

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 21st day of December, 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, in relation to restricted parking in residential areas immediately adjacent to Belmont Park Racetrack of Elmont, New York.

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

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

Dated: Hempstead, New York  
December 7, 2021

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

KATE MURRAY  
Town Clerk

DONALD X. CLAVIN, JR.  
Supervisor

Item # 1

# 21937

Intro. No.

Print No.

Pursuant to the provisions of the New York State Constitution and the Municipal Home Rule Law of the State of New York, as amended, the Town Board of the Town of Hempstead, Nassau County, New York has hereby enacted the following Local Law:

Town of Hempstead

A local law to amend Chapter 202 of the Code of the Town of Hempstead, in relation to restricted parking in residential areas immediately adjacent to Belmont Park Racetrack of Elmont, New York.

Introduced by:

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

Section 1. Section 202-58 H of the code of the town of Hempstead, as constituted by local law number nine of nineteen hundred eighty two, and thereafter amended July 8, 2003 and November 27, 2018, hereby is amended such that Section 202-58 H shall henceforth read as follows:

Chapter 202  
Parking

\* \* \*

**H.** The restrictions for permitted parking as per this section shall apply to the following:

(1) "No Parking anytime, except with permit."

a. This restriction shall apply to the following areas:

LOCUSTWOOD BOULEVARD from the south curbline of Hempstead Turnpike south to the North curbline of 109<sup>th</sup> Avenue.

HEATHCOTE ROAD from the south curbline of Hempstead Turnpike south to the north curbline of 109<sup>th</sup> Avenue.

SUSSEX ROAD from the south curbline of Hempstead Turnpike south to the north curbline of 109<sup>th</sup> Avenue.

HUNTLEY ROAD from the south curbline of Hempstead Turnpike south to its termination.

WELLINGTON ROAD from the south curbline of Hempstead Turnpike south to the north curbline of 109<sup>th</sup> Avenue.

WARWICK ROAD from the south curbline of Hempstead Turnpike south to the north curbline of 109<sup>th</sup> Avenue.

OAK STREET from the east curbline of Warwick Road east to the west curbline of Fieldmere Street.

PINE STREET east curbline of Warwick Road east to the west curbline of Fieldmere Street.

109<sup>th</sup> AVENUE from the west curbline of Wellington Road, east to the east curbline of Fieldmere Street.

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

CASE NO.

RESOLUTION NO.

Adopted:

Council(wo)man  
resolution's adoption:

moved the following

RESOLUTION REQUESTING LEGISLATION  
FOR "AN ACT TO AMEND THE VEHICLE AND  
TRAFFIC LAW, IN RELATION TO AUTHORIZING THE  
TOWN OF HEMPSTEAD IN THE COUNTY OF NASSAU  
TO ESTABLISH RESIDENTIAL PARKING SYSTEMS IN  
THE NEIGHBORHOODS OF BELLEROSE TERRACE AND  
ELMONT."

WHEREAS, it is in the public interest that legislation  
hereinafter described be enacted;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, as the local  
legislative body of the Town of Hempstead, a local  
government, hereby requests the enactment by the  
Legislature of the State of New York of a bill introduced  
in the 2021-2022 Regular Sessions of the Legislature  
entitled, "an act to amend the vehicle and traffic law, in  
relation to authorizing the town of Hempstead in the county  
of Nassau to establish residential parking systems in the  
neighborhoods of Bellerose Terrace and Elmont", designated  
as Senate No. S7554-B and Assembly No. A3593-C; and BE IT  
FURTHER

RESOLVED, that such request be filed in each House of  
the Legislature pursuant to the statutes and rules provided  
therefore.

The foregoing resolution was adopted upon roll call as  
follows:

AYES:

NOES:

Item #

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Case #

10338

Case No.

Resolution No.

Adopted:

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

**RESOLUTION AMENDING THE PROCEDURES OF  
THE HEMPSTEAD TOWN BOARD**

**WHEREAS**, the Town Board has heretofore adopted procedures, and from time-to-time amended same, for conducting meetings and hearings of the Town Board known as the Procedures of the Hempstead Town Board; and

**WHEREAS**, this Board wishes to amend the Procedures;

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Procedures be and hereby are amended, shall read as set forth in the amendment annexed hereto, and shall take effect on January 1, 2022.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

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Case #

530

## THE PROCEDURES OF THE HEMPSTEAD TOWN BOARD

### **I. Short Title**

These procedures shall be known as "The Procedures of the Hempstead Town Board"

### **II. Interaction With Law**

- A. These procedures are to be interpreted as supplementing, and not replacing, prior legislative enactments applicable to town operations and the conduct of Town Board meetings. Such legislative enactments include statutes, rules and regulations of the State of New York, and the Hempstead Town Code.
- B. Nothing in these procedures shall be construed as expanding, reducing or limiting the powers or rights specifically granted by law to any Member nor shall these procedures be construed as altering the number of votes specifically required by law for the taking of official action.

