areas are located along the roadway.
13 There is landscaped buffers there and then we
14 have about a twenty-foot-wide landscaped buffer
15 around the West side of the property, um, an
16 additional landscaped buffer around the East and
17 North side which are about five feet wide.

18 COUNCILMAN DUNNE: It is usual to put an
19 American Flag at the main entrance, is that
20 going to be a problem?

21 JASON McCRIB: I am sure that is something
22 that the applicant would be happy to do.

23 COUNCILMAN DUNNE: Make sure that happens,
24 thank you.

25 SUPERVISOR CLAVIN: Bruce?

1 COUNCILMAN BLAKEMAN: Yes, this is for Ms.
2 Coshignano, so there are some things that
3 Councilman Muscarella and I would like to
4 discuss with you regarding the plan, just some
5 refinements, generally I am very in favor of
6 transportation housing.

7 I think it is a great idea and that looks
8 like it is a really good site.

9 But, I think the two of us would like to
10 talk about that, so, if you could reach out to
11 our Counsel, Thomas Alfano and set up a meeting
12 we would like to just talk about, you know, what
13 the final, um, project would look like.

14 And, again, we are very, very concerned
15 about that West Hempstead brank closing.

16 And, obviously, if this is a
17 transportation-oriented housing project, you
18 would be too, because it would affect the
19 marketability of the property, so, we would like
20 to talk about a coordinated effort with respect
21 to that.

22 ATTORNEY COSHIGNANO: I have spoken to my
23 client. He will do anything necessary to assist
24 with that application.

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1 COUNCILMAN BLAKEMAN: Yes and thank you for
2 your very good presentation.

3 ATTORNEY COSHIGNANO: Thank you, if you
4 would like, we have Jim Varella (as heard) here ^{Page | 143}
5 on behalf of the architect. Would you like him
6 to present or would you like to - -

7 SUPERVISOR CLAVIN: Tommy or Bruce?

8 COUNCILMAN BLAKEMAN: I think we when we
9 have a meeting, we will talk about architectural
10 details at that point.

11 ATTORNEY COSHIGNANO: Okay, sounds great.

12 SUPERVISOR CLAVIN: Does any other Board
13 Member have any questions regarding that?

14 (Whereupon, no response was heard. After,
15 the following ensued.)

16 SUPERVISOR CLAVIN: We have a number of
17 residents here to ask some questions.

18 I ask you and your team to kind of standby
19 as we go by this.

20 Give it a couple of second. Thank you.

21 SUPERVISOR CLAVIN: Good Afternoon, ladies
22 and gentlemen, I know you want to speak on this
23 application.

1 I ask each of you to individually come up,
2 give your name and address before the next
3 speaker comes up.

4 Just give us an opportunity to clean
5 the mic and the table, under COVID guidelines.

6 With that, good afternoon. Your name and
7 address, please.

8 PAUL MINOTT: Good Afternoon everyone. My
9 name is Paul Minott (Phonetic spelling),
10 resident of 441 Cedar Street, West Hempstead
11 and, um, sorry for the delay in walking in,
12 here.

13 SUPERVISOR CLAVIN: Please.

14 PAUL MINOTT: I want to thank the Board for
15 giving me an opportunity to speak.

16 I am definitely one of the ones that are
17 not in favor of this.

18 I know it is an eyesore in the community,
19 but I really think I am looking down at the
20 road, this will open up a lot of different
21 issues.

22 I don't think I could talk about the
23 issues, now, with regards to, um, the planning.

24 It is just the issue about changing it from
25 Business to Residence.

1 I really think it is, um, with the flow of
2 traffic and stuff, it is going to be too much
3 strain in the community.

4 They are talking about using Mulberry
5 Lane for fire, for a fire exit, unfortunately,
6 that road is so tight, I don't think a fire
7 truck could come down there.

8 So, for them to talk about that is very - -
9 they will have to widen it. They have to move
10 the tracks, move the tracks over.

11 I have to thank the Board because they
12 answered a couple of questions that I had with
13 the parking that will be done underneath the
14 facility that is not enough.

15 For example a perfect example, the
16 residents that are there right next to it, there
17 is not enough parking there and they are parking
18 over in the National Liquidators' parking lot
19 and that is a problem.

20 The other thing I have got to say, the
21 Board needs to really look into this a little
22 bit more carefully before they grant yes on this
23 and you know, they can't start the proceedings
24 until they changed it from Business to
25 Residence.

1 I have some other questions but they are
2 more define with regards to the mapping out of
3 the facility and also had a question about the
4 Fire Department.

5 Was the Fire Department notified of it?

6 And, are they able to handle this, another
7 building that is, um, there?

8 SUPERVISOR CLAVIN: I asked them about it.
9 I heard it early, yes, we brought up the same
10 issue.

11 PAUL MINOTT: Thank you very much, everyone
12 and I appreciate it.

13 SUPERVISOR CLAVIN: Thank you very much.
14 You know you are part of the record and we will
15 keep you informed of anything going on.

16 Again, thank you very much. Happy New
17 Year.

18 PAUL MINOTT: Thank you very much.

19 SUPERVISOR CLAVIN: You take care. Be
20 safe.

21 PAUL MINOTT: You too, thank you.

22 SUPERVISOR CLAVIN: How are you doing? Name
23 and address for the record, please.

HEMPSTEAD TOWN BOARD 12.8.2020

1 ANDREW CAMBRY: Good Afternoon. My name is
2 Andrew Camry. 441 Cedar Street, for about all
3 of my life, I am twenty-five, now.

4 And, my issue is really as to Mr. Minott Page | 147
5 said about the rental property that is going to
6 be put on Woodfield Road.

7 My issue isn't about denying people family
8 and a place to live, especially during these
9 times and what not, my issue is really about the
10 whole, um pragmatism of it and can the
11 infrastructure hold the endeavors that you are
12 planning.

13 A lot of times we feel in our community of
14 West Hempstead, especially the residents of 441
15 Cedar Street and Mulberry Lane that we have been
16 feeling that our area has been neglected for
17 many years in terms of when inclement weather a
18 lot of times there are trucks neglecting our
19 side because Mulberry Lane being too small and
20 everything.

21 So investing into a property that is
22 holding over one hundred and fifty residents
23 with limited amount of parking space that only
24 congests our neighborhood even more and prevents
25 other people from parking and making it actually

1 to their homes safely and promptly, as well as
2 just the feelings of neglect and being passed
3 over in light of overhead on decisions, we, as a
4 community, do feel that, um, in many cases, we ^{Page | 148}
5 haven't been heard.

6 And, we just want to be.

7 We urge you to consider us. Thank you.

8 SUPERVISOR CLAVIN: Listen, we appreciate
9 it and you know, these are concerns that we are
10 going to have to discuss with the developers
11 but, you know, we appreciate you coming down and
12 letting us know that is what it is all about.

13 All right, thank you very much and Happy
14 New Year to you.

15 EMILY LAPAIX: My name is Emily LaPaix. 423
16 Cedar Street, West Hempstead, New York.

17 My concern is, um, I live on Cedar Street.
18 The building is twenty feet from me, they are
19 going to build, it is going to block the sun.

20 And, um, it is going to block the sun plus
21 there will be no privacy when I am sitting in my
22 yard, everybody in the building is going to
23 watch what you do in your yard.

24 So, we have already had problems from the
25 traffic, now, it is going to be worse.

1 This is my concern.

2 SUPERVISOR CLAVIN: So, you're abutting the
3 project in total, correct?

4 EMILY LAPAIX: Yes.

5 SUPERVISOR CLAVIN: Okay, so, maybe I ask
6 if there is an opportunity the developer
7 could talk to you and see what if anything can be
8 done to, you know, address your concerns and
9 your privacy issues, I don't think that is
10 anything out of the task.

11 At the end of the meeting, the Counsel can
12 talk to you to have either a Zoom meeting,
13 whatever it has got to be in the COVID era to
14 address some of your concerns and see if they
15 can alleviate this, is that fair enough?

16 EMILY LAPAIX: Yeah, but it is going to be
17 much more of a problem in the blocks from the
18 water.

19 Everything - - it is going to be a lot of
20 things happening on the block, right, now.

21 SUPERVISOR CLAVIN: I get it. I am going
22 to ask Counsel to get your name and address and
23 talk to you directly since you are abutting to
24 see what, if anything, can be modified if at all
25 possible to make you more comfortable.

