

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 23rd day of March, 2021, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Chapter 202 of the code of the Town of Hempstead to INCLUDE and REPEAL "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

EAST ATLANTIC BEACH MOHAWK AVENUE (TH 30/21) East Side - NO
Section 202-9 PARKING JUNE 15 - SEPTEMBER 10 - from
 the south curbline of Beech Street
 south to its terminus

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

(NR) EAST ATLANTIC MOHAWK AVENUE (TH 324/12) East Side -
BEACH NO PARKING JUNE 15 - SEPTEMBER 10 -
Section 202-9 from the south curbline of Beech
 Street, south for a distance of
 185 feet. (Adopted 11/13/12)

MOHAWK AVENUE (TH 324/12) East Side -
NO PARKING JUNE 15 - SEPTEMBER 10 -
starting at a point 205 feet south of
the south curbline of Beech Street
south to its terminus.
(Adopted 11/13/12)

It may be viewed on the Hempstead website, at
www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social distancing regulations, or real time telephonic communication, see instructions at www.hempsteadny.gov

Dated: March 9, 2021
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Item # 1
Case # 30414

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 23rd day of March, 2021, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE "PARKING OR STANDING PROHIBITIONS" at the following locations:

EAST MEADOW LINDA DRIVE (TH 26/21) South Side - NO STOPPING HERE TO CORNER - starting at the west curbline of Prospect Avenue west for a distance of 28 feet.

It may be viewed on the Hempstead website, at www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social distancing regulations, or real time telephonic communication, see instructions at www.hempsteadny.gov

Dated: March 9, 2021
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Item # 2
Case # 30415

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Section 202-48 of the code of the Town of Hempstead entitled, "Handicapped Parking on Public Streets," a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 23rd day of March, 2021, at 10:30 o'clock in the forenoon of that day, to consider the adoption of a resolution setting aside certain parking spaces for motor vehicles for the sole use of holders of special parking permits issued by the County of Nassau to physically handicapped persons at the following locations:

EAST ATLANTIC BEACH

MALONE AVENUE - east side, starting at a point 32 feet north of the north curbline of Park Street, north for a distance of 20 feet.
(TH-4/21)

ELMONT

HOFFMAN AVENUE - north side, starting at a point 177 feet west of the west curbline of 2nd Street, west for a distance of 20 feet.
(TH-19/21)

FRANKLIN SQUARE

FENWORTH BOULEVARD - south side, starting at a point 76 feet west of the west curbline of Cleveland Street, west for a distance of 17 feet.
(TH-20/21)

WOODMERE

FULTON STREET - south side, starting at a point 372 feet opposite the northeast curbline of Hickox Avenue, east for a distance of 20 feet.
(TH-24/21)

Item # 3
Case # 21527

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

EAST ATLANTIC BEACH

MOHAWK AVENUE - east side, starting at a point 185 feet south of the south curblineline of Beech Street, south for a distance of 20 feet.
(TH-324/12 - 11/27/12) (TH-30/21)

ELMONT

HERALD AVENUE - north side, starting at a point 193 feet east of the east curblineline of Meacham Avenue, east for a distance of 23 feet.
(TH-52/13: 8/06/13) (TH-1/21)

It may be viewed on the Hempstead website, at www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social distancing regulations, or real time telephonic communication, see instructions at www.hempsteadny.gov

Dated: March 9, 2021
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Nathan L. H. Bennett Pavilion, Hempstead Town Hall, Town Hall Plaza, 1 Washington Street, Village and Town of Hempstead, New York, on Tuesday, the 23rd day of March, 2021, at 10:30 o'clock in the forenoon of that day, to consider the amendment of Section 121-3 of Chapter 121 of the Code of the Town of Hempstead entitled "Smoking" by adding a new Subsection "E" thereof in relation to prohibition of retail sales of vaping or e-cigarette products within 1,000 linear feet of any school, park or playground.

The proposed local law is on file in the Office of the Town Clerk, Hempstead Town Hall, 1 Washington Street, Hempstead, New York. It may be viewed on the Town of Hempstead website, www.hempsteadny.gov.

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid, either in person in accordance with applicable social distancing regulations or real-time telephonic communication (see instructions at www.hempsteadny.gov).

Dated: Hempstead, New York

March 9, 2021

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

KATE MURRAY
Town Clerk

DONALD X. CLAVIN JR.
Supervisor

Item #

4

Case #

29671

Town of Hempstead

A local law to amend Section 121-3 of Chapter 121 of the Code of the Town of Hempstead entitled "Smoking" by adding a new Subsection "E" thereof in relation to prohibition of retail sales of vaping or e-cigarette products within 1,000 linear feet of any school, park or playground.

Introduced by: Senior Councilwoman Goosby

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

Section 1. Section 121-3 of Chapter 121 of the code of the town of Hempstead, hereby is amended to henceforth contain a subsection "E" thereof, to read as follows:

Chapter 121
Smoking

* * *

§ 121-3. Prohibited acts.

* * *

E. Further Prohibition. There are well-documented dangers posed to children from vaping and the use of e-cigarettes, as documented in this Chapter and the authorities cited either herein or by other competent publications. There is a manifest and overriding public interest in keeping vaping or e-cigarette products away from places where children are most likely to congregate. Therefore, it is henceforth a prohibited act in violation of this section for any business establishment in the Town of Hempstead to sell at retail any "electronic aerosol delivery system" or "component" or "part" thereof as those terms are defined in this Chapter, if any part of the building in which the business is situated shall be located less than 1,000 linear feet from any property improved with a school for children who are less than 21 years of age, or from any public park or playground, regardless of whether such school, park or playground is located in the Town of Hempstead. All business establishments which are currently offering at retail any "electronic aerosol delivery system" or "component" or "part" thereof as those terms are defined in this Chapter, and are located within 1,000 linear feet of a school, park or playground as described hereinabove shall fully cease and desist from doing so upon a date not later than October 1, 2021, or else they

shall be committing a prohibited act, in violation of this section.

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

CASE NO.

RESOLUTION NO.:

Adopted:

Council
moved for its adoption:

offered the following resolution and

**RESOLUTION ADOPTING A S.E.Q.R. NEGATIVE
DECLARATION AND DETERMINATION OF
NON-SIGNIFICANCE IN CONNECTION WITH THE
PROPOSED AMENDMENT OF SECTION 302 OF THE
ARTICLE XXXI OF THE BUILDING ZONE
ORDINANCE OF THE TOWN OF HEMPSTEAD TO
CREATE A NEW SUB-SECTION 302.U THEREOF IN
RELATION TO RESTRICTING THE LOCATION OF
TOBACCO BUSINESSES TO THE (LM) LIGHT
MANUFACTURING AND (Y) INDUSTRIAL DISTRICTS
OF THE TOWN OF HEMPSTEAD AND ALSO NO NEARER
TO ANY SCHOOL, PARK OR PLAYGROUND THAN 1,000
LINEAR FEET.**

WHEREAS, the Town Board of the Town of Hempstead is empowered to amend the Building Zone Ordinance of the Town of Hempstead, pursuant to Article 16 of the Town Law of the State of New York and Article XXVI of the Building Zone Ordinance of the Town of Hempstead, both as amended; and

WHEREAS, it appears to be in the public interest to consider the proposed amendment of Section 302 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead to create a new Sub-Section 302.U thereof in relation to restricting the location of Tobacco Businesses to the (LM) Light Manufacturing and (Y) Industrial Districts of the Town of Hempstead and also no nearer to any school, park or playground than 1,000 linear feet; and

WHEREAS, pursuant to Article 8 of the New York State Environmental Conservation Law and 6NYCRR Part 617 (S.E.Q.R.) enacting local laws is an "Unlisted Action" and will not have a significant adverse effect on the environment; and

WHEREAS, by enacting said local law, this Town Board implements a measure that will insure that adverse environmental impacts will be minimized to the maximum extent practicable;

NOW, THEREFORE, BE IT

RESOLVED, that the requirements of S.E.Q.R. have been met; and BE IT FURTHER

RESOLVED, that the proposed action is an Unlisted Action pursuant to Part 617.6 and will not have a significant adverse impact on the environment; and BE IT FURTHER

RESOLVED, that this Town Board hereby declares that the proposed amendment of Section 302 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead to create a new Sub-Section 302.U thereof in relation to restricting the location of Tobacco Businesses to the (LM) Light Manufacturing and (Y) Industrial Districts of the Town of Hempstead and also no nearer to any school, park or Playground than 1,000 linear feet and a Negative Declaration under S.E.Q.R.A. are consistent with consideration of public interest; and BE IT FURTHER

RESOLVED, that consistent with balancing social, economic and environmental considerations the action to be carried out is one that minimizes, to the maximum extent practicable, adverse environmental impacts; and BE IT FURTHER

RESOLVED, that the S.E.Q.R. process has been satisfied and completed with the completion of the above-mentioned review and duly approved Negative Declaration.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 5A
Case # 28674

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 16 of the Town Law of the State of New York, as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, Hempstead, New York, on the 23rd day of March 2021, at 10:30 o'clock in the forenoon of that day, to consider the amendment of Section 302 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead, in so far as to create a new subsection 302.U thereof, in relation to restricting the location of tobacco business uses to the (LM) Light Manufacturing and (Y) Industrial Districts of the Town of Hempstead, and also no nearer to any school, park or playground than 1,000 linear feet. The proposed amendment is on file in the office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, Hempstead, New York, and may be viewed on the Town of Hempstead website, www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social distancing regulations, or real time telephonic communication, see instructions at www.hempsteadny.gov

Dated: Hempstead, New York
March 9, 2021.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Item #

5

Case #

28674

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Nathan L.H. Bennett Town Meeting Pavilion, Hempstead Town Hall, Town Hall Plaza, One Washington Street, Village and Town of Hempstead, New York, on the 23rd day of March 2021 at 10:30 o'clock in the forenoon of that day, to consider a local law to amend Chapter 142 of the Code of the Town of Hempstead entitled "Wireless Telecommunications Facilities" by addition of a new Article III thereof in relation to the establishment of an administrative process to authorize owners of fiber-optic cable to install and maintain it in and along Town roads and rights-of-way, and the payment of fair market value to the Town of Hempstead for such authorization; and

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, One Washington Street, Hempstead, New York, and it may be viewed on the Town of Hempstead website (see instructions at <https://hempsteadny.gov/>).

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid, in accordance with all social distancing regulations, or by real-time telephonic participation (see instructions at <https://hempsteadny.gov/>).

Dated: Hempstead, New York
March 9, 2021

Item #

6

Case #

2823

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

Town of Hempstead

A local law to amend chapter 142 of the code of the town of Hempstead, entitled "Wireless Telecommunications Facilities" insofar as to reserve a new Article II for future use and to create a new Article III thereof to establish an administrative process to authorize owners of fiber-optic cable to install and maintain it in and along Town roads and rights-of-way, and the payment of fair market value to the Town of Hempstead for such authorization.

Introduced by: Senior Councilwoman Goosby

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

Section One. Existing chapter 142 of the code of the town of Hempstead, entitled "Wireless Telecommunications Facilities", is hereby amended by reserving a new Article II for future use and by addition of a new Article III thereof, such that immediately following section 142-24 thereof it shall read as follows:

Chapter 142

WIRELESS TELECOMMUNICATIONS FACILITIES

* * *

Article II

[Sections 142-25 through 142-33 are reserved for future use.]

Article III

Fiber Optic Cable in Town Rights-of-Way

§ 142-34. Title.

This Local Law shall be known as the "Fiber Optic Cable in Town Rights-of-Way" law.

§ 142-35. Legislative Intent.

A. In heretofore enacting Chapter 142 of the Code of the Town of Hempstead, the Town Board addressed the concerns of Towns residents over the unregulated installation and proliferation of wireless telecommunications facilities within the Town while ensuring that its residents would realize the significant benefits offered by this technology.

B. During the course of its regulation of telecommunications facilities, the Town has become aware that numerous entities have installed, are utilizing, and maintaining fiber optic cable

within the Town's Rights-of-Way without the permission of the Town and without providing to the Town and its residents any consideration for the use of this valuable public resource. The providers of fiber optic cable derive substantial revenues from the end users of the cable.

C. The constitution of the State of New York prohibits the Town from permitting any person or entity to utilize or exercise dominion and control over a public asset such as the Town's roads and other Rights-of-Way without providing just compensation to the Town and its residents.

D. Further, the unregulated placement of fiber optic cable throughout the Town's Rights-of-Way poses potential risks to the well-being of the Town's residents and all other users who are lawfully present in and have been granted access to the Rights-of-Way.

E. Whereas, the State of New York pursuant to recent amendments to the Highway Law and the Transportation Corporation Law has determined that the use of the public Rights-of-Way owned by the State for installation, maintenance and use of fiber optic cable compels the payment for the use of such public facilities and has established reasonable rates for such purposes. The Town, by adopting the rates established by the State of New York for the Nassau County region (see, Art. III, § 142-39) has concluded that such rates represent presumptive evidence of fair and reasonable compensation for the use of the Town's Rights-of-Way.

F. In order to protect the health, safety and well-being of the residents of the Town of Hempstead, other users of the Rights-of-Way, and to ensure that the Town and its residents are justly compensated for the use of the public Rights-of-Way, the Town Board deems it necessary to amend Chapter 142 of the Code of the Town of Hempstead to create this Article III thereof to regulate fiber optic cable within the Town's public Rights-of-Way.

§ 142-36. Legislative Authority.

This Article III of Chapter 142 of the Code of the Town of Hempstead is enacted as a local law under the Municipal Home Rule Law, the Town Law, and pursuant to all applicable authority granted by the state and federal governments.

§ 142-37. Definitions; word usage.

For purposes of this Article III of Chapter 142, and where not inconsistent with the context of a particular section, the defined terms, phrases, words, abbreviations, and their derivations shall have the meaning given in this section. When not inconsistent with the context, words in the present tense shall include the future tense; words used in the plural number shall include words in the singular number; and, words in the singular number shall include words in the plural number. The word "shall" is always to be interpreted as mandatory and not merely directory.

APPLICANT - Any Person submitting an Application to enter into a license agreement or other approval to use, access or locate any

Facilities for the purpose of constructing, installing, maintaining or operating a Fiber Optic Network within the Town's Rights-of-Way.

CABLE - One or more fibers and/or buffer tubes, together with any housing or protective material surrounding or containing the fibers and/or buffer tubes.

EFFECTIVE DATE - The date upon which the Applicant and the Town enter into a license agreement which authorizes the Applicant to install, construct, access, or utilize the Rights-of-Way for the purposes of operating a Fiber Optic Network.

FACILITIES - All physical components of a Fiber Optic Network, including, without limitation, poles, wires, pipes, underground conduits, ducts, equipment cabinets, underground vaults, fibers, cables, buffer tubes, devices, switches, routers, amplifiers, power supplies and other structures or appurtenances.