### **III. Town Attorney as Parliamentarian**

- A. Questions regarding the interpretation of these procedures which arise during a meeting of the Board or otherwise shall be decided by the Town Attorney who shall act as Parliamentarian.
- B. Decisions of the Town Attorney made pursuant to section III (A) hereof may be appealed to the full Board by motion of any Member.
- C. Robert's Rules of Order shall control the procedure of all meetings of the Board to the extent that Robert's Rules of Order are not inconsistent with these procedures.

### **IV. Placing Business before the Town Board**

- A. Administrative items may come before the Board for consideration through either of two methods:
  - 1. By inclusion on the calendar using the procedure outlined in Section IV (B), *infra*,
  - 2. By hand-up but only under the circumstances described in Section IV (E), *infra*.
- B. The Supervisor or two Councilmembers may seek inclusion of an item on the calendar by submitting an original and three unmarked copies of same along with Appropriate Disclosure to the Office of the Town Attorney not later than six business days before the meeting at which they would like the item considered. In the event that the proposed item authorizes an expenditure or transfer of funds, the Member(s) seeking its inclusion on the calendar shall submit an original, a copy signed by the Town Comptroller or his designee under the words "Approved as to Available Funds" and two unmarked copies along with Appropriate Disclosure to the office of the Town Attorney not later than six business days before the meeting at which they would like the item to be considered.
- C. Upon receipt of a proposed item which is in proper form, the Town Attorney or his designee shall indicate same by signing his name to and dating the Approval Copy under the words "Approved as to Form" and shall promptly deliver same to the Clerk. If a proposed item is not in proper form, or if the submission is otherwise insufficient, the Town Attorney shall notify the Member making the proposal in writing within two business days of its receipt by the Town Attorney as to the nature of the deficiency and, upon request, shall assist said Member(s) in making the necessary corrections.

- D. The calendar, which shall be prepared by the Office of the Clerk, shall be published not later than the close of business four calendar days prior to any regular meeting, but, in any event, consistent with any and all applicable state law. In the case of a special meeting of the Board, the calendar shall be published as far in advance of the meeting as is practicable but, in any event, consistent with any and all applicable state law.
- E. Resolutions or legislation considered urgent or of an emergency nature (also referred to as a "hand-up" resolution) may be added to the Calendar after commencement of any meeting by the Presiding Officer or by a majority vote of the Board. Added resolutions or legislation will be added to the end of the Calendar.
- F. No item shall come before the Board for consideration, by inclusion on the calendar or by hand-up until it shall have been approved as to form by the Town Attorney or his designee and, if the item calls for the expenditure of funds, if it has been approved as to available funds by the Town Comptroller or his designee.

## **V. Order of Business**

- A. The order of business at each meeting of the Board shall be as follows:
  - 1. Call to Order
  - 2. Roll Call
  - 3. Pledge of Allegiance
  - 4. Public Hearings
  - 5. Decisions
  - 6. Administrative Calendar
  - 7. Public comment
- B. Each speaker during public comment may speak once and shall have up to three (3) minutes to address the Board on matter(s) unrelated to items on the Board's calendar/agenda.
- C. The vote upon every question shall be taken in alphabetical order with the Supervisor voting first. A member may vote "aye," "no," "abstain," pass his vote or recuse himself. A person who passes his or her vote may only do so once.

## **VI. Motions**

- A. Except as otherwise provided in these procedures, any motion shall be in order at any time. Unless another number of votes is required by law, any motion placed before the Board shall require for its adoption four (4) votes of the Board.
- B. No motion shall be voted upon until it shall have been seconded.
- C. All motions are subject to debate by the Members except the motions listed in Section VI (D). Motions are not subject to public comment.
- D. Such motions shall take precedence before all other motions, and in the order stated:

1. to remove an item from the calendar
2. to adjourn
3. the previous question/end debate
4. to conduct an executive session pursuant to section 105 of the Public Officers Law<sup>1</sup>
5. to postpone to a date certain
6. to amend
7. to postpone indefinitely/table
8. to reserve decision<sup>2</sup>

E. A motion to reconsider any vote must be made at the same meeting at which the vote sought to be reconsidered was taken. Such motion shall only be in order if made by a Member who voted in the majority when the Board initially decided the item. When a motion for reconsideration is decided, that decision shall not be reconsidered, and no question shall be twice reconsidered.