1 That is something you have to discuss with
2 Counsel, is that all right?

3 EMILY LAPAIX: Okay, thank you.

4 SUPERVISOR CLAVIN: Get his name and
5 number, please.

6 Thank you very much.

7 Hello name and address for the record.

8 GEORGE TOTAH: George Totah. 160 Mulberry
9 Lane, West Hempstead, New York.

10 SUPERVISOR CLAVIN: How are you doing,
11 George?

12 GEORGE TOTAH: I am doing good. I live
13 actually East of the building on Mulberry Lane,
14 West Hempstead.

15 SUPERVISOR CLAVIN: Okay.

16 GEORGE TOTAH: I am opposing one hundred
17 percent because they are trying to build a
18 building four-stories high.

19 It will block my sun in the afternoon and I
20 usually use my garden in the back to plant, that
21 is Number 1.

22 Number 2, it will make a lot of traffic,
23 already on Woodfield Road in the morning trying
24 to make a right from Cedar Street to Woodfield
25 Road, sometimes I have to stay there three to

1 five minutes in order for me to make that right,
2 okay.

3 Number 2, we are going to lose privacy.
4 The people from the windows will be watching you ^{Page | 151}
5 left and right.

6 And, um, according to the Court, they are
7 Allowed to build thirty-five feet.

8 They are building sixty-five feet high,
9 that is my first concern.

10 My second concern, I herd somebody
11 mentioning they will make egress exit through
12 Mulberry Lane which is impossible.

13 The street is extremely narrow and the last
14 two houses, which one of them is mine, this is a
15 private road.

16 We will not allow it.

17 We own the street. We pave the street. We
18 clean the street. We shovel the snow of the
19 street.

20 So, they can't make exit from Mulberry Lane
21 because we own the street.

22 How will they do that, that is all I have
23 to say.

24 Thank you so much.

1 SUPERVISOR CLAVIN: Thank you very much.
2 Counsel are you aware of that condition he is
3 referencing about Mulberry?

4 ATTORNEY COSHIGNANO: No.

5 SUPERVISOR CLAVIN: It is just something,
6 if that is the case, it is a concern, if you
7 could follow up and find out.

8 If not, identify to him it is a public
9 road, if that is the case. I appreciate that.

10 Thank you and I appreciate the residents.
11 Now, you have access to raise your concerns
12 directly and I appreciate all of you coming.

13 Name and address for the record, sir.

14 ROCCO GAROFALO: My name is Rocco Garofalo.
15 415 Cedar Street, over there.

16 Yeah, my concern about this is the kind of
17 project, if approved, the variance is going to
18 change drastically, all the aspects of the
19 neighborhood over there, you know, the spirit of
20 zoning is to reserve the aesthetic aspect of our
21 Town.

22 Now, how will it with this part of Town
23 with this monster over there.

24 SUPERVISOR CLAVIN: I understand. Is there
25 anything, in particular, you want to raise your

1 concern to the developers that you could point
2 to a couple of things like the other residents
3 mentioned the parking, the height and things
4 like that or the congestion.

5 ROCCO GAROFALO: Height, definitely is
6 something that doesn't conform to the zoning.

7 We now have restrictions according to the zoning
8 so, the height he is completely out, what is
9 actually permitting.

10 Also, there is some kind of noise
11 pollution. We never talked about this, we pay
12 close to twenty thousand dollars in taxes over
13 there, why we actually object to this kind of
14 change.

15 SUPERVISOR CLAVIN: Okay, I appreciate
16 that.

17 As I said to Counsel, this is just a
18 Hearing, right, now.

19 It is important for you to come down and
20 raise your concerns and we are grateful for
21 that, okay.

22 ROCCO GAROFALO: Thank you.

23 SUPERVISOR CLAVINZ: Thank you, very, very
24 much.

1 Okay, I don't have any more slips. I will
2 tell the residents leaving, I know Counsel took
3 your name and address.

4 With that, do I have anybody on the Go-to-^{Page | 154}
5 Webinar that has "raised their hand" that wishes
6 to be heard on this application?

7 ATTORNEY REGINA: Yes, Supervisor, there are
8 two participants who have "raised their hands"
9 to be heard.

10 SUPERVISOR CLAVIN: Okay.

11 COUNCILMAN BLAKEMAN: Wait, wait, hold on,
12 please, let them stay until we vote, please.

13 SUPERVISOR CLAVIN: Folks, go back to the
14 Lobby before we do any voting, today.

15 ATTORNEY REGINA: We have Ms. Pearl Jacobs.

16 SUPERVISOR CLAVIN: Ms. Jacobs, you are
17 calling about this application?

18 PEARL JACOBS: Yes, I am speaking on this
19 application.

20 SUPERVISOR CLAVIN: Okay.

21 PEARL JACOBS: I do hear that, you know,
22 there are residents that have serious concerns
23 about this development and pertaining to
24 quality-of-life issues and I can understand that
25 but I encourage blighted properties in the Town

1 are being revitalized as Uniondale has several
2 vacant blighted properties that are in dire need
3 of revitalization.

4 One property, um, that residents strongly ^{Page | 155}
5 belief to be a brownfield site, we brought this
6 to the attention - -

7 SUPERVISOR CLAVIN: Do you have a question
8 for this applicant, on this property?

9 PEARL JACOBS: - - Attention and
10 investment concerning its abandoned properties,
11 several abandoned properties in Uniondale.
12 Thank you.

13 SUPERVISOR CLAVIN: Okay, thank you.

14 Is there anybody else that has their hands
15 raised?

16 ATTORNEY REGINA: Yes, Ms. Valerie Lampe.

17 SUPERVISOR CLAVIN: Ms. Lampe, do you have
18 a question regarding this application?

19 VALERIE LAMPE: Yes, I have two and, um,
20 the first one was the young woman who was there
21 discussing the parameters of the plans, um, can
22 she please answer how much these units, rent-
23 wise are going to go for?

24 SUPERVISOR CLAVIN: Is there a rough
25 estimate for the individual units are going to

1 be going for, if you can make that
2 determination.

3 VALERIE LAMPE: It is part of the proposal.

4 SUPERVISOR CLAVIN: That is what the
5 resident wants to know, if you can, if you have
6 that information or not.

7 ATTORNEY COSHIGNANO: We don't have the
8 information at this time.

9 SUPERVISOR CLAVIN: They don't have the
10 information at this time, Ms. Lampe.

11 VALERIE LAMPE: Okay, so, then, my other
12 question was she also spoke about approaching
13 the IDA, is this for PILOT monies and if so, how
14 much PILOT, how much in PILOT funds would you
15 look to apply for?

16 SUPERVISOR CLAVIN: They identified IDA
17 funds, do you have any idea what you are looking
18 for?

19 ATTORNEY COSHIGNANO: We are not looking
20 for funds, they are looking for a phase-in.

21 SUPERVISOR CLAVIN: They are looking for a
22 phase-in, Ms. Lampe.

23 VALERIE LAMPE: Thank you very much.

24 SUPERVISOR CLAVIN: Thank you very much.

25 Have a good day.

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1 Anybody else "raise their hand" on this?

2 ATTORNEY REGINA: No other participants
3 have selected the "raise your hand" option.

4 SUPERVISOR CLAVIN: Does any Member of the ^{Page | 157}
5 Board have any questions?

6 (Whereupon, no response was heard. After,
7 the following ensued.)

8 SUPERVISOR CLAVIN: May I have a Motion.

9 COUNCILMAN MUSCARELLA: I move to reserve
10 decision.

11 COUNCILMAN BLAKEMAN: Second.

12 CLERK MURRAY: Supervisor Clavin?

13 SUPERVISOR CLAVIN: Aye.

14 CLERK MURRAY: Councilman Blakeman?

15 COUNCILMAN BLAKEMAN: Aye.

16 CLERK MURRAY: Councilman Carini?

17 COUNCILMAN CARINI: Aye.

18 CLERK MURRAY: Councilman D'Esposito?

19 COUNCILMAN D'ESPOSITO: Aye.

20 CLERK MURRAY: Councilman Dunne?

21 COUNCILMAN DUNNE: Aye.

22 CLERK MURRAY: Senior Councilwoman Goosby?

23 (Whereupon, no response. Technical
24 difficulty via phone.)