FIBER - Thin, transparent, flexible fiber made of glass or plastic which is used to transmit light from one point to another for communications purposes including, but not limited to the transmission of voice or data.

LAWS - Any and all constitutions, charters, by-laws, statutes, ordinances, resolutions, regulations, judicial decisions, rules, tariffs, administrative orders, certificates, orders or other requirements of the federal, state and/or Town in effect at any time.

LICENSE AGREEMENT - The written agreement made part of any Permit issued to an Applicant which authorizes the use of the Town's Rights-of-Way for the purpose of installing, placing building, constructing, modifying or maintaining Facilities within the Rights-of-Way.

NETWORK or FIBER OPTIC NETWORK - Cables and Facilities, together with any extensions, modifications, improvements or expansions used to transmit data, including but not limited to voice, video, broadband communications, information and other uses, from one location or source to another by transmitting pulses of infrared light through an optical fiber in the form of a carrier wave that is modulated in order to transmit the data. The defined term shall not be interpreted to include any "cable service" as prohibited by 47 U.S.C. § 544 or any Fiber utilized for the sole purpose of interconnecting antenna nodes employed as part of a distributed antenna system for wireless telecommunications.

PERMIT - An annual authorization issued by the Town to allow the Applicant to maintain Fiber in the Rights-of-Way.

PERSON - Any individual, limited liability company, association, sole proprietor, partnership, corporation, joint stock company, association of two or more persons having a joint common interest or any other entity.

RIGHT(S)-OF-WAY - The streets, roads, alleys, sidewalk areas and other dedicated rights-of-way, together with all dedicated Town roads and utility easements located within the Town of

Hempstead. The Rights-of-Way shall include all areas above and below the Rights-of-Way.

TOWN - The Town of Hempstead.

§ 142-38. Permit and Application Requirements.

A. As of the effective date of this Article, no Person shall be permitted to site, place, build, construct, install, modify, relocate, repair, operate or maintain any Fiber Optic Network or fiber optic Facilities within, along, under or upon the Town's Rights-of-Way without first filing an Application with the Town's Department of Highways and entering into a License Agreement which grants the consent of the Town to Permit the use of its Right-of-Way for the purpose of installing and maintaining the Facilities.

B. Prior to placing, building, constructing, installing, modifying, relocating, repairing, operating or maintain an Facilities within the Rights-of-Way, an application for a Permit and License Agreement shall be filed with the Department of Highways, and shall include:

(a) The precise location where the Applicant proposes to construct, install or maintain all the Facilities relating to the Fiber Optic Network;

(b) Plans setting forth the location, dimensions and specifications of all Facilities which the Applicant proposes to construct, maintain, or utilize in connection with the Fiber Optic Network;

(c) The exact length measured in lineal feet of the Cable and the number of strands of optical Fiber which will be contained within each Cable;

(d) Copies of all leases or other license agreements with any third-party which the Applicant has entered into or proposes to enter into in order to locate the Facilities upon or in any poles, masts, conduits, ducts, pipes, or other structures within the Rights-of-Way;

(e) A License Agreement which shall be subject to the approval of the Permit and which shall be executed by the Applicant.

(f) An application fee of two hundred dollars (\$200) for each application.

§ 142-39. Annual License Agreement Fee.

A. Any Person who places, builds, constructs, installs operates, or maintains any Fiber Optic Network within the Town's Rights-of-Way shall obtain a Permit and pay to the Town annually, a License fee based upon the lineal feet of Cable in the Rights-of-Way and the number of strands of fiber contained in each Cable. Commencing with effective date of this chapter, the initial annual License Agreement fee shall be determined as follows:

Above ground and aerial installations:

Up to 96 strands - \$2.07/ lineal foot

97 to 216 strands - \$2.71/ lineal foot
217 or more strands - \$3.61 / lineal foot

Underground installations:

1 - 288 strands - \$2.17/ lineal foot
289 and above - additional \$.0159 per strand

Transverse Roadway crossings (aerial and underground):

Per crossing - \$1,590.00

B. The Town's consultant, as retained by the Town under Chapter 142 of the Town Code, is authorized to conduct a review of the Application to confirm the Application's completeness and accuracy of the required Annual Permit Fee and all material/information submitted by the Applicant. Upon confirming that the Application is complete and the Annual Permit Fee has been paid, the consultant will forward the completed Application to the Highway Department for issuance of the Permit.

C. The annual Permit and License Agreement fee shall be due and payable in arrears to the Town not later than forty-five (45) days after each anniversary of the Effective Date of the Permit issued to the Applicant.

D. In each calendar year following the year in which this Article becomes effective, the Permit and License Agreement fee shall increase annually by two (2%) percent.

E. Not less than 30 days prior to the expiration of any Permit issued pursuant to this Article, the Applicant shall annually certify to the Town the number of transverse roadway crossings, strands and lineal feet of Fiber maintained in the Rights-of-Way, and the License Fee shall be adjusted in accordance with said calculation.

§ 142-40. Conditions of License Agreement/Permit.

A. No License Agreement and/or Permit granted pursuant to the provisions of this Article may be transferred, without the express approval of the Town Board, which consent shall not be unreasonably withheld.

B. The Applicant shall comply with all ordinances, laws, rules and regulations of the Town. In the event that the Applicant shall damage or destroy any roadway, pavement, sidewalk or property belonging to or maintained by the Town, Applicant shall restore same to its original condition. Such restoration shall be subject to the review of and performed to the satisfaction of the Town's Commissioner of Highways. Applicant shall be required to obtain any or all other permits required by the Town necessary to perform the construction, installation or modification of the Fiber Optic Network and the Facilities including, but not limited to, any highway opening permit.

C. Upon termination or expiration of any Permit or License Agreement issued by the Town, the Applicant shall promptly

remove all Facilities in the Rights-of-Way and shall restore same to its original condition existing prior to the commencement of the License Agreement, at Applicant's sole expense.

D. During the annual term of any License Agreement issued pursuant to this Article, the Applicant shall not interfere with any other use and/or users of the Rights-of-Way.

E. Relocation - At no cost to the Town, the Applicant shall be obligated to relocate or adjust the Facilities as required by the Town, or by any other third-party lawfully occupying or utilizing the Rights-of-Way as requested by the Town in writing, upon not less than thirty (30) days prior written notice. In addition to any other remedies set forth in the License Agreement, the Applicant's failure to relocate its Facilities after service of a written notice shall constitute a violation of this Article and shall be punishable as provided herein.

F. Indemnification and Save Harmless - Pursuant to the License Agreement, the Applicant, its successors and assigns, shall covenant and agree to indemnify and hold harmless the Town, its elected officials, officers, directors, employees and agents from and against any claims, liabilities, losses, damages, fines, penalties, and costs (including reasonable attorneys' fees) which the Town may suffer or incur because of (i) the acts or omissions of the Applicant; or (ii) the failure of the Applicant to comply with any Laws.

G. Insurance - As a term of any License Agreement entered into between the Applicant and the Town, the License Agreement shall require the Applicant to maintain insurance in amounts satisfactory to the Town Board to insure against any damage, loss or claim suffered by the Town as a result of the Facilities or the Applicant's use of the Rights-of-Way.

§ 142-41. PENALTIES.

A. Any Person who is adjudged to be in violation of this Article shall be guilty of a violation punishable by a fine not exceeding \$1,000 or imprisonment for a period not exceeding 15 days for each such offense, or by both such fine and imprisonment. Each day that an offense continues shall be deemed a separate offense. For conviction of a second offense, both of which were committed within a period of five years, such violation shall be punishable by a fine of not less than \$250 and not more than \$1,000 per day or by imprisonment for a period not to exceed 15 days, or both. Upon conviction of a third offense and any further offenses, all of which were committed within a period of five years, such violations shall be punishable by a fine of not less than \$500 and not more than \$2,000 per day, or both.

B. In addition to the penalties provided by this Article, the Town shall have all remedies at law and in equity, including injunctive relief to enforce the terms of this Article.

§ 142-42. EFFECTIVE DATE.

A. The provisions of this Article shall become effective immediately in accordance with law, whereupon Applicants may

commence the filing of Applications for a Permit, however, the requirement to enter into a License Agreement and remit the License fee will commence on January 1, 2022.

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

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Section 273 of Article 28 of the Building Zone Ordinance of the Town of Hempstead, that a public hearing will be held by the Town Board of said Town on March 23, 2021 at 10:30 o'clock in the forenoon of that day in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, for the purpose of considering the application of THIS IS THE WAY WE LEARN AND GROW CHILD CARE INC. d/b/a LEARN AND GROW to rezone from Levittown Planned Residence District to Business located in Levittown, New York:

A parcel improved with a two story dwelling used as a child care facility located on the west side of Wantagh Ave, 118.33' north of Stony Lane with frontage on Wantagh Avenue of 98.51' and a depth of 192.93' known as and by Wantagh Avenue, Levittown, Town of Hempstead, County of Nassau, State of New York.

The above mentioned application & maps which accompanies it are on file and may be viewed on the Hempstead website, at www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social distancing regulations, or real time telephonic communication, see instructions at www.hempsteadny.gov

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

DONALD X. CLAVIN JR.
Supervisor

KATE MURRAY
Town Clerk

Dated: March 9, 2021
Hempstead, N.Y.

Item # 2

Case # 30235

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Hempstead, Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on March 23, 2021 at 10:30 o'clock in the forenoon of that day for the purpose of considering the application of BOLLA EM, REALTY, LLC. for approval to operate an accessory drive - thru at the existing convenience store and gasoline station situated in West Hempstead, New York.

and BE IT

An irregular shaped parcel located on the s/e/c of Hempstead Turnpike and Broad Street w/frontage of 201.86' on Hempstead turnpike and frontage of 203.93' on Broad Street situated in West Hempstead, New York, County of Nassau, State of New York.

The above mentioned petition & maps which accompanies it are on file with the undersigned and may be viewed on the Hempstead website, at www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social distancing regulations, or real time telephonic communication, see instructions at www.hempsteadny.gov

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

DONALD X. CLAVIN JR.
SUPERVISOR

KATE MURRAY
TOWN CLERK

Item # 8
Case # 30016

Case No.

Resolution No.

Adopted:

Council offered the following resolution and moved its adoption:

RESOLUTION REMOVING WILLIAM BABCOCK & JAMES
QUIGLEY ACTIVE MEMBERS IN THE FRIENDSHIP ENGINE AND
HOSE CO., INC. MERRICK, NEW YORK.

RESOLVED, that the action, of Friendship Engine and Hose Co., Inc.
Merrick New York in removing WILLIAM BABCOCK & JAMES
QUIGLEY all residing in Merrick , N.Y. 11566, from the company rolls
as members, be and the same hereby is ratified and approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 9

Case # 693

CASE NO.

RESOLUTION NO.

Adopted:

offered

the following resolution and moved its adoption:

RESOLUTION APPROVING OVERALL LAYOUT SITE PLAN SUBMITTED BY JOSEPH BARKWILL ON BEHALF OF HOFSTRA UNIVERSITY IN CONNECTION WITH BUILDING APPLICATION # 201804885 FOR THE CONSTRUCTION OF A FOUR STORY BUILDING FOR SCIENCE AND INNOVATION CENTER; INCLUDING ASSOCIATED SITE IMPROVEMENTS, LOCATED ON THE S/W/C OF FULTON AVENUE AND UNIONDALE AVENUE, HEMPSTEAD, TOWN OF HEMPSTEAD, NEW YORK.

WHEREAS, heretofore, Joseph Barkwill, on behalf of Hofstra University has submitted an application bearing # 201804885, for the construction of a four story building for science and innovation center including associated site improvements located on the S/W/C of Fulton Avenue and Uniondale Avenue, Hempstead, Town of Hempstead, New York; and

WHEREAS, in connection with such application and pursuant to the requirements of Section 305 of Article XXXI of the Building Zone Ordinance of the Town of Hempstead, said applicant has submitted a Site Plan, dated June 10, 2020, last revised January 07, 2021 and bearing the seal of Joseph R. Amato, P.E., License # 56484, University of the State of New York, which site plans show the use, dimensions, types and locations of each of the buildings, structures, or other improvements existing or proposed to be installed, erected or altered upon the site shown and the provisions proposed to be made for the facilities and improvements required by said Section 305 to be shown; and

WHEREAS, said site plan has been approved as submitted by the Commissioner of the Highway Department, the Town Engineer and the Commissioner of the Department of Buildings; and

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

NOW THEREFORE, BE IT

RESOLVED, that the overall site development plan submitted by Joseph Barkwill on behalf of Hofstra University entitled Site Plan, dated June 10, 2020, last revised January 07, 2021 and bearing the seal of Joseph R. Amato, P.E., License # 56484, University of the State of New York, in connection with building application # 201804885, for the construction of a four story building for science and innovation center; including associated site improvements located on the S/W/C of Fulton Avenue and Uniondale Avenue, Hempstead, Town of Hempstead, New York, be and the same is hereby approved.

Item #

10

Case #

30436

CASE NO.

RESOLUTION NO.