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<sup>1</sup> The section reads, “§105. Conduct of executive sessions

1. Upon majority vote of its total membership, taken in an open meeting pursuant to a motion identifying the general area or areas of the subject or subjects to be considered, a public body may conduct an executive session for the below enumerated purposes only, provided however, that no action by formal vote shall be taken to appropriate public moneys:
  - a. matters which will imperil the public safety if disclosed;
  - b. any matter which may disclose the identity of a law enforcement agent or informer;
  - c. information relating to current or future investigation or prosecution of a criminal offence which would imperil effective law enforcement if disclosed;
  - d. discussions regarding proposed, pending or current litigation;
  - e. collection negotiations pursuant to article fourteen of the civil service law;
  - f. the medical, financial, credit or employment history of a particular person or corporations, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation;
  - g. the preparation, grading or administration of examinations; and
  - h. the proposed acquisition, sale or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body, but only when publicity would substantially affect the value thereof.
2. Attendance at an executive session shall be permitted to any member of the public body and any other persons authorized by the public body.”

<sup>2</sup> VI(D)(8) added under Resolution 478-2014, adopted 4/29/14.

## **VII. Provisions Applicable to Town Board Meetings Generally**

A. Members of the public desiring to address the Board, either during a formal session or for public comment, shall indicate their desire by furnishing the Board, on a form which the Board shall make available at every meeting, with their name, address and the matter on which they would like to be heard. Where applicable, the form shall also indicate whether the person seeking to address the board is in favor of or opposed to the action proposed to be taken by the Board.

1. Persons shall be called upon to speak in an order to be determined by the Presiding Officer and shall limit their remarks to three minutes or less. Additional information sought to be brought before the Board may be done so in writing.
2. Individuals addressing the Board shall direct their comments to the Presiding Officer.
3. Members of the public may address the Board once per public hearing and once for the Town's Administrative Calendar, and must keep their remarks relevant to the item under discussion. The decision whether a speaker's remarks are relevant to the item under discussion shall be within the sole discretion of the Presiding Officer.
4. When a speaker has concluded his remarks prior to the expiration of his allotted time, the balance of his time shall automatically be yielded to the Presiding Officer. Time may not be yielded between or among members of the public.

B. The Presiding Officer may, at any time during the course of a meeting, declare a Recess.

C. A Recess may also be declared by a Member other than the Presiding Officer. No Member, other than the Presiding Officer, may declare a Recess more than once per meeting.

D. The use of handheld sound or video recording devices by the public shall be permitted unless such devices or their use interrupt or otherwise interfere with the orderly conduct of the meeting or with the ability of the public to see or hear the proceedings.

E. The Presiding Officer may order anyone who violates these procedures to leave the meeting room. If the person so ordered refuses to leave, the Presiding Officer may direct any law enforcement officer present to remove the offending person from the meeting room.

F. The Presiding Officer may direct the Clerk to call any matter out of order. Such direction shall not be subject to debate and shall not be subject to public comment.

## **VIII. Conduct of Public Hearings**

A. Public hearings shall be called in the order in which they appear on the calendar subject to VII(F), *supra*.

B. The Presiding Officer shall, at every public hearing, provide opportunities to be heard as follows:

1. First, to the Applicant, Petitioner, or Movant or to the Applicant's, Petitioner's or Movant's representative(s) for the purpose of presenting the application, petition or motion;

2. Second, to Members of the public;

3. Third, to the Applicant, Petitioner or Movant or to the Applicant's, Petitioner's or Movant's representative(s) for the purpose of responding to issues raised by members of the public.

C. In the case of an applicant-based zoning or other adversarial hearing, attorneys appearing in favor of or in opposition to the application shall, in the discretion of the Presiding Officer, be given such time and latitude the Presiding Officer shall deem necessary to enable said attorney to provide a thorough professional case on behalf of his/her client so the attorney may preserve essential issues for possible judicial review.

#### **IX. Administrative Calendar Procedure**

A. Upon the conclusion of the items referred to in sections V(A) (1)-(5), the Presiding Officer shall direct the Clerk to call the Administrative Calendar and shall ask for a motion thereon. The Clerk shall then state, "We have Administrative Items \_\_\_ through \_\_\_" and the Presiding Officer shall then ask for a motion.

B. Any Member of the Board may demand that one or more Administrative Items be considered separate and apart from the others by making a demand for severance. Such a demand is made by stating, "I ask that item \_\_\_ be severed from the administrative calendar" or "I ask that items \_\_\_, \_\_\_ and \_\_\_ be severed from the Administrative Calendar."

C. A demand for severance shall take precedence over any motion made with respect to the entire Administrative Calendar except a motion to remove or postpone indefinitely/table.

D. Any item which is subject of a demand for severance shall be considered by the Board separate and apart from every other item on the Administrative Calendar.