1 CLERK MURRAY: We will leave the record
2 open if she is not there.

3 SUPERVISOR CLAVIN: Technical difficulty
4 with her.

5 CLERK MURRAY: We will leave a space and
6 she can listen to the application from the
7 applicants.

8 CLERK MURRAY: Councilman Muscarella?

9 COUNCILMAN MUSCARELLA: Aye.

10 SUPERVISOR CLAVIN: Thank you, Counselor.
11 Thank you for the presentation. We appreciate
12 it and if you could follow-up with the residents
13 that would be great.

14 Thank you. Thank you, everybody. Happy
15 Holidays. Happy New Year and safe 2021 for all
16 of us.

17 Madam Clerk, I am respectfully going to ask
18 you to call the next item.

19 CLERK MURRAY: Application of SPRAGUE
20 OPERATING RESOURCES, LLC. to install three (3)
21 30,000-gallon storage vessels of N-Butane, one
22 (1) butane truck offloading station, associated
23 piping and appurtenances and a butane blending
24 system - LAWRENCE at One Bay Blvd.

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1 SUPERVISOR CLAVIN: Good Afternoon. Thank
2 you very much.

3 We will ask you, you heard a couple of the
4 presentations that we have COVID guidelines with Page | 159
5 coming up to the podium and our coworker will
6 wipe down the mic and platform, but, welcome to
7 the Town of Hempstead and if you could identify
8 your name and address.

9 SENIOR COUNCILWOMAN GOOSBY: Hello, hello,
10 can you hear me, now, hello, can you hear
11 me, now?

12 I have been trying to get in. Listen, I
13 wanted to speak on that and I certainly agree,
14 we have to keep that open. I need to be at that
15 meeting when you have it.

16 SUPERVISOR CLAVIN: Councilwoman, we
17 reserved decision and we left a spot open for
18 your vote just so you know, so, you can still
19 make your formal vote.

20 It was a vote to reserve decision.

21 SENIOR COUNCILWOMAN GOOSBY: We have to
22 because I am against that.

23 SUPERVISOR CLAVIN: Okay.

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1 SENIOR COUNCILWOMAN GOOSBY: I want to know
2 why did I go out because I wanted to get back
3 on.

4 SUPERVISOR CLAVIN: Like I said, Councilman ^{Page | 160}
5 Blakeman and Councilman Muscarella indicated to
6 the applicant they wanted to discuss with them,
7 I respectfully ask that they include you in part
8 of that discussion with the applicant.

9 Like I said, more importantly, the vote was
10 to reserve decision. No other vote on that
11 Councilwoman.

12 SENIOR COUNCILWOMAN GOOSBY: Okay and
13 the other vote, too, I was trying to tell you, let
14 you know all of a sudden everything went blank.

15 SUPERVISOR CLAVIN: Well, you are back,
16 now.

17 COUNCILMAN MUSCARELLA: Welcome back.

18 SENIOR COUNCILWOMAN GOOSBY: Thank you.

19 SUPERVISOR CLAVIN: Would you, Madam Clerk,
20 should she make a vote on the last matter.
21 Councilwoman, everyone voted to reserve
22 decision.

23 SENIOR COUNCILWOMAN GOOSBY: I vote to
24 reserve decision.

25 SUPERVISOR CLAVIN: Okay, thank you.

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1 SENIOR COUNCILWOMAN GOOSBY: And, the one
2 before, I think it was, 21 or 22 or 24, I did
3 not vote, I have the same vote as the others.

4 SUPERVISOR CLAVIN: We are, now, doing
5 application 25. Now you are back on.

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6 SENIOR COUNCILWOMAN GOOSBY: Okay.

7 SUPERVISOR CLAVIN: With that, I will ask
8 Counsel to identify himself.

9 ATTORNEY CAPOBIANCO: Good Afternoon,
10 Supervisor Clavin and esteemed Council: My name
11 is Joseph Capobianco from the firm of Reisman,
12 Reisman & Capobianco. 1305 Franklin Avenue
13 Garden City, New York.

14 And, I am here on behalf of the
15 applicant/Petitioner, Sprague Operating
16 Resources, LLC., in connection with its
17 application which is Number 25 on today's
18 calendar.

19 SUPERVISOR CLAVIN: Thank you, Counselor,
20 I am sorry to see about your arm. It is good to
21 see you, here, today.

22 So, I will let you do your presentation.

23 ATTORNEY CAPOBIANCO: Sprague owned the
24 property on One Bay Boulevard which is located I
25 the Industrial District area.

1 It consists of 3.4 acres and it is commonly
2 referred to as the Lawrence terminal.

3 By this application, Sprague seeks a permit
4 to have this Board ask the Town Clerk to issue a ^{Page | 162}
5 permit pursuant to Town Code Section 133-5 to
6 install three, thirty-thousand-gallon tanks to
7 store n-butane, a truck off-loading station and
8 associated piping and related equipment.

9 The system is commonly referred to a butane
10 building system and it is in one locations
11 throughout the Country.

12 Just by way of brief background, I know
13 it is a long day, n-butane is a common additive to
14 gasoline.

15 It is particular important in the Winter
16 months because it helps with the vapor pressure
17 of the gasoline, which, in turn, helps cars
18 start and it also allows there to be more
19 plentiful gasoline when it is mixed.

20 With respect to the subject location, One
21 Bay Boulevard, approximately, 1972, the property
22 has been used as a facility for the storage of
23 petroleum products.

24 Sprague bought it from Corvo which also had
25 an oil terminal there.

1 Um, presently, there are eight humungous
2 aboveground tanks there which store gallons
3 between half a million and a 1.2 million.

4 These tanks are gasoline tanks and they
5 receive gas from the buckeye pipeline.

6 In February of 2019, Sprague's engineers,
7 um, filed detailed fire study analysis with the
8 Nassau County Fire Marshal.

9 As part of this fire study, there were two
10 plans submitted.

11 The first plan is an overview of the site
12 and shows where the tanks would be sort of
13 in the southeast guardant, you can see right above
14 that two-million-gallon tank, part of that same
15 section.

16 The next plan, part of this area tanks as
17 part of the fire study analysis, the proposal
18 submitted protection system and, basically, it
19 has this self-protected fixed water spray system
20 in the event that something should happen.

21 And, I can tell you across the Country, um,
22 there has never been a fire to our knowledge,
23 concerning this system.

24 And, again, it is in a hundred locations.

1 COUNCILMAN BLAKEMAN: Counselor all of the
2 proposed improvements would be in accordance
3 with Federal and State standards?

4 ATTORNEY CAPOBIANCO: Yes, absolutely. Page | 164

5 COUNCILMAN BLAKEMAN: Has the Fire Marshal
6 signed off on this yet?

7 ATTORNEY CAPOBIANCO: Yes, by letter dated
8 January 3rd, earlier this year, the Fire Marshal
9 and if the Council looks at Petitioner's Exhibit
10 3, the Fire Marshal says after review, the
11 submitted layout plan, there are on concerns
12 about the construction location of the tanks at
13 this time.

14 this time.

15 COUNCILMAN BLAKEMAN: Could you make that
16 letter part of the record, please.

17 ATTORNEY CAPOBIANCO: Yes, it is Exhibit 3
18 and I can hand it up.

19 COUNCILMAN BLAKEMAN: Is this the property
20 that is located across the creek from JFK
21 Airport?

22 ATTORNEY CAPOBIANCO: Yes.

23 COUNCILMAN BLAKEMAN: Are there any
24 residences within five hundred feet of this
25 location?

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1 ATTORNEY CAPOBIANCO: No, there are not.

2 COUNCILMAN BLAKEMAN: So, the area is all
3 Industrial, correct?

4 ATTORNEY CAPOBIANCO: Correct.

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5 COUNCILMAN BLAKEMAN: Okay and you have
6 been operating there for how many years?

7 ATTORNEY CAPOBIANCO: I know my research
8 has indicated that, at least, since 1970 it has
9 been operating as a fuel terminal.

10 COUNCILMAN BLAKEMAN: And, how do you get
11 the butane to the site, is that by truck or the
12 pipeline or some other method?

13 ATTORNEY CAPOBIANCO: By truck.

14 COUNCILMAN BLAKEMAN: By truck. And, how
15 often are those truck deliveries made?

16 ATTORNEY CAPOBIANCO: Um, with the respect
17 to the butane, I have a representative here that
18 maybe - - typically daily.