Adopted:

Council(wo)man offered the following resolution
and moved its adoption as follows:

**RESOLUTION AUTHORIZING THE PROFESSIONAL
SERVICES OF LIRO GIS, INC. FOR THE NORTH VALLEY
STREAM LIBRARY FUNDING DISTRICT ELECTION AND
EAST FRANKLIN SQUARE LIBRARY FUNDING
DISTRICT ELECTION.**

WHEREAS, the Town of Hempstead coordinates library funding district elections for several library funding districts within the Town of Hempstead; and

WHEREAS, the Town of Hempstead shall coordinate elections for the North Valley Stream Library Funding District and East Franklin Square Library Funding District in 2021;

WHEREAS, in order to conduct such elections, it is necessary to retain a firm specializing in geospatial technology to create special maps of each district and databases of registered voters using tax parcel data from the Nassau County Department of Assessment and information provided by the Nassau County Board of Elections; and

WHEREAS, LiRo GIS, Inc., 3 Aerial Way, Syosset, NY 11791, ("LiRo") provided such services to the Town for library funding district elections conducted in 2018 and 2019, and such services were found to be excellent pursuant to Town of Hempstead Procurement Policy and Procedures Guideline #4;

WHEREAS, LiRo submitted a proposal dated March 9, 2021 to provide those services described above and other ancillary services for the North Valley Stream Library Funding District and the East Franklin Square Library Funding District, and the Town finds utilizing LiRo for those services to be in the best interest of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the proposal and professional services of LiRo GIS, Inc., 3 Aerial Way, Syosset, NY 11791, for the North Valley Stream Library Funding District election and the East Franklin Square Library Funding District election are hereby authorized; and be it further,

RESOLVED, the amount to be paid for such services shall not exceed \$7,832 for the North Valley Stream Library Funding District, and shall not exceed \$3,357 for the East Franklin Square Library Funding District; and be it further,

RESOLVED, payment shall be authorized from the appropriate library funding district's 4050 Expense account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

11

Case #

26988

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING ACCEPTANCE OF A BID FOR STREETScape BEAUTIFICATION FOR HEMPSTEAD TURNPIKE – ELMONT PUBLIC LIBRARY ELMONT, NY

WHEREAS, the Town of Hempstead through the Department of Planning and Economic Development, by public notice in Newsday, duly published according to law, invited sealed bids for a streetscape beautification project, located on 700 Hempstead Turnpike, Elmont, New York, in the Town of Hempstead, County of Nassau; and

WHEREAS, the Department of Planning and Economic Development received six (6) bids in response to the subject project; and

| | | |
|----|--------------------------|---------------|
| 1. | Qintal Construction | \$ 411,510.00 |
| 2. | Land Tek | \$ 338,850.00 |
| 3. | Roadwork Ahead | \$ 302,320.00 |
| 4. | Valente Contracting Corp | \$269,755.00 |
| 5. | DP Civil Inc. | \$ 214,585.00 |
| 6. | Macedo Contracting | \$ 189,775.00 |

WHEREAS, the Commissioner of the Department of Planning and Economic Development recommends that the Town of Hempstead accept the lowest responsible bid submitted by Macedo Contracting Services Inc., P.O. Box 64 Ronkonkoma, NY 11779, in the sum of ONE HUNDRED EIGHTY NINE THOUSAND SEVEN HUNDRED SEVENTY FIVE AND 00/100 (\$189,775.00) DOLLARS for the Streetscape Beautification Project, located on 700 Hempstead Turnpike, Elmont, New York, in the Town of Hempstead, County of Nassau; and

WHEREAS, this Town Board deems it to be in the public interest to accept the aforementioned bid.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to accept the bid and execute the contract made by Macedo Contracting Services Inc. in the sum of ONE HUNDRED EIGHTY NINE THOUSAND SEVEN HUNDRED SEVENTY FIVE AND 00/100 (\$189,775.00) Dollars with payments charged against the appropriate Community Development Account; and

BE IT FURTHER RESOLVED, that the Town Board authorizes and direct the Comptroller to pay cost in accordance with the contract not to exceed \$189,775.00 from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Doc. No. 20-064
March 2, 2021

Item # 12

Page # 20803

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 01-2021 FOR: YEARLY REQUIREMENTS FOR:
DIAGNOSTIC SERVICES FOR THE ANIMAL SHELTER

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 01-2021, Yearly Requirements For: Diagnostic Services for the Animal Shelter; and

WHEREAS, proposals were received and opened on February 25, 2021 whereby the following sole company submitted a proposal with the corresponding lowest item cost:

| Name & Address of Proposers | ITEM(s) |
|--|--------------|
| 1) Animal Specialty Labs, LLC d/b/a Blood Hound Laboratories 3250 Veterans Memorial Highway Bohemia, NY 11716 | Fee Schedule |

WHEREAS, following an evaluation of the aforementioned proposal it has been determined that the proposal received meets the Town's needs; and

WHEREAS, the Division of Purchasing recommends awarding this contract to the respective bidder to be in the best interest of the residents of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards TOH Contract#: 01-2021, Yearly Requirements For: Diagnostic Services for the Animal Shelter to Animal Specialty Labs, LLC, d/b/a Blood Hound Laboratories, 3250 Veterans Memorial Highway, Bohemia, NY 11716; and

Be it Further,

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract, if any, out of the Animal Shelter Health Account #: 010-0002-35100-4900

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 13

Case # 21646
29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 76A-2020 FOR: YEARLY REQUIREMENTS FOR:
LUMBER AND RELATED ITEMS

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 76A-2020, Yearly Requirements For: Lumber and Related Items; and

WHEREAS, proposals were received and opened on November 4, 2020 whereby the following companies submitted proposals with the corresponding lowest item cost:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|---|----------------|
| 1) 128-13 Rockaway Boulevard Corp d/b/a Ozone Park Lumber 123-24 Rockaway Boulevard South Ozone Park, NY 11420 | Various |
| 2) East Islip Lumber Co., Inc. 33 Wall Street East Islip, NY 11730 | Various |
| 3) Feldman Lumber – US LBM, LLC 1281 Metropolitan Avenue Brooklyn, NY 11237 | Various |

WHEREAS, following an evaluation of the aforementioned proposals it has been determined that the proposals received delineating their respective lowest bids per item best meets the Town's needs; and

WHEREAS, the Division of Purchasing recommends awarding this contract to the respective bidders offering the lowest bid per item to be in the best interest of the residents of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards TOH Contract#: 76A-2020, Yearly Requirements for: Lumber and Related Items to:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|---|----------------|
| 1) 128-13 Rockaway Boulevard Corp d/b/a Ozone Park Lumber 123-24 Rockaway Boulevard South Ozone Park, NY 11420 | Various |
| 2) East Islip Lumber Co., Inc. 33 Wall Street East Islip, NY 11730 | Various |
| 3) Feldman Lumber – US LBM, LLC 1281 Metropolitan Avenue Brooklyn, NY 11237; and | Various |

Item #

14

29734

Be it Further,

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract, if any, out of the appropriate designated departmental account.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 82-2020 FOR: YEARLY REQUIREMENTS FOR:
PARTS & LABOR FOR STREET SWEEPER, SNOW PLOWS, LEAF
LOADING EQUIPMENT AND SAND & SALT CONTROL SPREADERS

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 82-2020, Yearly Requirements For: Parts & Labor for Street Sweepers, Snow Plows, Leaf Loading Equipment and Sand & Salt Control Spreaders; and

WHEREAS, proposals were received and opened on November 12, 2020 whereby the following companies submitted proposals with the corresponding lowest item cost:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|---|---------------------------------|
| 1) Trius, Inc. 458 Johnson Avenue, Box 158 Bohemia, NY 11716 | B, D, E, H, I, J, L-A, L-B, M,Q |
| 2) Malvese Equipment Co., Inc. 1 Henrietta Street Hicksville, NY 11801 | P |
| 3) Empire Equipment Sales of LI, Inc. d/ba Long Island Sanitation Equipment Co. 1670 New Highway Farmingdale, NY 11735 | V |
| 4) RW Truck Equipment, Inc. 1100 Route 109 Farmingdale, NY 11735 | F, G, S, U |

WHEREAS, following an evaluation of the aforementioned proposals it has been determined that the proposals received delineating their respective lowest bids per item best meets the Town's needs; and

WHEREAS, the Division of Purchasing recommends awarding this contract to the respective bidders offering the lowest bid per item to be in the best interest of the residents of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards TOH Contract#: 82-2020, Yearly Requirements for: Parts & Labor for Street Sweepers, Snow Plows, Leaf Loading Equipment and Sand & Salt Control Spreaders to:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|--|---|
| 1) Trius, Inc. 458 Johnson Avenue, Box 158 Bohemia, NY 11716 | B, D, E, H, I, J, L-A, L-B, M,Q Item # <u>15</u> |

29734

- 2) Malvese Equipment Co., Inc. P
1 Henrietta Street
Hicksville, NY 11801
- 3) Empire Equipment Sales of LI, Inc. V
d/ba Long Island Sanitation Equipment Co.
1670 New Highway
Farmingdale, NY 11735
- 4) RW Truck Equipment, Inc. F, G, S, U
1100 Route 109
Farmingdale, NY 11735; and

Be it Further,

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract, if any, out of the appropriate designated departmental account.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 05-2021 FOR: YEARLY REQUIREMENTS FOR:
PARTS & LABOR FOR CASH REGISTER REPAIR

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 05-2021, Yearly Requirements For: Parts & Labor for Cash Register Repair; and

WHEREAS, proposals were received and opened on March 5, 2021 whereby the following sole company submitted a proposal with the corresponding item cost:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|---|----------------|
| 1) FJR Food and Business Equipment, LLC 1833 Bellmore Avenue North Bellmore, NY 11710 | Fee Schedule |

WHEREAS, following an evaluation of the aforementioned proposal it has been determined that the proposal received meets the Town's needs; and

WHEREAS, the Division of Purchasing recommends awarding this contract to the respective bidder to be in the best interest of the residents of the Town;

NOW, THEREFORE, BE IT

- 2) RESOLVED, that the Town Board hereby awards TOH Contract#: 05-2021, Yearly Requirements For: Parts & Labor for Cash Register Repair to FJR Food and Business Equipment, LLC, 1833 Bellmore Avenue, North Bellmore, NY 11710; and

Be it Further,

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract, if any, out of the appropriate departmental accounts.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 16

Case # 29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 8-2021 FOR: YEARLY REQUIREMENTS FOR:
NEW REPLACEMENT PARTS AND LABOR
FOR HYUNDAI PAYLOADERS

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 8-2021, Yearly Requirements For: New Replacement Parts and Labor for Hyundai Payloaders; and

WHEREAS, proposals were received and opened on March 5, 2021 whereby the following company submitted the sole proposal:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|---|---|
| 1) All Island Equipment Corp. 39 Jersey Street West Babylon, NY 11704 | A: List Price B: \$180.00/hour C: \$150.00/hour |

;and

WHEREAS, following an evaluation of the aforementioned proposal it has been determined that the proposal received best meets the Town's needs; and

WHEREAS, the Division of Purchasing recommends awarding this contract to All Island Equipment Corp., 39 Jersey Street, West Babylon, NY 11704;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards TOH Contract#: 8-2021, Yearly Requirements For: New Replacement Parts and Labor for Hyundai Payloaders to All Island Equipment Corp., 39 Jersey Street, West Babylon, NY 11704; and

BE IT FURTHER,

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract, if any, out of the appropriate designated departmental account.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

Item # 17

Case # 29734

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 91-2020 FOR: YEARLY REQUIREMENTS FOR:
ENGINE & INDUSTRIAL OILS AND LUBRICANTS

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 91-2020, Yearly Requirements For: Engine & Industrial Oils and Lubricants; and

WHEREAS, proposals were received and opened on January 14, 2021 whereby the following companies submitted proposals with the corresponding lowest item cost:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|---|---|
| 1) Lubenet, LLC 126 Scott Avenue Brooklyn, NY 11237 | Group I: All Group II: A, C, D, E, H, J, K, L, M, O, Q, T, U, V, Y Group III: A, B, C, H, J, K, L, M, N, R |
| 2) Grade A Petroleum Corporation 90 East Hawthorne Avenue Valley Stream, NY 11580 | Group II: F, I, N, W |
| 3) Reladyne Northeast, LLC 35 Drexel Drive Bay Shore, NY 11706 | Group II: B, P Group III: E, O |

WHEREAS, following an evaluation of the aforementioned proposals it has been determined that the proposals received delineating their respective lowest bids per item best meets the Town's needs; and

WHEREAS, the Division of Purchasing recommends awarding this contract to the respective bidders offering the lowest bid per item to be in the best interest of the residents of the Town;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards TOH Contract#: 91-2020, Yearly Requirements For: Engine & Industrial Oils and Lubricants to:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|---|---|
| 1) Lubenet, LLC 126 Scott Avenue Brooklyn, NY 11237 | Group I: All Group II: A, C, D, E, H, J, K, L, M, O, Q, T, U, V, Y Group III: A, B, C, H, J, K, L, M, N, R |
| 2) Grade A Petroleum Corporation 90 East Hawthorne Avenue Valley Stream, NY 11580 | Group II: F, I, N, W |
| 3) Reladyne Northeast, LLC 35 Drexel Drive Bay Shore, NY 11706 | Group II: B, P Group III: E, O |

Item # 18
Case # 29734

Be it Further,

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract, if any, out of the appropriate designated departmental account.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF
TOH CONTRACT#: 92-2020 FOR: YEARLY REQUIREMENTS FOR:
SANDBLASTING SERVICES AT VARIOUS PARKS
WITHIN THE TOWN OF HEMPSTEAD

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract#: 92-2020, Yearly Requirements For: Sandblasting Services at Various Parks Within the Town of Hempstead; and

WHEREAS, proposals were received and opened on February 11, 2021 whereby the following sole company submitted a proposal with the corresponding lowest item cost:

| <u>Name & Address of Proposers</u> | <u>ITEM(s)</u> |
|--|-----------------|
| 1) Filter Room Solutions, Inc. P.O. Box 228 Mineola, NY 11501 | \$12.00/sq. ft. |
| 2) Sharkbite Dustless Blasting 23B Brooklyn Avenue Massapequa, NY 11758 | \$13.50/sq. ft. |
| 3) WHEREAS, following an evaluation of the aforementioned proposal it has been determined that the proposal received by Filter Room Solutions, Inc., P.O. Box 228, Mineola, NY 11501 meets the Town's needs; and | |
| 4) WHEREAS, the Division of Purchasing recommends awarding this contract to Filter Room Solutions, Inc., P.O. Box 228, Mineola, NY 11501 to be in the best interest of the residents of the Town; | |

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards TOH Contract#: 92-2020, Yearly Requirements For: Sandblasting Services at Various Parks Within the Town of Hempstead to Filter Room Solutions, Inc., P.O. Box 228, Mineola, NY 11501; and

Be it Further,

RESOLVED, that the Comptroller is hereby authorized and directed to make payment of the monies due and owing in conjunction with this contract out of the Parks & Recreation Maintenance Contracts Account #: 400-0007-71100-4710.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item # 19

Case # 16905
14301

* * * * *

CASE NO.

RESOLUTION NO.

ADOPTED:

Offered the following resolution
and moved its adoption:

**RESOLUTION AUTHORIZING THE COMMISSIONER OF INFORMATION AND
TECHNOLOGY TO ACCEPT A PROPOSAL FROM SHI UNDER
SOURCEWELL CONTRACT 081419**

WHEREAS, SHI, with offices located at 290 Davisdon Avenue Somerset, NJ 088873 has provided the Commissioner of Information and Technology (the "Commissioner") with a proposal for TeamViewer Tensor Enterprise (the "services");

WHEREAS, SHI, is deemed to be highly qualified to provide the services for the Town of Hempstead (the "Town"); and

WHEREAS, the Commissioner deems it in the best interest of the Town to accept a proposal for the services with SHI in an amount not to exceed \$114,582.00 (one hundred and fourteen thousand five hundred and eighty two dollars)); and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Department of Information and Technology to accept a proposal from SHI for the services; and be it further

RESOLVED, that the Commissioner is authorized to accept the proposal and any documents that may be required; and be it further

RESOLVED, that the Comptroller is authorized and directed to make one payment to SHI in an amount not to exceed \$114,582.00 (one hundred and fourteen thousand five hundred and eighty two dollars) from Town of Hempstead account 010-0012-9000-4790

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 20

Case # 14301

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

and moved its adoption:

RESOLUTION DECLARING CERTAIN EQUIPMENT, IN THE DEPARTMENT OF INFORMATION & TECHNOLOGY, OBSOLETE AND AUTHORIZING DISPOSAL THEREOF.