E. No vote shall be taken on a motion with respect to the entire Administrative Calendar until the Presiding Officer is satisfied that no Member wishes to make a demand for severance.

F. Upon conclusion of the Board's consideration of Administrative Items which appear on the calendar and which have not been severed, and only upon conclusion of such consideration, the Presiding Officer shall entertain motions concerning items which have been severed pursuant to section IX(B), *supra*.

G. Upon conclusion of the Board's consideration of all Administrative Items which appear on the calendar (including those which have been severed), and only upon conclusion of such consideration, the moving of items pursuant to section IV (E), *supra*, shall be in order.

H. Public comment on Administrative Items shall be in order after the item(s) under discussion are called by the Clerk.

#### **X. Definitions**

As used herein, the following terms have the meanings indicated:

The "Administrative Calendar" is that portion of the Published town board calendar dealing with Administrative Items;

"Administrative Items" are proposed resolutions which may be adopted without a public hearing;

The "Applicant, Petitioner or Movant" refers to the individual who has brought a matter before the Board which matter is the subject of the public hearing at hand;

“Appropriate Disclosure” means, in the case of an item pending before the Board and involving a partnership or corporation, information regarding the natural persons who have an interest in the item. Such information must be sufficiently detailed and in a form which is satisfactory to the Town Attorney or his designee. Where the involved entity is a corporation the shares of which are publicly traded, disclosure should indicate such and should identify the exchange on which such trading takes place.

An “Approval Copy” is a copy of a proposed resolution bearing the dated signature of the Town Attorney (or his designee) under the words “Approved as to Form” and, where the resolution authorizes an expenditure or transfer of funds, the Town Comptroller (or his designee) under the words “Approved as to available Funds.”

The “Board” is the town board of the Town of Hempstead. As used herein, the term “Board” includes the councilmembers and the supervisor;

The “Clerk” is the clerk of the Town of Hempstead or, in his absence, his deputy;

The terms “he,” and “his,” as used herein, include the female gender.

The term “Member” refers to the councilmembers and the supervisor;

The term “Member of the public” does not include the Board Applicants, Petitioners or Movants of items then before the Board or representatives of Applicants, Petitioners or Movants of items then before the Board.

The “Presiding Officer” is the supervisor, or in his absence the deputy supervisor, or in his absence, another Member designated by the Board to act as Temporary Presiding Officer;

An item is “Published” when it is delivered to the Town Hall offices of the Members;

A “Recess” is a period during which no action may be taken nor testimony given; and

## **XI. Interpretation.**

The provisions, deadlines, and timeframes contained herein shall be considered directory and not jurisdictional, and any deviation therefrom may be permitted by the Town Attorney as Parliamentarian in the absence of substantial grounds justifying strict adherence.

\* \* \* \* \*



Case No.

Resolution No.

Adopted:

Council(wo)man

moved the following resolution's adoption:

**RESOLUTION AUTHORIZING THE TOWN  
OF HEMPSTEAD TO ACCEPT OFFICE  
EQUIPMENT FROM TOP KEY COURT  
REPORTING, INC.**

**WHEREAS**, Top Key Court Reporting, Inc., 1050 Franklin Avenue, Suite 402, Garden City, New York, 11530 ("Top Key") offered office furniture consisting of an eight (8) person workstation, a conference table, and eight (8) chairs as a donation to the Town as a result of Top Key changing physical locations; and

**WHEREAS**, the Town finds accepting the offered office furniture would be in the public interest; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Town of Hempstead accepts the donation of office furniture from Top Key.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

5

Case #

21943

CASE NO.

RESOLUTION NO.

Adopted:

Council(wo)man

moved the following

resolution's adoption:

RESOLUTION CALLING A PUBLIC HEARING ON A LOCAL LAW TO CREATE ARTICLE VI OF CHAPTER 202 OF THE CODE OF THE TOWN OF HEMPSTEAD ENTITLED "RESIDENT PARKING NEAR MOUNT SINAI SOUTH NASSAU HOSPITAL".

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

WHEREAS, it is in the public interest to consider creating Article VI of Chapter 202 of the Code of the Town of Hempstead entitled "Resident Parking Near Mount Sinai South Nassau Hospital"; and

WHEREAS, Council(wo)man \_\_\_\_\_ has introduced the proposed local law known as Intro. No. \_\_\_\_\_ -202\_\_ Print No. \_\_\_\_\_, as aforesaid:

NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York on the 11<sup>th</sup> day of January, 2022 at in the forenoon at which time all interested persons shall be heard on the enactment of a local law known as Intro. No. -20\_\_, Print No. \_\_\_\_\_, for the creation of Article VI of Chapter 202 of the Code of the Town of Hempstead entitled "Resident Parking Near Mount Sinai South Nassau Hospital"; and, BE IT FURTHER

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 6  
Page 1 of 1

Case # 30600

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 11th, day of January 2022 at 10:30 in the forenoon of that day, to consider the creation of Article VI of Chapter 202 of the Code of the Town of Hempstead entitled "Resident Parking Near Mount Sinai South Nassau Hospital".