19 COUNCILMAN BLAKEMAN: One truck, two
20 trucks?

21 ATTORNEY CAPOBIANCO: One truck, two, three
22 or four trips per day.

23 COUNCILMAN BLAKEMAN: But, again, ingress
24 and egress does not go through residential area,
25 correct?

1 ATTORNEY CAPOBIANCO: Absolutely not.

2 COUNCILMAN BLAKEMAN: I don't have any
3 further questions on this.

4 ATTORNEY CAPOBIANCO: Okay. We have, also, ^{Page | 166}
5 just continuing, we have also met with the Fire
6 Department that is responsible, whose
7 jurisdiction encompasses the property. It is
8 called Meadowmere Fire District.

9 And, it is a little bit over a mile.

10 It is one mile .1 away from the property.

11 The Meadowmere Fire Department has no
12 objection to the installation of the butane
13 blending system on the property and supports the
14 Project and that is a letter that is annexed as
15 Exhibit 5 to our petition.

16 And, with respect to where it is going to
17 be located, um, the tanks will sit on a four
18 thousand - - go to the next one - - four
19 thousand square foot foundation and the butane
20 blending system will only occupy at most six
21 hundred and fifty square feet.

22 If you can take a look at it, here is the
23 big tank, two thousand gallons encompasses a
24 forty-five hundred square feet, um, we will be
25 in compliance with the Building Zoning Code.

1 We have the front yardage and we have the
2 rear yardage and as it is located in the
3 Industrial District.

4 There are no side requirements. We will, Page | 167
5 obviously, in building it, we will, obviously,
6 comply with all FEMA type of requirements in
7 connection with a flood zone and we will build
8 it, at least, a foot above those requirements.

9 I am here to answer any questions.

10 Sprague, respectfully requests that the
11 application be granted in its entirety and the
12 resolution adopted authorizing the Town Clerk to
13 issue a permit authorizing
14 Sprague's installation of the butane blending
15 system at the Lawrence Terminal pursuant to
16 Hempstead Code Section 131-10.

17 SUPERVISOR CLAVIN: Does any other Town
18 Board Members have questions?

19 COUNCILMAN MUSCARELLA: Yes, I have a
20 question, how does this enhance your capacity?

21 ATTORNEY CAPOBIANCO: By adding it enhances
22 the gasoline capacity.

23 COUNCILMAN MUSCARELLA: Yes, is it doubling
24 your capacity to provide clean gas?

1 REPRESENTATIVE: No, it is a slight
2 increase, approximately ninety thousand more
3 gallons of storage as Joe said, there are three
4 gasoline tanks of, approximately, a million
5 gallons each, so, it is a small addition to the
6 storage.

7 It just enhances the quality of the
8 gasoline.

9 COUNCILMAN MUSCARELLA: And, the other
10 existing tanks there, are they going to be
11 upgraded to some kind of new code or some point
12 of - -

13 REPRESENTATIVE: This system will inject
14 butane as it is in the piping at the terminal
15 when it goes from the gasoline tanks over to a
16 truck loading rack.

17 ATTORNEY CAPOBIANCO: In other words, the
18 butane will be added when the gasoline is going
19 to be.

20 COUNCILMAN MUSCARELLA: Shipped out.

21 ATTORNEY CAPOBIANCO: Exactly.

22 REPRESENTATIVE: There are no changes to
23 the existing.

24 ATTORNEY CAPOBIANCO: Right, right.

1 COUNCILMAN MUSCARELLA: Before that, you
2 had to go to a different place to put the butane
3 into those tankers?

4 ATTORNEY CAPOBIANCO: Correct.

5 COUNCILMAN MUSCARELLA: Now, you will have
6 one-size fits all.

7 ATTORNEY CAPOBIANCO: Right, you hit it
8 right on the head.

9 COUNCILMAN MUSCARELLA: Thank you.

10 SUPERVISOR CLAVIN: Does any Member of the
11 Board have any questions?

12 (Whereupon, no response was heard. After,
13 the following ensued.)

14 SUPERVISOR CLAVIN: I do not have any slips
15 from the public, at this time, now, we will go
16 to the portion of the Meeting where we go to the
17 Go-to-Webinar to see if any Members of the
18 Public are "raising their hand" on this
19 application.

20 Mr. Moderator?

21 ATTORNEY REGINA: Supervisor, no one has
22 selected the "raise your hand" option to be
23 heard on this Public Hearing.

24 SUPERVISOR CLAVIN: All right, with that,
25 may I have a Motion.

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1 COUNCILMAN BLAKEMAN: Yes, Mr. Supervisor,
2 I move that we approve the application subject
3 to compliance with all of the Building
4 Department's regulations with respect to this
5 site.

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6 COUNCILMAN MUSCARELLA: I second that.

7 CLERK MURRAY: Supervisor Clavin?

8 SUPERVISOR CLAVIN: Aye.

9 CLERK MURRAY: Councilman Blakeman?

10 COUNCILMAN BLAKEMAN: Aye.

11 CLERK MURRAY: Councilman Carini?

12 COUNCILMAN CARINI: Aye.

13 CLERK MURRAY: Councilman D'Esposito?

14 COUNCILMAN D'ESPOSITO: Aye.

15 CLERK MURRAY: Councilman Dunne?

16 COUNCILMAN DUNNE: Aye.

17 CLERK MURRAY: Senior Councilwoman Goosby?

18 SENIOR COUNCILWOMAN GOOSBY: Aye.

19 CLERK MURRAY: Councilman Muscarella?

20 COUNCILMAN MUSCARELLA: Aye.

21 ATTORNEY REGINA: Go-to-Webinar will, now
22 be turned off and we encourage all those
23 participating in Go-to-Webinar's website to
24 continue listening and watching on the Town of
25 Hempstead's Livestream.

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1 SUPERVISOR CLAVIN: Okay, thank you very
2 much and Counsel, thank you very much. Thank you
3 very much to your assistant for a great
4 application.

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5 Happy New Year and speedy recovery.

6 Madam Clerk, will you, please, call the
7 first case on the Decision Calendar.

8 CLERK MURRAY: We have one decision on the
9 Decision Calendar.

10 Application of PATH LAND HOLDINGS, LLC. for
11 a permit to include existing gasoline service
12 station within "GSS" District and demolish the
13 existing one-story building with basement and
14 construct a new, one story, 2996' convenience
15 store (without basement) with eight (8) multiple
16 Product dispensers providing sixteen (16) fueling
17 stations, additional site work for parking
18 approximately 33,572 feet of landscaping and a
19 trash enclosure are also proposed no automotive
20 repairs, bodywork automotive painting or
21 automotive sales will occur - East side of
22 Hicksville Road & South side of Central Avenue
23 near Bethpage.

24 COUNCILMAN DUNNE: This is in my District
25 and we did have a Hearing on this and this

1 decision came after much discussion with the
2 community and it should have gone along very, very
3 easy.

4 So, I will do a conditional approval.

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5 It says on the decision that it includes an
6 existing gasoline service station in the GSS
7 District and it does not have that, to my
8 knowledge. It did not have it at the time of the
9 Hearing.

10 So, if it happened in the meantime and I am
11 not aware of it, it is in the sentence, let's
12 approve it. We will approve it without that
13 sentence. There is an existing one.

14 So, I like that corrected but I want to
15 approve this because all of the hurdles
16 have been cleared and the tenant did speak with
17 the neighbors and every objection has been
18 addressed and any other objection that may arise,
19 they will address in favor of the residents.

20 So, I move that we adopt this with the
21 caveat.

22 COUNCILMAN BLAKEMAN: I second that subject
23 to the conditions set forth by Councilman Dunne.

24 CLERK MURRAY: Supervisor Clavin?

25 SUPERVISOR CLAVIN: Aye.

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1 CLERK MURRAY: Councilman Blakeman?

2 COUNCILMAN BLAKEMAN: Aye.

3 CLERK MURRAY: Councilman Carini?

4 COUNCILMAN CARINI: Aye.

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5 CLERK MURRAY: Councilman D'Esposito?

6 COUNCILMAN D'ESPOSITO: Aye.

7 CLERK MURRAY: Councilman Dunne?

8 COUNCILMAN DUNNE: Aye.

9 CLERK MURRAY: Senior Councilwoman Goosby?

10 SENIOR COUNCILWOMAN GOOSBY: Aye.

11 CLERK MURRAY: Councilman Muscarella?

12 COUNCILMAN MUSCARELLA: Aye.

13 SUPERVISOR CLAVIN: That ends the formal
14 part of the Calendar.

15 I am going to suggest we take a five-
16 Minute recess and handle the rest of the Calendar
17 and we all warm up since it is freezing in here.