WHEREAS, the Commissioner of Information and Technology (the "Commissioner") has advised the Town Board that certain equipment used by the Department on behalf of the Town Of Hempstead (the "Town") has become obsolete, of little value and is no longer serviceable for its original purpose; and

WHEREAS, the Commissioner recommends that the following equipment should be declared obsolete and be disposed of:

| Category | Brand | Tag | Serial | Model |
|----------|------------|------------|---------------------|----------------------|
| Printer | IBM | 314 | c27872 | 4520-n01 |
| Scanner | MicroTek | 8042 | w6436b00155 | 9800xl |
| UPS | Tripp-lite | 10051 | 9705alcps548700206 | su1000xla |
| UPS | Emerson | 10063 | 09268r2139af053 | gxt2-1500rt120 |
| Printer | Lexmark | none | d6x460844 | Phaser4622 |
| Printer | HP | none | cngcf9m20n | ce708a |
| Printer | Xerox | none | 119671800-709000566 | Phaser 860 |
| Scanner | HP | none | cn98cvh15m | fclsd-0406 |
| Monitor | Xenon | none | fad07916moe | xen-1510p |
| Printer | HP | none | jpbcl590mp | j7z99a |
| Printer | Canon | toh 0633it | dkm02488 | f189100 |
| Monitor | HP | toh0332it | cnc319pckn | la2006x |
| Printer | HP | toh1061it | cndx151639 | cb507a |
| Monitor | HP | toh1138it | cnc10707xy | la1905wg |
| Printer | HP | toh1149it | cndx239283 | cb507a |
| Monitor | HP | toh1201it | cnc228rsjp | em89oa |
| Printer | HP | toh1359it | cncc91mobr | cc469a |
| Printer | Lexmark | toh1404it | 5026159421pr6 | 5026-539 |
| PC | HP | toh1406it | 2ua1330zvt | at496av |
| Monitor | HP | toh1632it | cnc228rshp | la1951g |
| Printer | HP | toh1897it | cngxj25031 | q5401a |
| Monitor | HP | toh2388it | cnc0041k0k | la1905wg |
| PC | HP | toh2487it | 2ua0150418 | at496av |
| Printer | Xerox | toh2566it | fbt203419 | Phaser 2566 |
| Printer | HP | toh2645it | 451445hh210wr | 4514-630 |
| Monitor | HP | toh2652it | cnc00115tt | la1905wg |
| Monitor | HP | toh269it | cnc317q6cf | la2006x |
| Monitor | HP | toh2715it | cnc00115ts | la1905wg |
| Monitor | HP | toh2810it | cnc228rt21 | la1951g |
| Scanner | HP | toh3073it | cn729b6030 | shngd-1401-00 |
| Monitor | HP | toh3241it | cnc12801zy | la1905wg |
| Scanner | HP | toh3342it | cn77qb601f | l2741a |
| PC | HP | toh3433it | 2ua612ocy9 | pm215av |
| PC | HP | toh3433it | 2ua6120cy9 | pm215av |
| Scanner | HP | toh3435it | cn729b603c | Item # shngd-1401-00 |

Case #

14301

21

| | | | | |
|---------|---------|-----------|-----------------|-----------------|
| PC | HP | toh3515it | th74s5807v | snprc-1604-01 |
| PC | HP | toh3683it | 2ua110xfb | at496av |
| Monitor | HP | toh3704it | cnc317q5h2 | la2006x |
| Monitor | HP | toh3757it | 3cq8341db5 | m1f41ab |
| Monitor | HP | toh3814it | cnc228rsk3 | la1951g |
| Printer | HP | toh408it | cnbcd8q1cs | ce990a |
| Printer | HP | TOH544IT | usdxs03055 | q502a |
| Printer | Canon | toh633it | dkm02486 | f189100 |
| Printer | Xerox | none | d6x46128 | Paser 4622 |
| PC | HP | toh3698it | 2ua7200f6r | r1173aw#aba |
| PC | HP | 4398 | 2ua7200f2y | r1173aw#aba |
| PC | HP | toh3697it | 2ua7200f42 | r1173aw#aba |
| Printer | HP | toh3771it | cndx115949 | cb507a |
| Monitor | HP | toh3124it | 3cq709161w | m1f41aa |
| Printer | HP | toh1817it | cnb9d8s7q1 | cf145a |
| Monitor | HP | toh1659it | cnbj571132 | ce459a |
| UPS | Emerson | toh3734it | 1235203711af3f3 | gtx3-1000mt120 |
| UPS | Emerson | 10141 | 1235203709af3f3 | gxt3-1000mt120 |
| UPS | Emerson | none | 1510300073afba3 | gxt4-1500rt120 |
| UPS | Emerson | 10151 | 1235203712af3f3 | gtx3-1000mt120 |
| Switch | Cisco | none | fcq1709x371 | ws-c2960-24pc-l |
| Switch | Cisco | none | foc1434v3pj | ws-c3560-8pc-s |
| Monitor | HP | 6644 | cnc0090bkw | nm360a |
| Monitor | NEC | toh3675it | 98507150ta | lcd194wxm-bx |
| Monitor | HP | none | cnc720r346 | em869a |
| Monitor | HP | 6629 | cnc10708c9 | nm360a |
| Scanner | HP | toh3361it | cn77qb601y | shngd-1401-00 |
| Router | Cisco | none | fjc2045l2mp | c881 |
| Router | Cisco | none | fjc2045l2mq | c881 |
| Scanner | HP | toh3356it | cn77qb601s | shngd-1401-00 |
| Monitor | HP | toh1062it | cnc720r3mk | em869a |
| Monitor | HP | toh1101IT | cnc228rt2y | em890a |
| Monitor | HP | toh670it | cnc738p4cq | L1750 |
| Scanner | HP | toh3436it | cn729b6037 | shngd-1401-00 |
| Monitor | HP | toh2427it | cnc847q2js | kr145a |
| Printer | HP | toh3880it | phbcm71jw | 1pv87a |
| Monitor | HP | toh0114it | cnc408028m | c9v73a |
| Scanner | HP | toh3381it | cn77qb601v | shngd-1401-00 |
| Monitor | HP | no tag | cnc0090blg | nm360a |
| Printer | HP | toh2473it | cnrxk82209 | q5401a |
| Printer | HP | no tag | cngxd01256 | q5401a |
| Printer | Xerox | toh2481it | wph052977 | Phaser 3500 |
| Scanner | HP | toh2702it | cn47jef003 | fclsd-0803 |
| Printer | HP | toh2526it | cnb1s89522 | cb366a |
| Monitor | HP | toh0928it | cnc228rsjw | em890a |
| Scanner | HP | toh3423it | cn88ga1085 | shngd-1402 |
| Monitor | HP | toh0209it | cnc317q5qq | xn374a |
| Scanner | HP | toh3067it | cn68fb601x | shngd-1401-00 |
| Monitor | HP | none | 3cq8341dbm | m1f41ab |
| Monitor | HP | 6539 | cnc843pjm4 | l1950g |
| Monitor | HP | none | 6cm3393t7n | c9f26a |
| Monitor | HP | none | cnc10708cn | nm360a |

| | | | | |
|---------|---------|-----------|---------------|-------------|
| Monitor | HP | toh3097it | 3cq7091625 | m1f41aa |
| Printer | Lexmark | toh2593it | 4514hh1n548 | 4514-630 |
| Printer | HP | toh2312it | cnbx26550 | q5402a |
| Printer | Lexmark | toh1526it | 451444hh1n583 | 4514-630 |
| Printer | Xerox | toh2517it | whp053433 | Phaser 3500 |
| Monitor | HP | toh6398 | cnn70500gl | pff997a |
| Monitor | JBM | none | 66-mvvv8 | 6331-47n1c |
| Monitor | HP | toh2848it | cnn70500fm | pf997a |
| Monitor | HP | toh6005it | cnn6071k6x | pf997a |
| Printer | Lexmark | toh1196it | 451431hh0k3xp | 4514-630 |
| Printer | Lexmark | toh3070it | 8908tfw | 4500-201 |
| Monitor | HP | toh2845it | cnc844px43 | L1960g |
| Monitor | HP | toh1087it | cnc228rsjn | L1960g |
| Monitor | HP | toh0918it | cnc228rt1d | L1960g |
| Printer | Xerox | toh0477it | kpao13897 | 5500 |
| Printer | Xerox | toh0476it | kpao15015 | 5500 |

(collectively, the "Equipment"); and

WHEREAS, upon the recommendation of the Commissioner, this Board finds that it is in the best interest of the Town to declare the equipment obsolete and authorizes its disposal.

NOW, THEREFORE, BE IT

RESOLVED, that the Equipment is hereby declared obsolete in its primary function in the Department of Information and Technology, and its disposal by the Commissioner is hereby authorized.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO:

ADOPTED:

offered the following resolution

and moved its adoption:

RESOLUTION DECLARING CERTAIN EQUIPMENT OF THE HIGHWAY DEPARTMENT, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK, OBSOLETE AND AUTHORIZING THE DISPOSAL THEREOF.

WHEREAS, the Commissioner of the Highway Department (the "Commissioner") has advised this Board that certain equipment used by the Highway Department on behalf of the Town of Hempstead (the "Town") has become obsolete, of little value and is no longer economically serviceable for its original purpose; and

WHEREAS, the Commissioner recommends that the following equipment should be declared obsolete and disposed of:

| <u>YEAR</u> | <u>MAKE</u> | <u>MODEL</u> | <u>VIN</u> | <u>NAME</u> | <u>LICENSE PLATE</u> |
|-------------|-------------|--------------|-------------------|-------------|----------------------|
| 1996 | CHEVROLET | G30 | 1GCHG35R2T1014293 | HY-530 | AD6639 |
| | EPOKE | ACCUBRINE | 38300340 | | |
| | EPOKE | ACCUBRINE | 38300341 | | |
| | EPOKE | 3800 | 38100617 | | |
| | EPOKE | 3800 | 38100614 | | |

(2) SPREADERS

MISCELLANEOUS AUTOMOTIVE PARTS AND HARDWARE

(collectively, the "Equipment"); and

WHEREAS, upon the recommendation of the Commissioner, this Board finds that it is in the best interest of the Town to declare the Equipment obsolete and authorize its disposal.

NOW, THEREFORE, BE IT

RESOLVED, that the above described equipment is hereby declared obsolete in its primary function in the Highway Department, and the Department is hereby authorized to dispose of the above described equipment.

The foregoing resolution was adopted upon roll as follows:

AYES:

NOES:

Item # 22

Case # 18081

CASE NO.

RESOLUTION NO.

Adopted:

Council Member
and moved its adoption as follows:

offered the following resolution

RESOLUTION AMENDING RESOLUTION No. 529-2020 TO
AUTHORIZE THE PURCHASE OF ADDITIONAL SOFTWARE AND
RELATED SUBSCRIPTION AND MAINTENANCE FOR PROPERTY
TAX BILL, RECEIPT, LATE NOTICE AND REMINDER NOTICE
PRINTING FOR THE OFFICE OF THE RECEIVER OF TAXES

WHEREAS, the Town of Hempstead by resolution number 529-2020 accepted the bid of Elixir Technologies Corporation for the purchase of software subscription and professional services for in-house printing of property tax bills and receipts; and

WHEREAS, Elixir Technologies Corporation has advised that an additional software module and related subscription and professional services are recommended to allow for increased functionality, flexibility and speed in the Town of Hempstead's statutory obligation to print and mail property tax bills and receipts; and

WHEREAS, the cost of these additions are as follows:

| | |
|---|---|
| Post Script Subscription/maintenance | \$625.00 year one (pro-rated to May 31, 2021) \$2,500.00 total for years two and three (June 1, 2021 to May 31, 2023) |
| Project Change Request | \$5,440.00 for additional professional services for the development of additional Tango+ functionality; and |

WHEREAS, the Town of Hempstead Department of Information and Technology has requested the purchase of the additional software, subscription and professional services as necessary for the in-house printing of property tax bills, receipts, late notices, and reminder notices; now

THEREFORE, BE IT

RESOLVED, that resolution 529-2020 be, and hereby is, amended to authorize the Project Change Request for the purchase of additional professional services for template development with additional costs not to exceed \$5,440.00 for a total cost of \$20,440.00 for professional services which shall be charged to Receiver of Taxes capital projects account number 700-0501-07000-5010-007961.; and be it further

RESOLVED, that resolution 529-2020 is further amended to authorize the Post Script Subscription/maintenance with total additional costs of \$3,125.00 for a total cost of \$100,625.00 for the three year subscription and shall be charged to the Receiver of Taxes maintenance account number 010-001-1330-4030.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 23

Case # 2964

CASE NO.

RESOLUTION NO.

Adopted:

adoption:

Offered the following resolution and moved its

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO PAY ANNUAL INDIVIDUAL MEMBERSHIP DUES TO THE BUILDING INSPECTORS ASSOCIATION OF NASSAU COUNTY FOR ALL CODE ENFORCEMENT OFFICERS OF THE TOWN BUILDING DEPARTMENT

WHEREAS, New York State Department of State, requires a minimum of 24 hours of in-service training for Code Enforcement Officers, certified by New York State; and

WHEREAS, it continues to be in the best interest of the Town of Hempstead to sponsor the membership in Building Inspectors Association of Nassau County "B.I.A.N.C.O" for all Code Enforcement Officers of the Building Department. Such membership in B.I.A.N.C.O and attendance at the in-service training classes they provide in conformance with New York State Department of State mandates the Code Enforcement Officers to maintain their accreditation as required by state law; and

WHEREAS, the Commissioner of the Department of Buildings has requested payment for all Code Enforcement Officers of the Building Department be made for membership for the year May 1, 2021 to April 30, 2022 to B.I.A.N.C.O to facilitate compliance with said New York State Department of State education requirements; and

WHEREAS, the Town Board deems it in the best interest of the Town to pay the individual membership dues to B.I.A.N.C.O for all Code Enforcement Officers of the Town Building Department.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the payment of individual membership dues to the Building Inspectors Association of Nassau County for all Code Enforcement Officers of the Town Building Department; and be it further

RESOLVED, that the comptroller is hereby authorized and directed to pay individual memberships currently \$85.00 annually, at a total cost of \$4,080.00 for the department's current staff to be paid out of and charged against the department of buildings fees and services account 030-002-3620-4151 with payments made to Building Inspectors Association of Nassau County, 1 Washington Street, Hempstead, New York 11550.

The forgoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 24
Case # 3003

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING PAYMENT BY THE TOWN OF HEMPSTEAD TO THE NEW YORK STATE DEPARTMENT OF CIVIL SERVICE FOR EXAMINATION SERVICE FEES.

WHEREAS, the New York State Department of Civil Service has advised the Town of Hempstead Civil Service Commission that there is a \$20.00 fee (1/2 of the \$40.00 total fee) per APPROVED paid candidate for each centralized Civil Service examination between January 1, 2020 through December 31, 2020; and

WHEREAS, the Town of Hempstead Civil Service Commission has indicated that there were seventy (70) approved paid candidates taking centralized Civil Service examinations for the period of January 1, 2020 to December 31, 2020, for a total amount due to the state of \$1,400; and

WHEREAS, this Town Board deems it in the interest of the Town of Hempstead and government thereof that the Town of Hempstead pay for such fees as stated herein;

NOW THEREFORE, BE IT

RESOLVED, that payment of the candidate fee for Civil Service centralized examination approved applicants is hereby authorized; and

BE IT FURTHER

RESOLVED, that the total approved candidate fee for all the Civil Service examinations equals a total of \$1,400.00 to be paid to the New York State Department of Civil Service, Application and Fee Processing Unit, New York State Department of Civil Service, Albany, New York 12239; such expense to be charged to General Funds Fees and Services Account No. 010-012-9000-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 25

Case # 25265

CASE NO.

RESOLUTION NO.

Adopted:

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

RESOLUTION AUTHORIZING PAYMENT OF
2021 LICENSE FEES TO BROADCAST MUSIC,
INC. (BMI) TO COMPLY WITH THE COPYRIGHT
LAWS FOR ALL DEPARTMENTS IN THE TOWN OF
HEMPSTEAD FOR MUSIC PLAYED TO THE PUBLIC.

WHEREAS, on March 23, 2010, the Town of Hempstead adopted Resolution No. 366-2010 and entered into a license agreement with Broadcast Music, Inc. (BMI), a New York Corporation having an office at 10 Music Square East, Nashville, Tennessee 37203, to comply with federal copyright laws; and

WHEREAS, Resolution No. 366-2010 authorizes the Comptroller to pay the annual license fee to Broadcast Music, Inc. for each year this agreement remains in effect; and

WHEREAS, Broadcast Music, Inc. (BMI) has submitted the 2021 annual license fee to the Town in the amount of \$6,371.10;

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller be and he hereby is authorized to pay the 2021 annual license fee to Broadcast Music, Inc. (BMI), in the amount of \$6,371.10 payable from General Fund Fees and Services 010-012-9000-4151.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

27

Case #

27265

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE TOWN COMPTROLLER
TO DISPOSE OF CERTAIN RECORDS**

WHEREAS, the Town Comptroller has requested permission to dispose of certain records here-in below identified, pursuant to Section 57.25 of the Arts and Cultural Affairs Law of the State of New York;

Claims & Warrants – Fiscal Year 2014 and prior

NOW, THEREFORE, BE IT

RESOLVED, that the Town Comptroller hereby is authorized to dispose of certain records on Records Retention and Disposition Schedule for NYS Local Government Records 2020 (LGS-01) as follows: Claims & Warrants – Fiscal Year 2014 and prior; and

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * *

Item # 28

Case # 4724

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR N.Y.S. GOVERNOR'S OFFICE OF STORM RECOVERY FUNDED PROJECT- STORM WATER DRAINAGE, ROAD IMPROVEMENTS AND GRADE RAISE OF MIAMI STREET AND ANCHOR PLACE, SEAFORD, TOWN OF HEMPSTEAD, NEW YORK, PW #18-20

WHEREAS, the Commissioner of General Services (the "Commissioner") solicited bids for a N.Y.S. Governor's Office of Storm Recovery Funded Project known as Storm Water Drainage, Road Improvements and Grade Raise of Miami Street and Anchor Place, Seaford, Town of Hempstead New York, PW# 18-20 (the "Project"); and

WHEREAS, pursuant to such solicitation bids were received and opened in the office of the Commissioner on January 14, 2021; and

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

| | |
|---------------------|----------------|
| United Paving Corp. | \$1,461,815.00 |
| Stasi Industries | \$1,481,880.00 |
| Stasi General | \$1,550,675.00 |

WHEREAS, the Commissioner of the Engineering Department reported that lowest bid was received from United Paving Corp, 6316 Northern Blvd. East Norwich, NY 11732, in the sum of \$1,461,815.00, and it appears that said bidder is duly qualified and recommends acceptance to the Town Board; and

WHEREAS, consistent with the recommendations of the Commissioner of the Engineering, the Town Board desires to authorize the award of a contract for the Project to United Paving Corp., as the lowest responsible bidder at its bid price of \$1,461,815.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards a contract for the Project to United Paving Corp., 6316 Northern Blvd. East Norwich, NY 11732, as the lowest responsible bidder at its bid price \$1,461,815.00; and be it further

RESOLVED, that upon execution of the contract by United Paving Corp., the required Performance Bond and Insurance, when approved by the Town Attorney as to form, be filed in the Town Clerk's Office together with the contract; and be it further

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Engineering to execute, on behalf of the Town of Hempstead, the agreement with United Paving Corp., and authorizes and directs the Comptroller to pay the cost of the Project in accordance with the contract in an amount not to exceed \$1,461,815.00, with payments to be made from N.Y.S. Governor's Office of Storm Recovery Funds, Account No: 9555-503-9555-5010.

The foregoing resolution was adopted upon roll call as follows:

AYES:
NOES:

Item # 29
Page # 18675

Case No.

Resolution No.

Adopted:

Councilman _____ offered the following resolution and moved its adoption:

RESOLUTION APPROVING AND ADOPTING GRANT AGREEMENT BETWEEN THE TOWN OF HEMPSTEAD AND LONG ISLAND CRISIS CENTER, INC.

WHEREAS, the Town of Hempstead Department of Planning and Economic Development (hereinafter "Department") is a Department of the Town of Hempstead engaged in community development pursuant to General Municipal Law Article 15; and

WHEREAS, the Department administers grants to assist in programs aimed at assisting residents of communities within the Town; and

WHEREAS, LICC conducts its operations of a 24 hour a day, 7 days a week hotline and other programs to provide support and empowerment to residents; and

WHEREAS, LICC was incorporated as a New York not-for-profit organization in 1974 for the purpose of providing 24/7 free, high quality and nonjudgmental programs and services to support and empower Long Islanders at critical times in their lives; and

WHEREAS, LICC has established a Senior Connection Helpline which is a program of crisis intervention, support and counseling services for senior citizens to serve the senior residents of the Town (Hereinafter "Program"); and

WHEREAS, LICC is looking to continue and expand operations of the Program including development and presentation of a workshop related to "Later Life Issues" as well as development of a comprehensive outreach campaign to educate the Senior community about the availability of its services and the Program; and

WHEREAS, LICC wishes to implement the Program and outreach campaign for senior residents located within the Town; and

WHEREAS, the total annual budget for the Program and outreach campaign is \$40,000.00 as more fully set forth in Exhibit "A" annexed hereto; and

WHEREAS, the communities to be served by the Program are wholly located within unincorporated areas of the Town of Hempstead; and

WHEREAS, the Program to be provided by LICC falls within the scope of eligible activities described in the Code of Federal Regulations Section 570.201(e) as a public service program and the costs are eligible costs to provide services to senior citizens a group

Item #

30

File #

26493

recognized as eligible under 24 CFR Sections 570.208(s)(2)(i)(A) for which CDBG funds may be utilized; and

WHEREAS, the Town wishes to assist LICC in the implementation of the Program in the communities within the Town by providing a Grant in the amount of \$40,000.00 to be utilized as reimbursement for salaries, fringe and other expenses; and

WHEREAS, the Town wishes to assist LICC through Federal Community Block Grant Funds available to the Town for such purposes; and

WHEREAS, LICC has executed a Grant Agreement setting forth the terms and conditions of the subject Grant .

NOW THEREFORE BE IT

RESOLVED, the Grant Agreement signed by LICC, is hereby adopted; and

BE IT FURTHER

RESOLVED, the Supervisor is hereby authorized to execute the Grant Agreement which was signed by LICC, on the date that this Resolution becomes effective; and

BE IT FURTHER

RESOLVED, the Forty Thousand Dollar (\$40,000.00) Grant described in the subject Grant Agreement shall be disbursed in accordance with the terms of the subject Grant Agreement; and

BE IT FURTHER

RESOLVED, the funds necessary to finance the Forty Thousand Dollar (\$40,000.00) Grant referred to herein shall be drawn from the appropriate Federal Community Block Grant funds for the appropriate Community Development Block Grant Year.

BE IT FURTHER RESOLVED, that the Town Board authorizes and direct the Comptroller to pay cost in accordance with the contract not to exceed \$40,000.00 from the appropriate Planning and Economic Development Account.

The foregoing Resolution was duly adopted upon roll call as follows:

Ayes:

Nayes:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING PAYMENT BY THE TOWN OF HEMPSTEAD IN THE SUM OF TWELVE THOUSAND AND FIVE HUNDRED DOLLARS (\$12,500) TO RICHNER COMMUNICATIONS INC. FOR THE PUBLICATION OF COVID-19 PUBLIC INFORMATION ADVERTISEMENTS IN COMMUNITY NEWSPAPERS

WHEREAS, Richner Communications., 2 Endo Boulevard, Garden City, New York 11530, agreed to publish an advertisement in several community newspapers and through its online and digital news sources from December 3, 2020 through December 11, 2020 in order to disseminate important public information related to Hempstead Town's services and programs during the COVID-19 pandemic for the sum of \$12,500.

WHEREAS, the Office of Communications and Public Affairs deems that it is in the public interest of the Town of Hempstead to cause said advertisement to be published; and

WHEREAS, this Town Board deems that the publication of said advertisement in the above-stated publication is in the public interest of the Town of Hempstead;

And

WHEREAS, the community newspapers that have agreed to advertise are listed below, along with the cost and date of advertisement:

| NEWSPAPERS | COST | ISSUE DATES |
|---------------------------------------|-------------------------|-------------------|
| <i>Bellmore Herald Life</i> | \$11,000 (Full Page) | December 17, 2020 |
| <i>East Meadow Herald</i> | | |
| <i>Franklin Square/Elmont Herald</i> | | |
| <i>Freeport Herald Leader</i> | | |
| <i>Garden City News</i> | | |
| <i>Hempstead Beacon</i> | | |
| <i>Long Beach Herald</i> | | |
| <i>Lynbrook/East Rockaway Herald</i> | | |
| <i>Malverne/West Hempstead Herald</i> | | |
| <i>Merrick Herald Life</i> | | |
| <i>Nassau Herald</i> | | |
| <i>Oceanside/Island Park Herald</i> | | |
| <i>Rockville Centre Herald</i> | | |
| <i>Seaford Herald Citizen</i> | | |
| <i>South Shore Record</i> | | |
| <i>Uniondale Beacon</i> | | |
| <i>Valley Stream Herald</i> | | |

Item # 31

Case # 6473
30283

Wantagh Herald Citizen

LIHerald.com

\$1,500

December 15, 2020

NOW, THEREFORE, BE IT

RESOLVED, that the publication of said advertisements to inform the public of time sensitive Town of Hempstead programs, service changes and updates related to the Coronavirus pandemic in the above-stated publications be and the same is hereby ratified and confirmed in the sum of \$12,500 said payment to be made out of and charged against the town's **Miscellaneous Revenue account No. 010-012-9000-4790**

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING PAYMENT BY THE TOWN OF HEMPSTEAD IN THE SUM OF TWENTY-SEVEN THOUSAND AND NINE-HUNDRED AND THIRTY DOLLARS (\$27,930) TO RICHNER COMMUNICATIONS INC. FOR THE PUBLICATION OF COVID-19 PUBLIC INFORMATION ADVERTISEMENTS IN COMMUNITY NEWSPAPERS

WHEREAS, Richner Communications., 2 Endo Boulevard, Garden City, New York 11530, agreed to publish an advertisement in several community newspapers and through its online and digital news sources from December 3, 2020 through December 11, 2020 in order to disseminate important public information related to Hempstead Town's Coronavirus Testing programs during the COVID-19 pandemic for the sum of \$27,930.

WHEREAS, the Office of Communications and Public Affairs deems that it is in the public interest of the Town of Hempstead to cause said advertisement to be published; and

WHEREAS, this Town Board deems that the publication of said advertisement in the above-stated publication is in the public interest of the Town of Hempstead;

And

WHEREAS, the community newspapers that have agreed to advertise are listed below, along with the cost and date of advertisement:

| NEWSPAPERS | COST | ISSUE DATES |
|-------------------------------|-------------|------------------|
| <i>Freeport Herald</i> | \$1,650 | December 3, 2020 |
| <i>Long Beach Herald</i> | (Full Page) | |
| <i>Garden City News</i> | | |
| | | |
| <i>Living Large</i> | \$3,570 | December 4, 2020 |
| Editions: | (Full Page) | |
| <i>Lynbrook/East Rockaway</i> | | |
| <i>Oceanside/Island Park</i> | | |
| <i>Valley Stream</i> | | |
| | | |
| <i>LI Prime</i> | \$2,670 | December 7, 2020 |
| Editions: | (Full Page) | |
| <i>Five Towns</i> | | |
| <i>Lynbrook/East Rockaway</i> | | |
| <i>Oceanside/Island Park</i> | | |

Item # 32

Case # 6473
30283

Rockville Centre
Valley Stream

LIHerald.com

\$9,040

December 10, 2020

Bellmore Herald Life
East Meadow Herald
Franklin Square/Elmont Herald
Freeport Herald Leader
Garden City News
Hempstead Beacon
Long Beach Herald
Lynbrook/East Rockaway Herald
Malverne/West Hempstead Herald
Merrick Herald Life
Nassau Herald
Oceanside/Island Park Herald
Rockville Centre Herald
Seaford Herald Citizen
South Shore Record
Uniondale Beacon
Valley Stream Herald
Wantagh Herald Citizen

\$10,450
(Full Page)

December 10, 2020

The Jewish Star

\$550

December 11, 2020

NOW, THEREFORE, BE IT

RESOLVED, that the publication of said advertisements to inform the public of time sensitive Town of Hempstead programs, service changes and updates related to the Coronavirus pandemic in the above-stated publications be and the same is hereby ratified and confirmed in the sum of \$27,930, said payment to be made out of and charged against the town's **Miscellaneous Revenue account No. 010-012-9000-4790**

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted:

Council(wo)man
adoption:

offered the following resolution and moved its

BOND COVERING GERARD W.
BROWN OF TOWN OF HEMPSTEAD
SANITARY DISTRICT NO. 2

BE IT RESOLVED, in accordance with the provisions of Section 214 of Article 13 of the Town Law, the Bond No. 71148435 given by Gerard W. Brown with Western Surety Company in the sum of \$250,000.00 as Commissioner in and for TOWN OF HEMPSTEAD SANITARY DISTRICT NO. 2, commencing September 15, 2020 and ending July 31, 2025, is hereby approved as to form, manner of execution and sufficiency of surety therein.