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

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

Dated: Hempstead, New York  
December 21, 2021

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

KATE MURRAY  
Town Clerk

DONALD X. CLAVIN, JR.  
Supervisor

Intro. No.:

Print No.:

Town of Hempstead

A local law to create Article VI of Chapter 202 of the Code of the Town of Hempstead entitled Resident Parking Near Mount Sinai South Nassau Hospital.

Introduced by Council(wo)man \_\_\_\_\_

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

Section 1. Article VI of Chapter 202 of the Code of the Town of Hempstead is enacted to read as follows:

Chapter 202

Parking

\* \* \*

Article VI

Resident Parking Near Mount Sinai South Nassau Hospital

§ 202-600. Legislative Intent. It is the intent of this local law, under the authority of New York Vehicle and Traffic Law §1662-e, to create a residential parking permit system applicable to designated residential streets near Mount Sinai South Nassau Hospital, in Oceanside. The Town Board finds the Mount Sinai South Nassau Hospital greatly expanded in size in recent years to become one of the largest hospitals in the region, yet its parking facility did not keep pace with the concomitant demand for parking, resulting in many of the hospital's staff and visitors parking on the streets of the nearby residential community of Oceanside. In addition to the greater traffic volume, congestion and associated problems, the resulting lack of parking for residents causes traffic hazards, air pollution, and increased litter, including medical waste. This limited resident-only permitting system for on-street parking in the affected area will fairly address the residents' concerns and also protect the needs of the greater vicinity.

§ 202-601. Regulated Area. The area of Oceanside subject to the resident-only on-street parking regulation as provided under this Article shall be as follows: All of that area beginning at the intersection of Foxhurst Road and Soper Ave; proceeding west on Foxhurst Road to Long Beach Road; thence running north on Long Beach Road to Merrick Road; thence running east on Merrick Road to Oceanside Road; thence running north on Oceanside Road to Sunrise Highway; thence running east along Sunrise Highway to Charing Cross Road; thence running south on Charing Cross Road to Merrick Road; thence running west on Merrick Road to Soper Ave; thence running south on Soper Ave to its intersection with Foxhurst Road, the place of beginning. For the purposes of this article, permit parking may be implemented on both sides of any street whose center

line is herein utilized as a boundary description, with the exception of any state highway maintained now or in the future by the state. This area shall be referred to as the 'Regulated Area' in this article.

§ 202-602. Motor vehicles registered pursuant to Vehicle and Traffic Law section 404-a shall be exempt from any permit requirement under this Article.

§ 202-603. All existing on-street parking and standing prohibitions, except handicapped parking and parking or standing prohibitions from a certain point to a corner, are hereby repealed within the Regulated Area.

§ 202-604. Permit Requirement. On-street parking within the Regulated Area shall be reserved for resident parking only, subject to the following requirements:

- a. A "resident" who is eligible to receive a permit under this Article shall be defined as any person who resides in a dwelling adjacent to any of the streets in the "Restricted Parking Zone."
- b. A "Restricted Parking Zone" shall be defined as designated streets, or designated portions thereof where vehicular parking is regulated by the posting of signs setting the hours of day and days of the week where the display of a town issued parking permit or visitor pass is required.
- c. Such a resident shall be eligible for a permit to park his or her vehicle(s) within the "Restricted Parking Zone", which permit shall be issued by the Town Clerk upon due proof of qualification, as determined by the Town Clerk. The permit(s) shall be of a physical type and appearance, contain such information, and be displayed on the vehicle, all as determined by the Town Clerk. Additionally, and subject to the same requirements, each such resident shall be entitled to four "visitor pass" permits. A "visitor" shall be defined as someone who (a) is a guest of a permit holder (b) shall not pay any consideration to the permit holder in exchange for use of a "visitor pass," and (c) is parking a vehicle in the "Restricted Parking Zone" for a reason other than proceeding from the vehicle to Mount Sinai South Nassau Hospital. In any event, no more than four "visitor pass" permits shall be issued per household. The Town may issue temporary passes on an as-requested basis.
- d. The restrictions for permitted parking as per this section shall apply to the following:
  1. "No Parking from 7 a.m. to 1 a.m. Monday through Saturday except with permit." This restriction shall apply to the entire Regulated Area.