18 (Whereupon, a five-minute recess was
19 entertained. After, the following ensued.)

20 SUPERVISOR CLAVIN: Good Afternoon,
21 everybody, Madam Clerk, will you, please, call the
22 Administrative Calendar.

23 CLERK MURRAY: Yes, Supervisor Clavin,
24 there are Items 27 through 125 on the
25 Administrative Calendar.

1 I also have eighteen resolutions that are
2 of an urgent or emergency nature.

3 The first is entitled a Resolution
4 authorizing the grant of funds to the Baldwin Fire
5 District located in the Town of Hempstead to be
6 paid from monies received by the Town through the
7 CARES Act to assist them in paying for unbudgeted,
8 necessary expenses incurred directly related to
9 the COVID-19 pandemic.

10 The second emergency Resolution is entitled
11 authorizing the transfer of monies received by the
12 Town of Hempstead through the CARES Act to fund
13 unbudgeted, necessary expenses incurred directly
14 related to the COVID-19 pandemic related
15 expenditures in the Town of Hempstead.

16 The third is entitled Resolution
17 authorizing amendment to the 2020 adopted budget
18 to increase the General Fund estimated revenues
19 increase to the General Fund appropriations, an
20 increase to the General Fund undistributed on the
21 expense account and increase of the CARES Act
22 Assistance Revenue Account and Town of Hempstead
23 General Fund undistributed.

24 The fourth is entitled Resolution
25 authorizing the grant of funds to the North

1 Bellmore Fire District located in the Town of
2 Hempstead to be paid for monies received by the
3 Town through the CARES Act to assist them in
4 paying for unbudgeted, necessary expenses and
5 incurred directly related to COVID-19 pandemic.

6 The Fifth Resolution authorizing the
7 transfer of monies received by the Town of
8 Hempstead through the CARES Act to fund
9 unbudgeted, necessary expenses incurred directly
10 related to the COVID-19 pandemic related
11 expenditures in the Town of Hempstead.

12 The Sixth Resolution is entitled a
13 Resolution authorizing amendment to the 2020
14 adopted budget to increase the General Fund
15 Estimated Revenues, an increase to the General
16 Fund appropriations, an increase to the General
17 Fund Undistributed Other Expense Account and an
18 increase of the CARES Act Assistance Revenue
19 Account through the Town of Hempstead General Fund
20 undistributed.

21 The Seventh is a Resolution authorizing the
22 transfer of monies received by the Town of
23 Hempstead through the CARES Act to fund
24 unbudgeted, unnecessary expenses incurred directly
25 related to COVID-19 pandemic.

1 Um, the Eighth Resolution authorized an
2 amendment to the 2020 adopted budget to increase
3 the general fund estimated revenues, an increase
4 to the General Fund Appropriations, an increase to
5 the General Fund Undistributed Other Expense
6 Account, an increase of the CARES Act Assistance
7 Revenue Account in the General Fund Undistributed.

8 The Ninth Resolution authorizes the
9 transfer of monies received by the Town of
10 Hempstead through the CARES Act to fund
11 unbudgeted, necessary expenses incurred directly
12 related to the COVID-19 pandemic.

13 The Tenth Resolution authorized an
14 amendment to the 2020 adopted budget to increase
15 the General Fund estimated revenues and increase
16 to the General Fund appropriations and increase to
17 the General Fund undistributed other expense
18 account, an increase of the CARES Act Assistance
19 Revenue Account in the General Fund undistributed.

20 The Eleventh Resolution authorizes the
21 transfer of monies received by the Town of
22 Hempstead through the CARES Act to fund
23 unbudgeted, necessary expenses incurred directly
24 related to COVID-19 pandemic.

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1 The Twelfth Resolution authorized the
2 amendment to the 2020 adopted budget to increase
3 the General Fund estimated revenues, an increase
4 to the General Fund appropriations, an increase to
5 the General Fund undistributed other expense
6 account, an increase of the CARES Act Assistance
7 Revenue Account in the General Fund undistributed.

8 The Thirteenth Resolution authorize the
9 transfer of monies received by the Town of
10 Hempstead through the CARES Act to fund
11 unbudgeted, necessary expenses incurred directly
12 related to the COVID-19 pandemic.

13 The Fourteenth Resolution authorized the
14 amendment to the 2020 adopted budget to increase
15 the General Fund estimated revenues, an increase
16 to the General Fund Appropriations, an increase
17 to the General Fund undistributed other expense
18 account, an increase to CARES Act assistance
19 revenue account in the General Fund undistributed.

20 The Fifteenth Resolution authorizes the
21 transfer of monies received by the Town of
22 Hempstead through the CARES Act to fund
23 unbudgeted, necessary expenses incurred directly
24 related to the COVID-19 pandemic.

1 The Sixteenth Resolution authorizes
2 amendment to the 2020 adopted budget to increase
3 the General Fund estimated revenues, an increase
4 to the General Fund appropriations, an increase to
5 the General Fund undistributed other expense
6 account, an increase of the CARES Act assistance
7 revenue account in the General Fund undistributed.

8 The Seventeenth Resolution awarded a bid
9 contract 20A-2020 for the capping and indexing of
10 original property cards of records for the purpose
11 of incorporating into Opengov.

12 The Eighteenth Resolution authorized
13 payment to Universal Biohazard Prescription and
14 Response, LLC. for disinfection and
15 decontamination services at various Town
16 facilities across the Town of Hempstead.

17 Supervisor, those will be Items 126 through
18 143 on the Administrative Calendar.

19 SUPERVISOR CLAVIN: Okay, does any member
20 of the Board wish to make a Motion to adjourn any
21 of the items?

22 COUNCILMAN D'ESPOSITO: Yes, Supervisor, I
23 like to make a Motion to adjourn Item Number 53
24 and Item Number 27.

25 COUNCILMAN BLAKEMAN: Second.

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1 SUPERVISOR CLAVIN: Please, call the roll
2 to adjourn Item Number 27 and Item 53.

3 CLERK MURRAY: Supervisor Clavin?

4 SUPERVISOR CLAVIN: Aye.

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5 CLERK MURRAY: Councilman Blakeman?

6 COUNCILMAN BLAKEMAN: Aye.

7 CLERK MURRAY: Councilman Carini?

8 COUNCILMAN CARINI: Aye.

9 CLERK MURRAY: Councilman D'Esposito?

10 COUNCILMAN D'ESPOSITO: Aye.

11 CLERK MURRAY: Councilman Dunne?

12 COUNCILMAN DUNNE: Aye.

13 CLERK MURRAY: Senior Councilwoman Goosby?

14 SENIOR COUNCILWOMAN GOOSBY: Aye.

15 CLERK MURRAY: Councilman Muscarella?

16 COUNCILMAN MUSCARELLA: Aye.

17 SUPERVISOR CLAVIN: Does any Member of the
18 Board wish to be hard on any of the Administrative
19 Calendar?

20 COUNCILMAN BLAKEMAN: Yes, Mr. Supervisor,
21 um, there has been a great deal of interest in
22 Item 68 in the Public, especially with the patrons
23 of the Malibu Beach Club concerning the Resolution
24 of litigation conflict with the vendor.

1 We have available by telephone our special
2 litigation Counsel from Tully Rinckey Law Firm,
3 Don Chesworth and Gene Welsch and also Senior
4 Councilwoman Dorothy Goosby's Counsel Steve
5 Lester, who are going to make a recommendation to
6 the Board with respect to that matter.

7 Mr. Chesworth, are you there with Mr.
8 Welsch?

9 ATTORNEY CHESWORTH: Yes, we are here and
10 Karen Sanders is here, as well.

11 COUNCILMAN BLAKEMAN: Okay, thank you,
12 Karen, as well.

13 So, you have a recommendation to make to
14 the Board?

15 ATTORNEY CHESWORTH: Yes, we have the
16 recommendation which I communicated by letter on
17 December 2nd, which is for the Board to agree to
18 the settlement proposal which we had worked out
19 with Dover.

20 We think it is in the best interest of the
21 taxpayers of the Town, we believe it resolves the
22 questions which have been raised over the last
23 couple of years.