AYES:

NOES:

Item # 33

Case # 176

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE INTRODUCTION OF NEW YOUTH SUMMER INSTRUCTIONAL CAMPS AND THE ESTABLISHMENT OF ASSOCIATED INSTRUCTION FEES

WHEREAS, the Commissioner of the Department of Parks and Recreation proposes that the Department of Parks and Recreation launch the following new Youth Summer Instructional Camp Programs open to Town of Hempstead youth:

- Soccer
- Cheerleading
- Basketball
- Outdoor Skills

- 4 days per week, 3 hours per day for sports campers
- 2 days per week, 3 hours per day for outdoor skills camp

and;

WHEREAS, the Commissioner recommends that the associated fee charged sports participants would be \$40.00 per camper for each weekly session, and that the corresponding fee charged outdoor skills participants would be \$20.00 for each weekly session; in each case, with a \$5.00 discount for each additional participating family member; and

WHEREAS, each instructional camp program would be led by a qualified instructor approved by the Town; and

WHEREAS, the Commissioner accordingly respectfully recommends to this Town Board that the Department of Parks and Recreation be authorized to commence the aforementioned new Youth Summer Instructional Camp programs along with permission to charge the above specified participation fees; and

WHEREAS, this Town Board believes that the introduction of said Youth Instructional Camp Programs to be in the best interest of the Town and that the associated proposed participant fees are both fair and reasonable.

NOW, THEREFORE, BE IT

RESOLVED, that the Department of Parks and Recreation be and hereby is authorized to launch the aforementioned Youth Summer Instructional Camps; and that the following associated fees be and hereby are established for sports participants at a rate of \$40.00 per camper for each weekly session, with a corresponding fee for outdoor skills participants at a rate of \$20.00 for each weekly session; in each case, with a \$5.00 discount for each additional participating family member.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES ()

Item #

34

Case #

11046

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION RATIFYING AND CONFIRMING THE PURCHASE OF ROAD SALT BY THE COMMISSIONER OF HIGHWAYS FOR THE TOWN OF HEMPSTEAD

WHEREAS, the Commissioner of Highways has advised the Town Board, that the department is in need of additional resources for snow operations as a result of the frequency and duration of storms during the 2020-2021 winter season; and

WHEREAS, the Department of Highways required the immediate purchases of bulk road salt for continued operations; and

WHEREAS, Oceanside Marine Terminals LLC of 3645 Hampton Road, Oceanside, New York 11572, submitted a proposal to supply 300 (three hundred) tons of road salt to the Town of Hempstead at the rate of \$98.00 per ton; and

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to approve the purchase of bulk road salt from Oceanside Marine Terminals LLC to be charged against account # 041-003-5140-4750.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

35

Case #

1922

CASE NO.

RESOLUTION NO.

Adopted:

adoption:

Offered the following resolution and moved its

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO PAY ANNUAL MEMBERSHIP DUES TO THE INTERNATIONAL CODE COUNCIL FOR THE TOWN OF HEMPSTEAD DEPARTMENT OF BUILDINGS TO MAINTAIN ITS MEMBERSHIP

WHEREAS, the Commissioner of the Department of Buildings has requested payment be made for an annual membership from June 1, 2021 to May 31, 2022 to the International Code Council.

WHEREAS, it continues to be in the towns best interest to maintain membership in the International Code Council. Membership in the International Code Council allows for 12 Code Enforcement Officers of the Building Department to be voting members of the International Code Council providing the Town of Hempstead a voice in Building Code Development and organization of the executive board of the International Code Council.

NOW, THEREFORE, BE IT

RESOLVED, that the comptroller is hereby authorized to pay the current membership dues of \$405.00 for a one year membership for the Department of Buildings to be paid out of and charged against the Department of Buildings fees and services account 030-002-3620-4151 with payment made to the International Code Council, 900 Montclair Road, Birmingham, Alabama 35235.

The forgoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

36

Case #

3003

CASE NO.

RESOLUTION NO.

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF A MASTER SERVICES AGREEMENT, ADDENDUM AND STATEMENT OF WORK WITH CIVICPLUS, LLC FOR SERVICES TO BE PROVIDED TO THE TOWN OF HEMPSTEAD FOR PROPRIETARY COMMUNITY ENGAGEMENT AND GOVERNMENT CONTENT MANAGEMENT SOFTWARE SOLUTIONS, PLATFORMS AND ASSOCIATED SERVICES.

WHEREAS, the Town distributed a Request for Proposals to determine which software company is best prepared to provide for the Town of Hempstead Website Solutions and Hosting Services needs; and

WHEREAS, upon review of the various proposals it appears that CivicPlus, LLC, 302 South 4th Street, Suite 500, Manhattan, KS 66502, was best suited to provide the services as needed by the Town of Hempstead and the Town Board acted in awarding Town contract #83-2020 to CivicPlus; and

WHEREAS, CivicPlus has presented the Town Board with a proposed Master Services Agreement, Addendum, and Schedule of Work for proprietary community engagement and government content management software solutions, platforms and associated services; and

WHEREAS, the Master Services Agreement, Addendum and Statement of Work (the "Agreement") is to be entered into by the Town and CivicPlus, LLC for services to the Town of Hempstead for proprietary community engagement and government content management software solutions, platforms and associated services; and

WHEREAS, the Commissioner of the Department of Information and Technology (the "Commissioner") has recommended that the Agreement with CivicPlus, LLC be executed by the Town to facilitate utilization of the proprietary community engagement and government content management software solutions, platforms and associated services; and

WHEREAS, Town Board has determined that it is in the public interest of the Town to execute the Master Services Agreement, Addendum, and Statement of Work for a total of two (2) years at an amount of \$112,888.00 for the first year of the agreement and \$17,468.64 for the second (2nd) year of the agreement;

NOW THEREFORE, BE IT

Item #

37

Case #

14301

RESOLVED, that the Town Board authorizes the Agreement with Civic Plus, LLC; and

RESOLVED, that the Town Board further authorizes the Commissioner of the Department of Information and Technology or the Deputy Commissioner of the Department of Information and Technology to execute the Agreement, and/or such other documents as may be required, with CivicPlus, LLC; and, BE IT FURTHER

RESOLVED, that any fees or costs associated with the Agreement shall be paid by the Town Comptroller out of appropriate designated account pursuant to the terms of the Master Services Agreement, Addendum, and Statement of Work.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Resolution – Amending Resolution No 92–2021 Re: Various offices positions & occupations in the Town Government of the Town of Hempstead

Item # 38
Case # 7

CASE NO. 16214

RESOLUTION NO.

Adopted:

Council offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING
ON THE ADOPTION OF TOWN OF HEMPSTEAD
PUBLIC PARKING FIELD MAPS SHOWING
PARKING REGULATIONS AT CERTAIN PARKING
FIELDS.

WHEREAS, pursuant to Section 80-4 of the Code of the Town of Hempstead, public hearings are held on the adoption of public parking field maps, indicating traffic and parking regulations thereon; and

WHEREAS, the Commissioner of General Services has submitted parking field maps for certain locations showing revisions of maps heretofore adopted with respect to said regulations;

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing will be held at the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on the 14th day of April, 2021, at 7:00 o'clock in the evening of that day, at which time all interested persons shall be heard on the adoption of the following public parking field maps showing the adoption of six (6) "8 Hour Parking" signs in parking field L-15, Levittown; all in accordance with Section 80-4 of the Code of the Town of Hempstead:

LEVITTOWN
L-15

Stony Lane & Wantagh Avenue
Parking Field
Levittown
Town of Hempstead
(TH-71/21)

and, BE IT FURTHER

RESOLVED, that the Town Clerk shall give notice of said hearing by the publication in a newspaper having a general circulation in the Town of Hempstead, once pursuant to Section 4-1 of Chapter Four of the Code of the Town of Hempstead entitled, "Local Laws: Adoption" prior to the above specified date of said hearing.

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

AYES

NOES:

Item # 39

Case # 16214

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Commissioner of General Services of the Town of Hempstead has prepared revised parking field maps for the following locations, which revisions consist of the adoption of the following public parking field maps showing the adoption of six (6) "8 Hour Parking" signs in parking field L-15, Levittown; all in accordance and with Section 80-4 of the Code of the Town of Hempstead.

PLEASE TAKE FURTHER NOTICE that a public hearing will be held at the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York, on the 14th day of April 2021, at 7:00 o'clock in the evening of that day, to consider the adoption of the following revised public parking field maps:

LEVITTOWN
L-15

Stony Lane & Wantagh Avenue
Parking Field
Levittown
Town of Hempstead
(TH-71/21)

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

ALL INTERESTED PERSONS shall have an opportunity

to be heard in person in accordance with applicable
social distancing regulations, or real time telephonic
communications, see instructions at
www.hempsteadny.gov.

Dated: Hempstead, New York
March 23, 2021

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
Supervisor

CASE NO. 30432

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

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

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

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

WHEREAS, has introduced a proposed local law known as Intro. No. 13-2021, Print No. 1 to amend the said Chapter 202 of the Code of the Town of Hempstead to include and repeal "REGULATIONS & RESTRICTIONS" to limit parking at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on April 14, 2021 at 7:00 o'clock in the evening of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 13-2021, Print No. 1, to amend Chapter 202 of the Code of the Town of Hempstead to include and repeal "REGULATIONS & RESTRICTIONS" to limit parking at various locations; and, BE IT FURTHER

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item# 40
Case # 30432

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 14th day of April, 2021, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Chapter 202 of the code of the Town of Hempstead to INCLUDE and REPEAL "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

FRANKLIN SQUARE
Section 202-7

CAROLINE AVENUE (TH 23/21) West Side - ONE HOUR PARKING 8 AM TO 6 PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point 220 feet north of the north curblines of Hempstead Turnpike then north for a distance of 261 feet.

CAROLINE AVENUE (TH 22/21) East Side - NO PARKING 10 PM TO 6 AM - starting at a point 150 feet north of the north curblines of Ninth Street then north for a distance of 45 feet.

CAROLINE AVENUE (TH 22/21) East Side - ONE HOUR PARKING 8 AM TO 6PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point 150 feet north of the north curblines of Ninth Street then north for a distance of 45 feet.

CAROLINE AVENUE (TH 22/21) East Side - NO PARKING 10 PM TO 6 AM - starting at a point 255 feet north of the north curblines of Ninth Street then north for a distance of 55 feet.

CAROLINE AVENUE (TH 22/21) East Side - ONE HOUR PARKING 8 AM TO 6 PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point 255 feet north of the north curblines of Ninth Street then north for a distance of 55 feet.

PHOEBE STREET (TH 27/21) South Side - NO PARKING 7 AM TO 11 PM - starting at a point 107 feet west of the west curblines of Randolph Avenue then west for a distance of 185 feet.

PHOEBE STREET (TH 27/21) South Side - NO PARKING 7 AM TO 11 PM - starting at a point 333 feet west of the west curblines of Randolph Avenue then west to the east curblines of Scherer Boulevard

GARDEN CITY SOUTH
Section 202-14

GARDEN BOULEVARD (TH 52/21) North Side - NO PARKING 8 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - starting at a point 343 feet east of the east curblines of Whitehall Boulevard then east for a distance of 325 feet.

GARDEN BOULEVARD (TH 52/21) North Side - NO PARKING 8 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS - starting at a point 740 feet east of the east curblines of Whitehall Boulevard then east for a distance of 323 feet.

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

FRANKLIN SQUARE
Section 202-7

CAROLINE AVENUE (TH 34/95) West Side - ONE HOUR PARKING 8 AM TO 6 PM EXCEPT SUNDAYS AND HOLIDAYS - starting at a point 220 feet north of the north curblines of Hempstead Turnpike then north for a distance of 341 feet. (Adopted 5/9/95)

CAROLINE AVENUE (TH 556/03) East Side - NO PARKING 10 PM TO 6 AM - starting at a point 150 feet north of the north curblines of Ninth Street north for a distance of 160 feet. (Adopted 9/7/04)

CAROLINE AVENUE (TH 556/03) East Side - ONE HOUR PARKING 8 AM TO 6 PM - starting at a point 150 feet north of the north curblines of Ninth Street north for a distance of 160 feet. (Adopted 9/7/04)

PHOEBE STREET (TH 293/99) South Side - NO PARKING 7 AM TO 11 PM - starting at a point 110 feet west of the west curblines of Randolph Avenue then west to the east curblines of Scherer Boulevard. (Adopted 2/15/00)

GARDEN CITY SOUTH
Section 202-14

GARDEN BOULEVARD (TH 395/17) North Side - NO PARKING 8 AM TO 12 NOON EXCEPT SATURDAYS SUNDAYS AND HOLIDAYS - starting from a point 343 feet east of the east curblines of Whitehall Blvd., then east for a distance of 335 feet. (Adopted (11/28/17))

GARDEN BOULEVARD (TH 460/18) North Side
- NO PARKING 8 AM TO 12 NOON EXCEPT
SATURDAYS SUNDAYS AND HOLIDAYS -
starting at a point 692 feet east of
the east curblineline of Whitehall
Boulevard then east for a distance of
371 feet. (Adopted 12/11/18)

It may be viewed on the Hempstead website, at
www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to
be heard in person in accordance with applicable social
distancing regulations, or real time telephonic communication,
see instructions at www.hempsteadny.gov

Dated: March 23, 2021
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Town of Hempstead

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

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

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

FRANKLIN SQUARE
Section 202-7

CAROLINE AVENUE (TH 23/21) West Side – ONE HOUR PARKING 8 AM TO 6 PM EXCEPT SUNDAYS AND HOLIDAYS – starting at a point 220 feet north of the north curbline of Hempstead Turnpike then north for a distance of 261 feet.

CAROLINE AVENUE (TH 22/21) East Side – NO PARKING 10 PM TO 6 AM – starting at a point 150 feet north of the north curbline of Ninth Street then north for a distance of 45 feet.

CAROLINE AVENUE (TH 22/21) East Side – ONE HOUR PARKING 8 AM TO 6PM EXCEPT SUNDAYS AND HOLIDAYS – starting at a point 150 feet north of the north curbline of Ninth Street then north for a distance of 45 feet.

CAROLINE AVENUE (TH 22/21) East Side – NO PARKING 10 PM TO 6 AM – starting at a point 255 feet north of the north curbline of Ninth Street then north for a distance of 55 feet.