2. Notwithstanding the foregoing, the designated times of day and days of the week may be adjusted by resolution of the Town Board, as recommended by the Director of Traffic Control.

e. Notwithstanding any provision of this Article to the contrary, no permit shall be required on those streets within the Regulated Area where the adjacent properties are zoned and used for non-residential use.

f. Notwithstanding any provision of this Article to the contrary, parking of commercial vehicles while performing a service to residents shall be permitted without a permit.

§ 202-605. Signage. The Town Board may by resolution authorize placement of such signage in the Regulated Area as it deems reasonably necessary to notify the public that the Regulated Area is limited to resident-only permit parking, as provided herein.

§ 202-606. Prohibition. Any person who parks a motor vehicle in the Regulated Area without a duly issued parking permit for such area shall be guilty of a violation.

§ 202-607. Penalties for Offenses. Every person committing an offense against section 202-606 of this Article shall be guilty of a traffic infraction and shall be punished by a fine of not more than \$125; for a conviction of a second violation, both of which were committed within a period of 18 months, such person shall be punished by a fine of not more than \$250; upon a conviction of a third or subsequent violation, all of which were committed within a period of eighteen months, such a person shall be punished by a fine of not more than \$375. The owner and lessee of a vehicle illegally parked hereunder shall be considered a "person committing an offense against this Article." All tickets issued by the Nassau County Police Department or any other duly qualified officer for violation of section 202-606 of this Article shall be returnable at the Nassau County Traffic and Parking Violations Agency. All remedies which are available to police in the case of tickets returnable at the Nassau County Traffic and Parking Violations Agency shall be applicable to all tickets issued for violation of this Article.

§ 202-608. Forfeiture; Civil Penalty. If the Town Clerk shall determine after due investigation and based upon a preponderance of the evidence that a permit holder has sold or otherwise furnished a permit or "visitor pass" granted hereunder to any person other than a "resident" or "visitor" as defined in this article, then the Town Clerk may revoke the permit and any "visitor pass" issued to the permit holder and prohibit the permit holder from obtaining a new permit and/or visitor pass until (a) a civil penalty of \$500 is paid to the Town of Hempstead by the permit holder, and (b) not less than one year has elapsed from the date of the Town Clerk's determination. The Town Clerk may waive or reduce the said one year period on the basis of substantial hardship shown.

§ 202-609. Severability. If any clause, sentence, paragraph, section or part of this Article shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

\* \* \*

Section 2. This law shall be immediately effective upon filing with the Secretary of State.

Resolution – Amending Resolution No. 92-2021 Re: Various offices,  
position & occupations in the Town Government of the Town of  
Hempstead.

Item # 7  
Case # 7

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR JACQUELINE  
ALFANO, RECEPTIONIST, IN THE  
DEPARTMENT OF HIGHWAY BUDGET CODE  
5010.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Jacqueline Alfano, Receptionist in the Department of Highway Budget Code 5010, be and hereby is increased to Grade 9, Step 4 (E), \$53,591 by the Commissioner of the Department of Highway and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF USHA ARORA AS OFFICE SERVICES ASSISTANT, IN THE OFFICE OF THE RECEIVER OF TAXES, FROM THE CIVIL SERVICE LIST.

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

WHEREAS, the Town of Hempstead Civil Service Commission has certified that Usha Arora has passed the examination for the position of Office Services Assistant, Civil Service List No. 78-247, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Usha Arora, now serving as Clerk Laborer, Non Competitive, in the Office of the Receiver of Taxes, be and hereby is appointed Office Services Assistant, Competitive, Permanent, Grade 12, Step 6 (G), \$62,334, from the civil service list, by the Receiver of Taxes and ratified by the Town Board of the Town of Hempstead effective December 22, 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 ROSS BENDER AS LABOR  
CREW CHIEF I, IN THE DEPARTMENT OF  
PARKS AND RECREATION.

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

RESOLVED, that Ross Bender, now serving as Laborer I, in the  
Department of Parks and Recreation, be and hereby is appointed Labor Crew Chief I, Non Competitive,  
Grade 13, Step 8 (I), \$74,037, 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  
December 22, 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 BLAISE BLIGEN, AS  
PHOTOGRAPHIC MACHINE OPERATOR I, IN  
THE DEPARTMENT OF GENERAL SERVICES,  
TRAFFIC CONTROL DIVISION.

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

RESOLVED, that Blaise Bligen, now serving as Laborer II, in the Department of General Services, Traffic Control Division, be and hereby is appointed Photographic Machine Operator I, Non Competitive, Grade 12, Step 4 (E), \$58,198, in the Department of General Services, Traffic Control Division, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective December 22, 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 MICHAEL BRUSSEL AS  
MAINTENANCE CARPENTER CREW CHIEF, IN  
THE DEPARTMENT OF GENERAL SERVICES,  
BUILDINGS AND GROUNDS DIVISION.