1 And, we think it would bring the litigation
2 to a close, which would be a great, economical,
3 wise thing to do at this point, I believe.

4 I like to thank the Board for having been Page | 181
5 tolerant while we were working on this and also
6 thank Mr. Alfano and Mr. Lester for providing
7 valuable help to us.

8 Gene Welsch is clearly the fella that has
9 been there and my law partner has been in Court.

10 He and Karen have been dealing with the
11 Court.

12 If the Board will recall, we were retained
13 a little over a year and a half ago to get
14 involved in this matter to try to resolve the
15 differences between the Dover Gourmet and the Town
16 and we were well underway when a lawsuit was
17 commenced against the Town by the Dover Gourmet
18 Corporation.

19 We have been defending that lawsuit and we
20 believe that this Resolution is set forth in the
21 Settlement Agreement is the best way to resolve
22 the thing and benefit everybody, but, most
23 importantly the taxpayers of the Town.

1 COUNCILMAN BLAKEMAN: Mr. Chesworth, would
2 you and your team standby in case the public has
3 any questions.

4 ATTORNEY CHESWORTH: Yes.

5 COUNCILMAN BLAKEMAN: Okay. Mr. Lester, do
6 you want to go up there.

7 ATTORNEY LESTER: Good Afternoon, Members
8 of the Board - -

9 ATTORNEY CHESWORTH: We would be happy to
10 answer any questions you may have at this point.

11 COUNCILMAN BLAKEMAN: Yes, if you could
12 standby, Mr. Lester is going to make a
13 recommendation and, then, if any of the Board
14 Members or the Public has a question, obviously,
15 we will direct them to you.

16 ATTORNEY CHESWORTH: Okay, we will be here.

17 COUNCILMAN BLAKEMAN: Thanks.

18 ATTORNEY LESTER: Again, Steve Lester,
19 Counsel to the Town Board Minority.

20 I am pleased to report that we were able to
21 resolve the litigation brought by Dover Gourmet
22 Corporation by entering into a new fifteen year
23 Licensing Agreement that solves some of the
24 problems that gave rise to this dispute.

1 Unfortunately for the Town, we were able to
2 negotiate all past due license fees and PILOT
3 payments will be paid by the vendor and also he
4 has agreed to make three hundred thousand dollars
5 a year in capital improvements to the facility at
6 his expense.

7 But I think one of the most important
8 things that we stated with this settlement is a
9 set of internal controls so that the issues that
10 caused this dispute to arise in the first place
11 will not occur, again, based on this new licensing
12 agreement and the controls therein.

13 Um, I also want to thank Don Chesworth,
14 Eugene Welsch and Karen Sanders for their great
15 work on this litigation because of their work on
16 the litigation, we were able to get a very good
17 settlement for the Town of Hempstead.

18 And, they deserve a lot of credit for their
19 guidance and litigation skills.

20 So, again, overall this is an agreement
21 that puts an end to litigation.

22 And, I think will benefit the Town long
23 term regarding the maintenance of the facility.

24 Thank you.

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1 COUNCILMAN BLAKEMAN: Mr. Supervisor, the
2 team will be here through Public Comment,
3 throughout the Administrative Calendar if anybody
4 should raise a question. Page | 184

5 SUPERVISOR CLAVIN: Okay, great.

6 Does any Member of the Board wish to be
7 heard on any item on the Administrative Calendar?

8 (Whereupon, no response was heard. After,
9 the following ensued.)

10 SUPERVISOR CLAVIN: If not, we have a
11 number of people that came to speak. Councilman
12 Dunne?

13 COUNCILMAN DUNNE: Item 84, the
14 Wantagh/Levittown Volunteer Ambulance, not the
15 Levittown Fire Department.

16 Levittown was covered in 75.

17 So, just 84 to say, just be amended to say
18 "Wantagh/Levittown Volunteer Ambulance Corp."

19 COUNCILMAN BLAKEMAN: Second.

20 SUPERVISOR CLAVIN: On the amendment, only.

21 CLERK MURRAY: Yes, a vote changing the
22 proposed amendment that Councilman has just spoken
23 of.

24 Supervisor Clavin?

25 SUPERVISOR CLAVIN: Aye.

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1 CLERK MURRAY: Councilman Blakeman?

2 COUNCILMAN BLAKEMAN: Aye.

3 CLERK MURRAY: Councilman Carini?

4 COUNCILMAN CARINI: Aye.

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5 CLERK MURRAY: Councilman D'Esposito?

6 COUNCILMAN D'ESPOSITO: Aye.

7 CLERK MURRAY: Councilman Dunne?

8 COUNCILMAN DUNNE: Aye.

9 CLERK MURRAY: Senior Councilwoman Goosby?

10 SENIOR COUNCILWOMAN GOOSBY: Aye.

11 CLERK MURRAY: Councilman Muscarella?

12 COUNCILMAN MUSCARELLA: Aye.

13 SUPERVISOR CLAVIN: Now, we have Members of
14 the Public that wish to speak on the
15 Administrative Calendar, again, if you would
16 please just give your name and address for the
17 record. Good Afternoon.

18 MARY ELLEN KREYE: Good Afternoon, Mary
19 Ellen Kreye. 436 Locust Avenue, Uniondale on Item
20 Number 40.

21 Those Wells 7, 11 and 12, where are they
22 located, please?

23 SUPERVISOR CLAVIN: I believe Commissioner
24 Reinhardt is available.

25 Commissioner Reinhardt, are you available?

1 Ms. Kreye, give it a second, okay.

2 MARY ELLEN KREYE: Thank you. In the
3 interim, I like to compliment the Water Department
4 on the very informative water quality report which Page | 186
5 I found quite interesting.

6 SUPERVISOR CLAVIN: Thank you, Ms. Kreye.

7 COMMISSIONER REINHARDT: Hello, Supervisor,
8 can you hear me, now?

9 SUPERVISOR CLAVIN: Yes, I can.
10 Commissioner Reinhardt, we had a question on
11 Number 40 on the calendar, Ms. Kreye, can you
12 repeat your question, briefly?

13 MARY ELLEN KREYE: Yes, where are the
14 Wells, Number 7, 11 and 12 located, please?

15 COMMISSIONER REINHARDT: The bond
16 Resolution for Item Number 40 involves the Wells
17 located on Oak Street in Uniondale.

18 MARY ELLEN KREYE: I didn't catch what
19 street?

20 COMMISSIONER REINHARDT: Oak Street.

21 MARY ELLEN KREYE: Oh, Oak, okay, thank
22 you.

23 On Item Number 53, I am definitely opposed
24 to this, to me it is a gag rule.

25 COUNCILMAN D'ESPOSITO: There is no 53.

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1 SUPERVISOR CLAVIN; Just to know, there is
2 no 53.

3 MARY ELLEN KREYE: I didn't hear a vote.

4 SUPERVISOR CLAVIN: We took that off the Page | 187
5 Calendar earlier.

6 MARY ELLEN KREYE: Thank you.

7 SUPERVISOR CLAVIN: Not a problem.

8 MARY ELEN KREYE: Glad to hear it and
9 finally on Item Number 125, Uniondale handicapped
10 parking, do you know where that is located,
11 please?

12 SUPERVSOR CLAVIN: What number? Is Mr.
13 Reed available?

14 MARY ELLEN KREYE: And, while you are
15 trying to locate him, I like to say that we at
16 Uniondale Community Council are looking forward to
17 continuing to assist the Uniondale Youth during
18 this pandemic and we appreciate the funding which
19 the Town has helped us obtain for Uniondale
20 Community Council's Youth Project which is, now,
21 into its 40th year.

22 It hits its 40th year in August and we wish
23 you all a joyful holiday and a healthy, healthy
24 New Year.

25 SUPERVISOR CLAVIN: Thank you, Ms. Kreye.

1 The entire township and all the communities
2 in it. Do we have Mr. Reed available to answer
3 that question? Mr. Reed?