CAROLINE AVENUE (TH 22/21) East Side – ONE HOUR PARKING 8 AM TO 6 PM EXCEPT SUNDAYS AND HOLIDAYS – starting at a point 255 feet north of the north curbline of Ninth Street then north for a distance of 55 feet.

PHOEBE STREET (TH 27/21) South Side – NO PARKING 7 AM TO 11 PM – starting at a point 107 feet west of the west curbline of Randolph Avenue then west for a distance of 185 feet.

PHOEBE STREET (TH 27/21) South Side – NO PARKING 7 AM TO 11 PM – starting at a point 333 feet west of the west curbline of Randolph Avenue then west to the east curbline of Scherer Boulevard

GARDEN CITY SOUTH
Section 202-14

GARDEN BOULEVARD (TH 52/21) North Side – NO PARKING 8 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – starting at a point 343 feet east of the east curbline of Whitehall Boulevard then east for a distance of 325 feet.

GARDEN BOULEVARD (TH 52/21) North Side – NO PARKING 8 AM TO 12 NOON EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS – starting at a point 740 feet east of the east curbline of Whitehall Boulevard then east for a distance of 323 feet.

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

FRANKLIN SQUARE
Section 202-7

CAROLINE AVENUE (TH 34/95) West Side – ONE HOUR PARKING 8 AM TO 6 PM EXCEPT SUNDAYS AND HOLIDAYS – starting at a point 220 feet north of the north curblane of Hempstead Turnpike then north for a distance of 341 feet. (Adopted 5/9/95)

CAROLINE AVENUE (TH 556/03) East Side – NO PARKING 10 PM TO 6 AM – starting at a point 150 feet north of the north curblane of Ninth Street north for a distance of 160 feet. (Adopted 9/7/04)

CAROLINE AVENUE (TH 556/03) East Side – ONE HOUR PARKING 8 AM TO 6 PM – starting at a point 150 feet north of the north curblane of Ninth Street north for a distance of 160 feet. (Adopted 9/7/04)

PHOEBE STREET (TH 293/99) South Side – NO PARKING 7 AM TO 11 PM – starting at a point 110 feet west of the west curblane of Randolph Avenue then west to the east curblane of Scherer Boulevard. (Adopted 2/15/00)

GARDEN CITY SOUTH
Section 202-14

GARDEN BOULEVARD (TH 395/17) North Side – NO PARKING 8 AM TO 12 NOON EXCEPT SATURDAYS SUNDAYS AND HOLIDAYS – starting from a point 343 feet east of the east curblane of Whitehall Blvd., then east for a distance of 335 feet. (Adopted (11/28/17)

GARDEN BOULEVARD (TH 460/18) North Side – NO PARKING 8 AM TO 12 NOON EXCEPT SATURDAYS SUNDAYS AND HOLIDAYS – starting at a point 692 feet east of the east curblane of Whitehall Boulevard then east for a distance of 371 feet. (Adopted 12/11/18)

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

CASE NO. 30433

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

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

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

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

WHEREAS, has introduced a proposed local law known as Intro. No. 14-2021, Print No. 1 to amend the said Section 202-1 of the Code of the Town of Hempstead to include "PARKING OR STANDING PROHIBITIONS" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on April 14, 2021, at 7:00 o'clock in the evening of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 14-2021, Print No. 1, to amend Section 202-1 of the Code of the Town of Hempstead to include "PARKING OR STANDING PROHIBITIONS" at various locations; and, BE IT FURTHER

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item# 41
Case# 30433

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 14th day of April, 2021, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE "PARKING OR STANDING PROHIBITIONS" at the following locations:

BELLMORE BELTAGH AVENUE (TH 25/21) South Side - NO STOPPING HERE TO CORNER - starting at the west curbline of Schernott Place west for a distance of 20 feet.

EAST MEADOW POST STREET (TH 49/21) North Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Prospect Avenue east for a distance of 25 feet.

POST STREET (TH 49/21) South Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Prospect Avenue east for a distance of 30 feet.

PROSPECT AVENUE (TH 49/21) East Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Post Street south for a distance of 30 feet.

INWOOD DOUGHTY BOULEVARD (TH 55/21) West Side - NO PARKING ANYTIME - from the north curbline of Healy Avenue north to the south curbline of Inip Drive.

WANTAGH MONTGOMERY STREET (TH 42/21) South Side - NO STOPPING ANYTIME - starting at a point 30 feet east of the east curbline of Pea Pond Road then east for a distance of 50 feet.

It may be viewed on the Hempstead website, at www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social

distancing regulations, or real time telephonic communication,
see instructions at www.hempsteadny.gov

Dated: March 23, 2021
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Town of Hempstead

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

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

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

BELLMORE BELTAGH AVENUE (TH 25/21) South Side – NO STOPPING HERE TO CORNER – starting at the west curblane of Schernott Place west for a distance of 20 feet.

EAST MEADOW POST STREET (TH 49/21) North Side – NO STOPPING HERE TO CORNER – starting at the east curblane of Prospect Avenue east for a distance of 25 feet.

POST STREET (TH 49/21) South Side – NO STOPPING HERE TO CORNER – starting at the east curblane of Prospect Avenue east for a distance of 30 feet.

PROSPECT AVENUE (TH 49/21) East Side – NO STOPPING HERE TO CORNER – starting at the south curblane of Post Street south for a distance of 30 feet.

INWOOD DOUGHTY BOULEVARD (TH 55/21) West Side – NO PARKING ANYTIME – from the north curblane of Healy Avenue north to the south curblane of Inip Drive.

WANTAGH MONTGOMERY STREET (TH 42/21) South Side – NO STOPPING ANYTIME – starting at a point 30 feet east of the east curblane of Pea Pond Road then east for a distance of 50 feet.

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

CASE NO. 30434

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

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

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

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

WHEREAS, has introduced a proposed local law known as Intro. No. 15-2021, Print No. 1 to amend the said Section 197-5 of the Code of the Town of Hempstead to include "ARTERIAL STOPS" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on April 14, 2021, at 7:00 o'clock in the evening of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 15-2021, Print No. 1, to amend Section 197-5 of the Code of the Town of Hempstead to include "ARTERIAL STOPS" at various locations; and, BE IT FURTHER

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item# 42
Case# 30434

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 14th day of April, 2021, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Section 197-5 of the code of the Town of Hempstead to INCLUDE "ARTERIAL STOPS" at the following locations:

- | | |
|-------------|--|
| BALDWIN | FENIMORE PLACE (TH 40/21) STOP - all traffic approaching southbound on Dean Drive shall come to a full stop. |
| EAST MEADOW | POST STREET (TH 49/21) STOP - all traffic traveling southbound on Bright Avenue shall come to a full stop. POST STREET (TH 49/21) STOP - all traffic traveling northbound on Bright Avenue shall come to a full stop. |
| WOODMERE | WOODMERE BOULEVARD (TH 26/21) STOP - all traffic approaching eastbound on Woodmere Place shall come to a full stop. |
| ROOSEVELT | ELMWOOD AVENUE (TH 46/21) STOP - all traffic approaching northbound on Lakeside Drive shall come to a full stop. ELMWOOD AVENUE (TH 46/21) STOP - all traffic approaching southbound on Lakeside Drive shall come to a full stop. |

It may be viewed on the Hempstead website, at www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social distancing regulations, or real time telephonic communication, see instructions at www.hempsteadny.gov

Dated: March 23, 2021
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Town of Hempstead

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

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

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

BALDWIN FENIMORE PLACE (TH 40/21) STOP – all traffic approaching southbound on Dean Drive shall come to a full stop.

EAST MEADOW POST STREET (TH 49/21) STOP – all traffic traveling southbound on Bright Avenue shall come to a full stop.

POST STREET (TH 49/21) STOP – all traffic traveling northbound on Bright Avenue shall come to a full stop.

WOODMERE WOODMERE BOULEVARD (TH 26/21) STOP – all traffic approaching eastbound on Woodmere Place shall come to a full stop.

ROOSEVELT ELMWOOD AVENUE (TH 46/21) STOP – all traffic approaching northbound on Lakeside Drive shall come to a full stop.

ELMWOOD AVENUE (TH 46/21) STOP – all traffic approaching southbound on Lakeside Drive shall come to a full stop.

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

CASE NO. 30435

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A PROPOSED LOCAL LAW TO AMEND SECTION 197-13 OF THE CODE OF THE TOWN OF HEMPSTEAD TO INCLUDE AND REPEAL "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" AT VARIOUS LOCATIONS.

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

WHEREAS, it appears to be in the public interest to consider the enactment of a local law amending Section 197-13 of the Code of the Town of Hempstead entitled "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at various locations; and

WHEREAS, has introduced a proposed local law known as Intro. No. 16-2021, Print No. 1 to amend the said Section 197-13 of the Code of the Town of Hempstead to include and repeal "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at various locations; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on April 14, 2021 at 7:00 o'clock in the evening of that day, at which time all interested persons shall be heard on the proposed enactment of a local law known as Intro. No. 16-2021, Print No. 1, to amend Section 197-13 of the Code of the Town of Hempstead to include and repeal "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at various locations; and, BE IT FURTHER

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item# 43

Case # 30435

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule of the State of New York, both as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 14th day of April, 2021, at 7:00 o'clock in the evening of that day to consider the enactment of a local law to amend Section 197-13 of the code of the Town of Hempstead to INCLUDE and REPEAL "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

OCEANSIDE NANTUCKET LANE (TH 36/21) North Side - NO PARKING 9 AM TO 3 PM SCHOOL DAYS - starting at a point 112 feet east of the east curbline of Skillman Avenue east for a distance of 68 feet.

NANTUCKET LANE (TH 36/21) North Side - NO PARKING 9 AM TO 3 PM SCHOOL DAYS - starting at a point 232 feet east of the east curbline of Skillman Avenue east then going south for a distance of 40 feet.

ALSO, to REPEAL from Section 197-13 "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" from the following locations:

OCEANSIDE NANTUCKET LANE (TH 18/96) North and East Sides - NO PARKING 9 AM TO 3 PM SCHOOL DAYS - starting at a point 112 feet east of the east curbline of Skillman Avenue east and south for a distance of 173 feet. (Adopted 7/22/97)

It may be viewed on the Hempstead website, at www.hempsteadny.gov

ALL PERSONS INTERESTED shall have an opportunity to be heard in person in accordance with applicable social distancing regulations, or real time telephonic communication, see instructions at www.hempsteadny.gov

Dated: March 23, 2021
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

Town of Hempstead

A local law to amend Section one hundred ninety seven dash thirteen of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, to include and repeal "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at various locations.

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

Section 1. Section one hundred ninety seven dash thirteen of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number ten of two thousand twenty one is hereby amended by including therein "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

OCEANSIDE

NANTUCKET LANE (TH 36/21) North Side – NO PARKING 9 AM TO 3 PM SCHOOL DAYS – starting at a point 112 feet east of the east curblin of Skillman Avenue east for a distance of 68 feet.

NANTUCKET LANE (TH 36/21) North Side – NO PARKING 9 AM TO 3 PM SCHOOL DAYS – starting at a point 232 feet east of the east curblin of Skillman Avenue east then going south for a distance of 40 feet.

Section 2. Section one hundred ninety seven dash thirteen of the Code of the Town of Hempstead as constituted by local law number one of nineteen hundred and sixty-nine, said Section last amended by local law number ten of two thousand twenty one is hereby amended by repealing therein "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" at the following locations:

OCEANSIDE

NANTUCKET LANE (TH 18/96) North and East Sides – NO PARKING 9 AM TO 3 PM SCHOOL DAYS – starting at a point 112 feet east of the east curblin of Skillman Avenue east and south for a distance of 173 feet. (Adopted 7/22/97)

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

CASE NO.

RESOLUTION NO.

Adopted:

Council offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A LOCAL LAW TO AMEND CHAPTER 142 OF THE CODE OF THE TOWN OF HEMPTHEAD ENTITLED "WIRELESS TELECOMMUNICATIONS FACILITIES" TO ADD A NEW ARTICLE II THEREOF TO ESTABLISH THE CABLE AND TELECOMMUNICATIONS REVIEW BOARD TO REVIEW AND DETERMINE APPLICATIONS FOR A SPECIAL USE PERMIT ISSUED PURSUANT TO CHAPTER 142.

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

WHEREAS, it is in the public interest to consider the enactment of a local law to amend Chapter 142 of the Code of the Town of Hempstead entitled "Wireless Telecommunications Facilities" by addition of a new Article II thereof in relation to establishment of the "Cable and Telecommunications Review Board;" and

WHEREAS, has introduced a local law known as Intro. No. -2021, Print No. 1, as aforesaid;

NOW THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York on the day of 2021 at o'clock in the of that day, at which time all interested persons shall be heard on the enactment of a local law known as Intro. No. -2021, Print No. 1, to amend Chapter 142 of the Code of the Town of Hempstead entitled "Wireless Telecommunications Facilities" to add a new Article II thereof in relation to the establishment of the Cable and Telecommunications Review Board; and,

BE IT FURTHER

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

The foregoing resolution was adopted on the roll call as follows:

AYES:

NOES:

Item # 44

Case # 28235

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Nathan L.H. Bennett Town Meeting Pavilion, Hempstead Town Hall, Town Hall Plaza, One Washington Street, Village and Town of Hempstead, New York, on the 14th day of April, 2021, at 7:00 o'clock in the evening of that day, to consider a local law to amend Chapter 142 of the Code of the Town of Hempstead entitled "Wireless Telecommunications Facilities" by addition of a new Article II thereof in relation to establishment of the "Cable and Telecommunications Review Board," to review and determine all applications for a special use permit pursuant to Chapter 142 of the Code of the Town of Hempstead.

The proposed local law is on file in the Office of the Town Clerk of the Town of Hempstead, Hempstead Town Hall, One Washington Street, Hempstead, New York, and it may be viewed on the Town of Hempstead website (see instructions at <https://hempsteadny.gov/>).

ALL PERSONS INTERESTED shall have an opportunity to be heard on said proposal at the time and place aforesaid, in accordance with all social distancing regulations, or by real-time telephonic participation (see instructions at <https://hempsteadny.gov/>).

Dated: Hempstead, New York
March 23 , 2021.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

KATE MURRAY
Town Clerk

DONALD X. CLAVIN, JR.
SUPERVISOR

Intro No.

Print No.

Town of Hempstead

A local law to amend chapter 142 of the code of the town of Hempstead, entitled "Wireless Telecommunications Facilities" insofar as to create a new Article II thereof insofar as to establish a new Cable and Telecommunications Review Board to review and determine all Applications for a special use permit pursuant to Section 142-5 of Chapter 142 of the Code of the Town of Hempstead, as amended, and as also set forth in this Article II.