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

RESOLVED, that Michael Brussel, now serving as Labor Crew Chief II,  
in the Department of General Services, Buildings and Grounds Division, be and hereby is appointed  
Maintenance Carpenter Crew Chief, Non Competitive, Ungraded, at an annual salary of \$99,854, 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  
December 22, 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: SALARY ADJUSTMENT FOR CHRISTOPHER  
CIANCIULLI, CHIEF OF STAFF (OFFICE OF THE  
TOWN BOARD), IN THE OFFICE OF THE TOWN  
BOARD.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Christopher Cianciulli, Chief of Staff (Office of the Town Board), in the Office of the Town Board Majority Central Staffing Code 1018, be and hereby is increased to \$166,180, Ungraded, by the Town Board of the Town of Hempstead and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF RICHARD CORDERO  
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 Richard Cordero 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, subject to satisfactory completion of pre-employment criteria, effective  
December 22, 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 DAWNLEY DUNCAN AS  
AUTOMOTIVE MECHANIC II, IN THE  
DEPARTMENT OF GENERAL SERVICES,  
BUILDINGS AND GROUNDS DIVISION.

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

RESOLVED, that Dawnley Duncan, now serving as Automotive  
Mechanic I, in the Department of General Services, Buildings and Grounds Division, be and hereby is  
appointed Automotive Mechanic II, Non Competitive, Grade 14, Step 8 (I), \$76,740, 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  
December 22, 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 CELESTE ESOPA,  
MESSENGER, FROM THE OFFICE OF THE  
TOWN ATTORNEY TO THE DEPARTMENT OF  
PARKS AND RECREATION.

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

RESOLVED, that Celeste Esopa, Messenger, be and hereby is transferred from the Office of the Town Attorney to the Department of Parks and Recreation, 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 December 15, 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: SALARY ADJUSTMENT FOR RICHARD  
ESPOSITO, PARK CREW CHIEF, IN THE  
DEPARTMENT OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Richard Esposito, Park Crew Chief, in the Department of Parks and Recreation, be and hereby is increased to \$144,119, Ungraded, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR GLORIANA  
FRATARCANGELI, LEGISLATIVE AIDE, IN  
THE OFFICE OF THE TOWN BOARD.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Gloriana Fratarcangeli, Legislative Aide, Councilmanic District #2, be and hereby is increased to \$64,980, Ungraded, by the Town Board of the Town of Hempstead, and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR SALVATORE  
FUSCHETTO, MESSENGER, IN THE  
DEPARTMENT OF PLANNING AND ECONOMIC  
DEVELOPMENT.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Salvatore Fuschetto, Messenger, in  
the Department of Planning and Economic Development, be and hereby is increased to \$64,114  
Ungraded, by the Commissioner of the Department of Planning and Economic Development and ratified  
by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR MICHAEL  
HARTOFILIS, SENIOR LAW ASSISTANT, IN THE  
OFFICE OF THE TOWN ATTORNEY.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Michael Hartofilis, Senior Law Assistant, in the Office of the Town Attorney, be and hereby is increased to \$106,840, Ungraded, by the Town Attorney and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF EVAN HORN AS LABOR  
CREW CHIEF I, IN THE DEPARTMENT OF  
PARKS AND RECREATION.

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

RESOLVED, that Evan Horn, now serving as Laborer II, in the  
Department of Parks and Recreation, be and hereby is appointed Labor Crew Chief I, Non Competitive,  
Grade 13, Step 12 (M), \$87,170, 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  
December 22, 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: SALARY ADJUSTMENT FOR JOSEPH  
LOBASCIO JR., PHOTOGRAPHIC MACHINE  
OPERATOR I, IN THE DEPARTMENT OF  
GENERAL SERVICES, ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Joseph Lobascio Jr., Photographic  
Machine Operator I, in the Department of General Services, Administration, be and hereby is increased  
to Grade 12, Step 6 (G), \$62,334, by the Commissioner of the Department of General Services and  
ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR PAUL LUPO,  
PARK CREW CHIEF, IN THE DEPARTMENT OF  
PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Paul Lupo, Park Crew Chief, in  
the Department of Parks and Recreation, be and hereby is increased to \$120,820, Ungraded,  
by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the  
Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR RICKY MAHR,  
PARK CREW CHIEF, IN THE DEPARTMENT OF  
PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Ricky Mahr, Park Crew Chief, in the Department of Parks and Recreation, be and hereby is increased to \$115,302, Ungraded, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: TRANSFER OF JEFFREY MOORE, LABORER II,  
FROM THE DEPARTMENT OF HIGHWAY  
BUDGET 5110 TO THE DEPARTMENT OF  
GENERAL SERVICES, CEMETERIES DIVISION.