4 TRAFFIC CONTROL REED: Yes, I am right,
5 here.

6 SUPERVISOR CLAVIN: Ms. Kreye had a
7 question regarding - - the question Ms. Kreye?

8 MARY ELLEN KREYE: The location for the
9 handicapped parking permit?

10 SUPERVISOR CLAVIN: The handicapped
11 parking, Item 125.

12 CLERK MURRAY: 125.

13 TRAFFIC CONTROL REED: I will get the
14 information. I am happy to look into it and
15 contact the resident.

16 SUPERVISOR CLAVIN: Ms. Kreye.

17 MARY ELLEN KREYE: I just wanted to know
18 the street.

19 SUPERVISOR CLAVIN: Do you know the street
20 by any chance?

21 CLERK MURRAY: Supervisor, we have looked
22 it up and it says Webster.

23 SUPERVISOR CLAVIN: Webster Avenue, yes,
24 Webster Avenue.

25 MARY ELLEN KREYE: Thank you very much.

1 SUPERVISOR CLAVIN: No problem, Ms. Kreye,
2 thank you for your kind words and Happy, Safe New
3 Year.

4 TRAFFIC CONTROL REED: If you can get the ^{Page | 189}
5 information, I would be happy to look into it.

6 SUPERVISOR CLAVIN: Name and address,
7 please.

8 Name and address, please.

9 FELIX PROCACCI: Felix Procacci, Franklin
10 Square.

11 I am talking on Number 68, the settlement
12 with Dover.

13 The settlement is premature for two
14 reasons, first, the Town should not be
15 renegotiating this contract without putting this
16 contract out to bid.

17 And, second, the problems with he current
18 Malibu contract haven't been fully investigated.

19 In a Patch article dated October 30, 2019,
20 Supervisor Candidate Don Clavin is quoted as
21 saying, "I support a thorough and complete review
22 of the contracts that have come into question and
23 that all appropriate actions be taken based on
24 findings of the investigation."

1 The preliminary documents say that a fact
2 disclosure should be completed by July 31, 2020.

3 I agree with Candidate Clavin's statement
4 that all appropriate action should be taken based ^{Page | 190}
5 on the findings of the investigation.

6 But it appears that no findings of fact
7 have been presented to the public and the Town
8 Board should wait for these findings before
9 committing to a long-term contract.

10 The 2009 contract, the annual fee was four
11 hundred thousand dollars and the licensee had to
12 pay a total of all the capital improvements.

13 The new contract negates this clause making
14 taxpayers pick up four million dollars of those
15 capital improvements.

16 It only requires a licensee to pay up to
17 three hundred thousand dollars for capital
18 improvements each year in the future.

19 The taxpayers should not pay for prior
20 capital improvements when Dover was contractually
21 obligated to pay before the Town settles this
22 case.

23 The residents deserve some transparency.

24 It is important to note that this was also
25 the position of Candidate Clavin.

1 If the 2009 contract was amended properly
2 and approved by Town Officials, residents should
3 be able to view this amended contract and the
4 signatures of the Town Officials that signed these Page | 191
5 contracts.

6 In addition, residents should be able to
7 view all the documents that show the work
8 performed as well as the associated costs.

9 For those Board Members that decided to - -
10 who decide to vote for this contract, they should
11 explain to their constituents why residents are
12 paying Dover's contractual expenses and why this
13 contract is not being put out to bidders.

14 For those Board Members who decide to
15 abstain, they should explain what their conflict
16 of interest is.

17 Again, I agree with the position of
18 Candidate Clavin.

19 There needs to be transparency and the
20 appropriate action should be taken when all the
21 facts are known, but, this has not happened, yet.

22 On another item on the procurement thing,
23 um, the exceptions, the acquisition of
24 professional services, the ten thousand limit has
25 been removed.

1 It should be put back in. Thank you.

2 SUPERVISOR CLAVIN: Good Afternoon. Name
3 and address for the record.

4 DIANE MADDEN: Diane Madden, Hempstead. Page | 192

5 Um, I am really personally delighted that
6 53 was removed from the calendar.

7 I don't know who even put that up or where
8 it came from, but, whoever it was should be fired
9 or they should step down because at a time where
10 the public needs to be in touch with you to attack
11 Freedom of Speech, is even more than disingenuous.

12 I would like to speak on Number 55, the
13 procurement policy.

14 As you know, Supervisor, I campaigned right
15 next to you with this, on this item.

16 You promised, I have the recording, if you
17 like to hear it, to do away with this.

18 Nassau County has a five-thousand-dollar
19 limit.

20 If nothing else, if you don't sever it,
21 please, please table it until you can revisit
22 this.

23 As it stands, there is no yearly limit to
24 these contracts that can be handed out and renewed
25 at fifty thousand dollars.

1 There is no consequences if an official
2 signs a contract for over fifty thousand dollars.

3 It goes far and beyond the power, the abuse
4 of power to allow the Commissioners and Deputy
5 Commissioners who you promised their resignations,
6 they are still in place, but, it goes beyond their
7 power to the power of other officials to do this.

8 Worse than that, it is actually a worse
9 procurement policy than Laura Gillen put in place,
10 carelessly put in place.

11 And, I urge you to table this Resolution
12 until you can get those answers and that there are
13 consequences if it is abused and, again, to bring
14 it back to the County's five-thousand-dollar
15 limit, I think it is dangerous.

16 I think it is irresponsible. And, we shouldn't
17 have it. I joined you on this when - -
18 Supervisor, when I was running, I joined you and
19 this was one of the first resolution I think you
20 were going to change.

21 You are absolutely right about that matter.
22 I was cheering the hardest when you made that
23 commitment, Supervisor Clavin.

24 I hope you keep it. I hope you table this
25 resolution and return and think about

1 Something that the taxpayers can live with.

2 People keep talking about what is good for
3 the taxpayers.

4 This is not good for the taxpayers. Thank ^{Page | 194}
5 you.

6 SUPERVISOR CLAVIN: Thank you. Name and
7 address for the record, please.

8 STUART KROLL: Stu Kroll, Great Neck.

9 Let's see, Mr. Clavin, first of all, I am
10 glad, also that 53 was tabled.

11 I have a few general comments on that in a
12 minute.

13 There were 89 cats euthanized in the first
14 nine months of 2020.

15 We are still waiting on the overdue FOIL on
16 each particular cat.

17 While the Shelter has never reopened, no
18 surrenders have been accepted.

19 It would most likely be that many of those
20 cats were not gravely ill and quite probably
21 adoptable as well.

22 You stated the reason for the Shelter being
23 closed was protection of the Shelter - - of the
24 Shelter employees, that is a very noble goal.

25 Are not the employees at Central

1 Vet entitled to the same protections?

2 This is obviously a plot to privatize the
3 Shelter and hand it over to a group that, no
4 doubt, that your minions have already chosen.

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5 I am sure they want to take over the
6 Shelter with as few animals as possible.

7 Who decides to take these lives so cavalry?

8 I am sure it is Pastore and Marino.

9 Let's see Mr. Dunne, as far as I know,
10 you're the only person on this Board that served
11 in the Military.

12 I could be wrong about that. Anyway, I
13 find it astonishing, first of all, you ban the
14 emails.

15 Emails have been banned here so, therefore,
16 disabled citizens or stay-at-home Moms have no
17 right to speak.

18 The arrogance of this Board is almost
19 comical.

20 It must be nice to be in a position where
21 you can imagine if you hear unflattering comments,
22 you can silence your opposition.

23 I don't know what is going on back there.

24 In any case, why do these wars fought, why
25 did you go and fight if not to protect

1 People's right to have free speech, in any way, to
2 even consider something where people could just
3 take our right speak is astonishing and waving a
4 flag is all well and good.

5 Actually what is important is keeping the
6 constitutional rights that people, you know,
7 fought for and many people died for.

8 So, what can I say, anyway, these actions
9 eat away at the heart of our democracy and we will
10 of course, make these actions very clear to all
11 your constituents.

12 Okay, thank you.

13 SUPERVISOR CLAVIN: Thank you. Happy New
14 Year.

15 Name and address.

16 DEBRA SALANT: My name is Debra Salant. I
17 live at 20 Commonwealth Street in Franklin Square,
18 New York.

19 May I start?

20 SUPERVISOR CLAVIN: Yes.

21 DEBRA SALANT: Good Afternoon, Supervisor
22 Clavin and Town Board Members:

23 Thank you for the opportunity to speak
24 before the Board.

25 I am, here, to request your

1 support for the proposal to permit Greenfield
2 Cemetery plot owners to donate their unused graves
3 to the families of COVID 19 victims.

4 We cannot forget them but, especially,
5 during this pandemic, we can and must help,
6 especially during the Holiday Season of giving.