Introduced by:

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

Section One. Existing chapter 142 of the code of the town of Hempstead, entitled "Wireless Telecommunications Facilities", is hereby amended by creating a new Article II thereof insofar as to establish a new Cable and Telecommunications Review Board to review and determine all Applications for a special use permit pursuant to Section 142-5 of Chapter 142 of the Code of the Town of Hempstead, as amended, and as also set forth in this Article II such that immediately following section 142-24 thereof it shall read as follows:

Chapter 142

WIRELESS TELECOMMUNICATIONS FACILITIES

* * *

Article II

Cable and Telecommunications Review Board

§ 142-25. Cable and Telecommunications Review Board Established.

By this Article the Town of Hempstead establishes the Cable and Telecommunications Review Board to carry out those functions provided herein. All other provisions of Chapter 142 of the Code of the Town of Hempstead shall apply to this Article unless otherwise expressly superseded.

§ 142-26. Legislative Intent.

A. In heretofore enacting Chapter 142 of the Code of the Town of Hempstead, the Town Board recognized and acknowledged that wireless telecommunications facilities may pose significant concerns to its inhabitants and the character and environment of its neighborhoods. The Town Board further recognized that facilitating the development of wireless service technology can be of significant benefit to the residents of the Town. In order to address each of these issues, the Town Board enacted

Chapter 142 of the Code of the Town of Hempstead which provides, *inter alia*, that pursuant to its authority and criteria under Article 16 of the Town Law and Article XXVII of the Building Zone Ordinance, and subject to the provisions of the federal Telecommunications Act of 1996, as modified, and any other applicable state or federal law, the Town's Board of Appeals is authorized to review, analyze, evaluate and make decisions with respect to granting or not granting or revoking special use permits for new wireless telecommunications facilities.

B. Since the enactment of Chapter 142, the Federal Communications Commission ["FCC"] has interpreted federal law to require that Applications for the construction of wireless communications facilities be processed within certain time periods (commonly referred to as the "shot clock") in order to ensure that the Application process not have the effect of prohibiting the provision of personal wireless services [47 U.S.C. 332 (c)(7)(B)(i)(II); 47 U.S.C. 332 (c)(7)(B)(ii).] The changing nature of wireless technology and potential for a significant and imminent increase in the number of Applications filed with the Town to modify or construct wireless communications facilities would make it increasingly difficult for the Town's Board of Appeals to hear and determine the Applications which come before it within the time periods established by the FCC. With the expansion of 5G technology, it is anticipated that the number of Applications filed with the Town will further augment this concern in the coming years.

C. The Town Board further recognizes that wireless telecommunications providers and the suppliers and providers of other telecommunications, broadband and fiber optic services increasingly provide similar services in the marketplace. The Town believes that the further proliferation of structures associated with these cable-related facilities will have a significant impact on the area and character of the neighborhood in which these structures are expected to be constructed.

D. The Town on behalf of its residents must address the anticipated substantial increase in the number of Applications for non-eligible facilities relating to the modification or co-location of existing wireless sites, or construction of new wireless telecommunications facilities, and/or certain cable-related structures. As such, the Town must act to ensure that these Applications are heard and determined within the time periods mandated by federal law. To that end, the Town is enacting this Article pursuant to the authority set forth in Article 16 of the New York State Town Law, as well as Town Law § 130(15) and all other applicable laws in order to establish the Cable and Telecommunications Review Board. It shall have concurrent jurisdiction with the Town's Board of Appeals, and authority to review and determine all Applications for a special use permit pursuant to Section 142-5 of the Code of the Town of Hempstead, as amended, and as also set forth in this Article II. Nothing in this Article shall be construed as requiring a special use permit for any wireless facility where such requirement would violate federal law.

§ 142-27. Legislative Authority.

This Article is enacted as a local law under the Municipal Home Rule Law § 10(1)(i), Town Law §§ 130(15) and 274-b(2), and

pursuant to all applicable authority granted by the state and federal governments.

§ 142-28. Definitions; word usage.

The definitions, terms, words, abbreviations and their deviations shall have the same meaning herein as given and defined in Section 142-3 of Chapter 142 of the Town Code. In addition to the definitions section set forth in Section 142-3 of Chapter 142 of the Town Code, the following definition shall apply to Chapter 142, Article II:

TELEPHONE, CABLE OR FIBER OPTIC EQUIPMENT CABINET - Any device, equipment, enclosure, meters, housing, shelter, cabling, antenna or facility utilized to provide telephonic communications, cable television, broadband or fiber optic services for which a permit is not otherwise required pursuant to the Town's Building Zone Ordinance, located upon either private property, the lands of the Town of Hempstead or in the public Rights-of-Way and having a total volume of 6 cubic feet or more.

§ 142-29. Membership; rules of procedure; powers and duties.

A. The Cable and Telecommunications Review Board shall consist of five (5) members appointed by the Town Board who shall not otherwise be current members of the Town's Board of Appeals. The Town Board may also appoint two (2) additional members to serve as alternates in the event that any of the Cable and Telecommunications Review Board's regular members are unavailable to hear any application which shall come before it. The Cable and Telecommunications Review Board shall be separate, apart and distinct from the Board of Appeals and shall have concurrent jurisdiction to hear and determine Applications for a special use permit authorizing the siting and construction of new wireless telecommunications facilities, and/or non-eligible facilities relating to the modification or co-location of existing wireless sites filed under Chapter 142 of the Code of the Town of Hempstead, and any Telephone, Cable, or Fiber Optic Equipment Cabinet as provided in this Article II.

B. The terms of office of members of the Cable and Telecommunications Review Board shall be two (2) years. The appointment of members to the Cable and Telecommunications Review Board shall be for terms so fixed that two members' terms shall expire at the end of the calendar year in which such members were initially appointed. The remaining members' terms shall be so fixed that the remaining three members' term shall expire at the end the following year thereafter. At the expiration of each original member's appointment, the replacement member shall be appointed for a term of two (2) years.

C. The Town Board by administrative resolution may fix a rate of payment to compensate the members of the Cable and Telecommunications Review Board, for their time spent at meetings of the Board.

D. Each member of the Cable and Telecommunications Review Board shall complete, at a minimum, four (4) hours of training each year designed to enable such members to more effectively carry out his or her duties. Such training shall be approved by

the Town Board and provided by either the Town Attorney, legal counsel appointed by the Town Board for such purpose, or any statewide municipal association. In the event that any member receives in excess of four (4) hours of training in any one year, that additional training may be carried over by the member into the succeeding years in order to meet the requirements of this Chapter.

E. There shall be a Secretary to the Board who shall be appointed by the Town Board who shall manage the Board's calendars and serve as the custodian of the Board's records.

F. The Cable and Telecommunications Review Board shall, consistent with the Town Law, Chapter 142 of the Town Code, and the Telecommunications Act of 1996, as modified, determine its own rules and procedure governing, among other things, its hearings and the date and time of hearings and decisions.

G. Notwithstanding anything to the contrary set forth in Section 142-14 of this Chapter, the Department of Buildings after determining the Application is complete (including all required submissions having been received in proper form), shall refer the Application to the Cable and Telecommunications Review Board, unless otherwise directed to the Board of Appeals by the Commissioner of Buildings, which Board shall maintain concurrent jurisdiction. The Cable and Telecommunications Review Board may require such additional information as it deems necessary and relevant to the case or the scheduling of the public hearing.

H. All Applications submitted to the Cable and Telecommunications Review Board shall be filed electronically with the Secretary of the Board unless the Applicant can demonstrate good cause for the filing of the Application in physical or paper format.

I. The fee to be paid to the Cable and Telecommunications Review Board for a special use permit herein shall be \$500. The required fee shall be paid to the Board prior to the time that the Board places the case on a public hearing calendar.

J. Notwithstanding any time period or limitation provided or established by federal law, the Chairperson of the Board and the Applicant may agree to extend or toll such period to enable the thorough and expeditious review and determination of all Applications filed for non-eligible facilities relating to the modification or co-location of existing wireless sites, new construction of wireless telecommunications facilities and/or Telephone, Cable, or Fiber Optic Equipment Cabinet, consent to which shall not be unreasonably withheld.

K. In accordance with the requirements of § 142-15, the Cable and Telecommunications Review Board shall consider the merits of the case, based on the evidence, including but not limited to the testimony of expert witnesses, and affected persons in the vicinity, under the standards set forth in Article XXVII, § 267-D(2), of the Building Zone Ordinance, and subject to the provisions of the federal Telecommunications Act of 1996, as may be required by law. The burden of proof for showing compliance

with applicable standards and criteria shall always be upon the applicant.

L. The Town Board may appoint legal counsel at the Town of Hempstead's usual and customary billing rates to advise the Cable and Telecommunications Review Board on all matters and Applications which shall come before it and which may include their attendance at meetings of the Board.

M. The Town Board may hire any consultant and/or expert which it deems necessary to assist the Board in reviewing and evaluating the Application(s). The consultant's services rendered to the Cable and Telecommunications Review Board shall be paid from the escrow funds deposited with the Town Comptroller pursuant to Section 142-13(B) of the Town Code, as applicable.

N. The Cable and Telecommunications Review Board shall be deemed "Lead Agency" (6 N.Y.C.R.R, § 617.6(b)) pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law of the State of New York) for all applications which may come before it.

O. There shall be compliance with General Municipal § 239-m, as applicable, with respect all Applications before the Cable and Telecommunications Review Board.

§ 142-30. Public Hearings.

A. In accordance with Section 142-14 [Referral to Board of Appeals; public hearing and notification requirements] of Chapter 142 of the Town Code, after filing an Application for non-eligible facilities relating to the modification or co-location of existing wireless sites, new construction of wireless telecommunications facilities and/or Telephone, Cable, or Fiber Optic Equipment Cabinet, with the Department of Buildings, payment of the requisite fees and subsequent referral by the Department of Buildings, the Cable and Telecommunications Review Board shall fix a time and place for a public hearing thereon and shall give notice thereof in accordance with the requirements of § 142-14(B) of Chapter 142 of the Town Code.

§ 142-31. Prohibition.

A. In addition to all other prohibitions set forth in this Chapter, it shall be a violation of this Article to install, construct, or maintain a Telephone, Cable, or Fiber Optic Equipment Cabinet, without a special use permit from the Cable and Telecommunications Review Board.

§ 142-32. Penalties.

A. Any Person who is adjudged to be in violation of this chapter shall be guilty of a violation punishable by a fine not exceeding \$1,000 or imprisonment for a period not exceeding 15 days for each such offense, or by both such fine and imprisonment. Each day that an offense continues shall be deemed a separate offense. For conviction of a second offense, both of which were committed within a period of five years, such violation shall be punishable by a fine of not less than \$250

and not more than \$1,000 per day or by imprisonment for a period not to exceed 15 days, or both. Upon conviction of a third offense and any further offenses, all of which were committed within a period of five years, such violations shall be punishable by a fine of not less than \$500 and not more than \$2,000 per day, or both.

B. In addition to the penalties provided by this chapter, the Town shall have all remedies at law and in equity, including injunctive relief to enforce the terms of this chapter.

§ 142-33. Interpretation.

A. The requirement to comply with this Article II of Chapter 142 shall be in addition to the responsibility to comply with all other provisions of Chapter 142, other Chapters of the Town Code as applicable, and all other laws and regulations governing the Applications which are the subject hereof.

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

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: REINSTATEMENT OF DAVID BIVONE
AS PUBLIC SAFETY OFFICER I, IN THE
DEPARTMENT OF PUBLIC SAFETY.

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

RESOLVED, that David Bivone be and hereby is reinstated as
Public Safety Officer I, Competitive, Permanent, Grade 14, Step 4 (E), \$61,891, in the Department of
Public Safety, by the Commissioner of the Department of Public Safety, with the approval of the Town
of Hempstead Civil Service Commission and ratified by the Town Board of the Town of Hempstead
effective March 24, 2021, and BE IT

FURTHER RESOLVED, that subject appointment is probationary for
twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment
may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: TRANSFER OF VALARIE CALDWELL, OFFICE SERVICES ASSISTANT, FROM THE DEPARTMENT OF INFORMATION AND TECHNOLOGY TO THE DEPARTMENT OF GENERAL SERVICES, ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Valarie Caldwell, Office Services Assistant, be and hereby is transferred from the Department of Information and Technology to the Department of General Services, Administration, with no change in salary, by the Commissioner of the Department of General Services and the Town of Hempstead Civil Service Commission and ratified by the Town Board of the Town of Hempstead effective March 12, 2021 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twelve weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF SEKOU ENILO
AS LABORER I, IN THE DEPARTMENT OF
GENERAL SERVICES, BUILDINGS AND
GROUNDS DIVISION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Sekou Enilo be and hereby is appointed Laborer I, Labor Class, Grade 9, Start Step (A), \$43,269, in the Department of General Services, Buildings and Grounds Division, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective March 24, 2021 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF KATHERINE FALCO AS
SENIOR CITIZENS' PROGRAM
DEVELOPMENT AIDE, IN THE DEPARTMENT
OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Katherine Falco be and hereby is appointed Senior Citizens' Program Development Aide, Non Competitive Ungraded, at an annual salary of \$61,000, in the Department of Parks and Recreation, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead effective April 5, 2021 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: NON COMPETITIVE PROMOTION FOR
MARY ANN HANSON, COORDINATOR,
DEVELOPMENTALLY CHALLENGED
RECREATION PROGRAM, IN THE
DEPARTMENT OF PARKS AND
RECREATION

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Mary Ann Hanson, now serving as Coordinator, Developmentally Challenged Recreation Program, Competitive, Provisional, in the Department of Parks and Recreation, be and hereby is given a Non Competitive promotion, per Section 52.7 of the Civil Service Law to Coordinator, Developmentally Challenged Recreation Program, Competitive, Permanent, with no change in salary, by the Commissioner of the Department of Parks and Recreation, and ratified by the Town Board of the Town of Hempstead effective March 24, 2021 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF ROBERT PISANI
AS LABORER I, IN THE DEPARTMENT OF
HIGHWAY, BUDGET CODE 5110.

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

RESOLVED, that Robert Pisani be and hereby is appointed
Laborer I, Labor Class, Grade 9, Start Step (A), \$43,269, in the Department of Highway, Budget
Code 5110, by the Commissioner of the Department of Highway and ratified by the Town Board of
the Town of Hempstead effective March 25, 2021 and BE IT

FURTHER RESOLVED, that subject appointment is probationary for
twenty-six weeks and should candidate prove unsatisfactory during this period, said appointment
may be terminated.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION
NO. 321/13-2021, MICHAEL STALLONE, IN THE
DEPARTMENT OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Resolution No. 321/13-2021 states an incorrect step, NOW,

THEREFORE, BE IT

RESOLVED, that the resolution should read "Step 5(F)"

AYES:

NOES:

3/23/21

In addition there are (7) Seven Resolutions for various types of Leaves of Absence.