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

RESOLVED, that Jeffrey Moore, Laborer II, be and hereby is transferred from the Department of Highway Budget Code 5110 to the Department of General Services, Cemeteries Division, with no change in salary, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective December 22, 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: SALARY ADJUSTMENT FOR JACQUELINE  
ONORATO, CLERK LABORER, IN THE  
DEPARTMENT OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Jacqueline Onorato, Clerk Laborer, in the Department of Parks and Recreation, be and hereby is increased to Grade 9, Step 7 (H), \$60,371, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR GENENE  
PICIULLO, MESSENGER, IN THE OFFICE OF  
THE TOWN CLERK.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Genene Piciullo, Messenger, in  
the Office of the Town Clerk, be and hereby is increased to \$64,121, Ungraded, by the Town Clerk of  
the Town of Hempstead and ratified by the Town Board of the Town of Hempstead effective  
December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR JOHN RAGANO,  
COMMUNITY RESEARCH ASSISTANT, IN THE  
OFFICE OF THE TOWN COMPTROLLER.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for John Ragano, Community Research Assistant, in the Office of the Town Comptroller, be and hereby is increased to \$79,000, Ungraded, by the Town Comptroller and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR JUSTIN RAGANO,  
MOWER MAINTENANCE CREW CHIEF, IN THE  
DEPARTMENT OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Justin Ragano, Mower Maintenance Crew Chief, in the Department of Parks and Recreation, be and hereby is increased to Grade 16, Step 9 (J), \$84,963, by the Commissioner of the Department of Parks and Recreation and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR ANTHONY  
RODRIGUEZ, PERSONAL COMPUTER SUPPORT  
SPECIALIST, IN THE DEPARTMENT OF  
INFORMATION AND TECHNOLOGY.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Anthony Rodriguez, Personal Computer Support Specialist, in the Department of Information and Technology, be and hereby is increased to Grade 18, Step 12 (M), \$102,236, by the Commissioner of the Department of Information and Technology and ratified by the Town Board of the Town of Hempstead effective December 22, 2021.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF ANTHONY TINE AS LABOR  
CREW CHIEF II, IN THE DEPARTMENT OF  
PARKS AND RECREATION.

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

RESOLVED, that Anthony Tine, now serving as Labor Crew Chief I, in  
the Department of Parks and Recreation, be and hereby is appointed Labor Crew Chief II, Non  
Competitive, Grade 15, Step 12 (M), \$93,667, 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 December 22, 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. 1515-2021, KATHLEEN P. MURRAY, IN  
THE OFFICE OF THE TOWN CLERK.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Resolution No. 1515-2021 states an incorrect Salary, NOW,

THEREFORE, BE IT

RESOLVED, that the resolution should be amended to read "\$44,000".

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION  
NO. 1533/111-2021, DEBRA STONE, IN THE  
DEPARTMENT OF SENIOR ENRICHMENT.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Resolution No. 1533/111-2021 states an incorrect title,

NOW, THEREFORE, BE IT

RESOLVED, that the resolution should be amended to read "Community  
Services Assistant "

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION  
NO. 1533/90-2021, DENNIS O'REILLY, IN THE  
DEPARTMENT OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Resolution No. 1533/90-2021 states an incorrect Department,

NOW, THEREFORE, BE IT

RESOLVED, that the resolution should be amended to read

“APPOINTMENT OF DENNIS O'REILLY, AS EQUIPMENT OPERATOR II, IN THE DEPARTMENT  
OF HIGHWAY BUDGET CODE 5110”.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION  
NO. 1533/36-2021, ANTONIO FANIZZI III, IN  
THE DEPARTMENT OF CONSERVATION AND  
WATERWAYS.

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

WHEREAS, Resolution No. 1533/36-2021 states an incorrect Step and  
Salary, NOW, THEREFORE, BE IT

RESOLVED, that the resolution should be amended to read "Grade 11, Start  
Step (A), \$45,848 "

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: AMENDMENT OF RESOLUTION  
NO. 1533/45-2021, JOHN GALLAGHER, IN THE  
DEPARTMENT OF PARKS AND RECREATION.

On motion made by

the following resolution was adopted upon roll call:

WHEREAS, Resolution No. 1533/45-2021 states an incorrect Step

NOW, THEREFORE, BE IT

RESOLVED, that the resolution should be amended to read "Step E"

AYES:

NOES:

12/21/2021

In addition there are (2) Two Resolutions for various types of Leaves of Absence.