7 I am asking for the Board to consider
8 adopting a Resolution directing Greenfield
9 Cemetery to allow plot owners to donate graves to
10 families experiencing financial difficulties.

11 Aside from myself, perhaps there are other
12 plot owners who would like to help such families.

13 Greenfield's restriction that only a blood
14 relation can be interred in a family plot, my plot
15 was purchased in 1916 is arbitrary and capricious.

16 In September, Greenfield representatives
17 told me that heirs of original plot owners who
18 wish to be interred, a loved one must satisfy all
19 outstanding maintenance fees before a grave can be
20 opened.

21 My great grandfather purchased this family
22 plot over one hundred years ago.

23 Today, two plots are available for four
24 burials but twelve thousand one hundred and forty-
25 nine dollars must be paid before an

1 Interment takes place.

2 These two graves will never be used and
3 should be given to COVID-19 families.

4 Last evening, I spoke to Reverend Samuel^s Page | 198
5 of the Hempstead Methodist Church and informed him
6 of my request to the Board.

7 I am planning on asking him if he could
8 have Members of the Church write the Board in
9 support of my request to help our neighbors.

10 My grandmother, David Freeman Dodge's
11 daughter had two children, a son and a daughter,
12 only her son had a child, I am Ann Dodges
13 granddaughter and the only living relations to
14 David Freeman Dodge.

15 My grandfather only had one great
16 grandchild, me.

17 Again, I respectfully request that the
18 Board consider my request to have these plots made
19 available for COVID victims.

20 (Whereupon, the three-minute bell rang.
21 After, the following ensued.)

22 DEBRA SALANT: Is it possible under your
23 direction to have Greenfield ascertain how many
24 other unused graves can be made available while
25 using a timeframe of one hundred years since

1 the last burial, if this can be done.

2 SUPERVISOR CLAVIN: I know and appreciate
3 this.

4 Charles Kovit, I think you had some answers ^{Page | 199}
5 you wanted to provide, there, is that accurate?

6 ATTORNEY KOVIT: Yes, Supervisor, we are
7 completely aware of your very sensitive,
8 equitable, fair proposal and that is why appearing
9 on the Administrative Calendar, Number 113, is the
10 relief that you seek, so, starting, today, until
11 further order of the Town Board, people who have
12 ownership or control of burial sites in the Town
13 of Hempstead will be able to give those sites to
14 victims of COVID 19, notwithstanding that they are
15 not related by blood, marriage or adoption to the
16 owner and I do commend you an I know the Town
17 Board does.

18 SUPERVISOR CLAVIN: You reached out to us,
19 we really thought it was heartfelt, very sincere.
20 It was really a wonderful idea and the entire Town
21 Board, all of my colleagues said it was a great
22 initiative.

23 Our Acting Town Attorney went right to the
24 research.

25 It is actually on the calendar.

1 I wanted you to know that it was really a
2 wonderful idea that you came up with.

3 The Board is very supportive and it is on
4 the calendar today. Page | 200

5 DEBRA SALANT: Thank you, Mr. Clavin.

6 SUPERVISOR CLAVIN: Thank you, well done.

7 (Whereupon, applause from the Board Members
8 was heard. After, the following ensued.)

9 DEBRA SALANT: Perhaps we can lead the way
10 for other communities to follow your actions.

11 SUPERVISOR CLAVIN: Thank you.

12 DEBRA SALANT: I am so grateful for your
13 decision. Thank you very much.

14 SUPERVISOR CLAVIN: Councilman Blakeman?

15 COUNCILMAN BLAKEMAN: I just wanted to say
16 thank you, Mr. Supervisor for your leadership and
17 quick action on this and thank you ma'am for
18 really keeping in the holiday spirit.

19 This was a wonderful idea and we are glad
20 that you brought it to our attention.

21 SUPERVISOR CLAVIN: Well done, well done,
22 really, thank you very much.

23 DEBRA SALANT: May I ask one question; how
24 do I go about doing this?

25 What forms will be required by the

1 Cemetery?

2 SUPERVISOR CLAVIN: I will tell you right,
3 now, you see the tall, lanky guy that gave you the
4 answer, he will personally reach out to you and Page | 201
5 get you involved with the whole thing, I promise
6 you right, now.

7 DEBRA SALANT: Thank you. God Bless you all
8 you made my holiday so special.

9 SUPERVISOR CLAVIN: Safe 2021.

10 CLERK MURRAY: Very nice.

11 SUPERVISOR CLAVIN: Is there anybody else
12 in Town Hall that wanted to be heard on the
13 Administrative Calendar?

14 (Whereupon, no response was heard. After,
15 the following ensued.)

16 SUPERVISOR CLAVIN: May I have a Motion on
17 the Administrative Calendar in its entirety.

18 SENIOR COUNCILWOMAN GOOSBY: Supervisor, I
19 make a Motion that we accept the entire
20 Administrative Calendar with the added additions
21 with the exception of Item Number 53 and 27.

22 CLERK MURRAY: Could we be clear, adopting
23 the entire Administrative Calendar, forgive me
24 Senior Councilwoman, you said with the exception
25 of Item Number 53 and 27?

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1 SENIOR COUNCILWOMAN GOOSBY: 27 and 53,
2 they are off. We will include all the ones that
3 you added.

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4 CLERK MURRAY: Yes, ma'am.

5 SENIOR COUNCILWOMAN GOOSBY: Okay, that's
6 it.

7 COUNCILMAN BLAKEMAN: Second.

8 CLERK MURRAY: Supervisor Clavin?

9 SUPERVISOR CLAVIN: I vote Aye on the
10 entire Administrative Calendar with the exception
11 of 68 which I abstain.

12 CLERK MURRAY: Councilman Blakeman?

13 COUNCILMAN BLAKEMAN: Aye.

14 CLERK MURRAY: Councilman Carini?

15 COUNCILMAN CARINI: Aye.

16 CLERK MURRAY: Councilman D'Esposito?

17 COUNCILMAN D'ESPOSITO: Madam Clerk, I vote
18 aye on everything with the exception of 68 and 143
19 which I abstain.

20 CLERK MURRAY: Councilman Dunne?

21 COUNCILMAN DUNNE: Aye.

22 CLERK MURRAY: Senior Councilwoman Goosby?

23 SENIOR COUNCILWOMAN GOOSBY: Aye.

24 CLERK MURRAY: Councilman Muscarella?

25 COUNCILMAN MUSCARELLA: Aye.

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1 SUPERVISOR CLAVIN: May I have a Motion to
2 adjourn.

3 COUNCILMAN D'ESPOSITO: I make it.

4 SENIOR COUNCILWOMAN GOOSBY: I second it. Page | 203

5 CLERK MURRAY: Supervisor Clavin?

6 SUPERVISOR CLAVIN: Aye.

7 CLERK MURRAY: Councilman Blakeman?

8 COUNCILMAN BLAKEMAN: Aye.

9 CLERK MURRAY: Councilman Carini?

10 COUNCILMAN CARINI: Aye.

11 CLERK MURRAY: Councilman D'Esposito?

12 COUNCILMAN D'ESPOSITO: Aye.

13 CLERK MURRAY: Councilman Dunne?

14 COUNCILMAN DUNNE: Aye.

15 CLERK MURRAY: Senior Councilwoman Goosby?

16 SENIOR COUNCILWOMAN GOOSBY: Aye.

17 CLERK MURRAY: Councilman Muscarella?

18 COUNCILMAN MUSCARELLA: Aye.

19 SUPERVISOR CLAVIN: On behalf of the Town
20 Board and everybody here and everybody watching,
21 we wish all of you a Merry Christmas, Happy
22 Hanukkah, Blessed Kwanza and may 2021 be a healthy
23 and safe year for all of us our friends and our
24 neighbors.

25 Thank you all very, very much.

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1 (Whereupon, the official meeting of the
2 Hempstead Town Board was concluded.)

3
4 CERTIFICATE BY COURT REPORTER

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5
6 I, do hereby certify that the foregoing
7 testimony in the matter of the Hempstead Town
8 Board Meeting held on December 8, 2020, consisting
9 of pages 1 through 203 inclusive is an accurate
10 transcription of my cryptic notes.

11
12 IN WITNESS WHEREOF, I SET MY HAND THIS DAY.



15 *Christine F. Mascia*

16 CERTIFIED COURT REPORTER

17 NORTH SHORE COURT REPORTERS

18 NOTARY PUBLIC - STATE OF NEW YORK