

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 11th day of January, 2022, 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:

- | | |
|--------------------------------------|---|
| BELLMORE
Section 202-15 | NEWBRIDGE ROAD (TH 446/21) East Side -
TWO HOUR PARKING - starting at a point
64 feet south of the south curbline of
Charles Court south for a distance of
40 feet. |
| EAST ATLANTIC BEACH
Section 202-9 | OSWEGO AVENUE (TH 527/21) East Side -
NO PARKING JUNE 15 th TO SEPTEMBER 10 th -
starting at a point 30 feet south of
the south curbline of Beech Street
south for a distance of 110 feet. |
| | OSWEGO AVENUE (TH 527/21) West Side -
NO PARKING JUNE 15 th TO SEPTEMBER 10 th -
starting at a point 40 feet south of
the south curbline of Beech Street then
south for a distance of 140 feet. |

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

- | | |
|--------------------------------------|---|
| BELLMORE
Section 202-15 | NEWBRIDGE ROAD (TH 164/08) East Side -
TWO HOUR PARKING - starting at a point
36 feet south of the south curbline of
Charles Court south for a distance of
70 feet. (Adopted 6/17/08) |
| EAST ATLANTIC BEACH
Section 202-9 | OSWEGO AVENUE (TH 254/12) West Side -
NO PARKING JUNE 15 TO SEPTEMBER 10 -
starting at the south curbline of Beech
Street south for a distance of
180 feet. (Adopted 3/3/09) |
| | OSWEGO AVENUE (TH 366/08) East Side -
NO PARKING JUNE 15 th TO SEPTEMBER 10 th -
from the south curbline of Beech Street
south for a distance of 140 feet.
(Adopted 5/7/13) |

Item # 1

Case # 30546

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

Dated: December 7, 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 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 11th day of January, 2022, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Section 202-1 of the code of the Town of Hempstead to INCLUDE AND REPEAL "PARKING OR STANDING PROHIBITIONS" at the following locations:

BALDWIN

HIGHLAND STREET (531/21) South Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Milburn Avenue east for a distance of 30 feet.

HIGHLAND STREET (TH 531/21) North Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Milburn Avenue east for a distance of 30 feet.

THEMAR COURT (TH 555/21) North Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Westend Avenue east for a distance of 40 feet.

THEMAR COURT (TH 555/21) South Side - NO STOPPING HERE TO CORNER - starting at the east curbline of Westend Avenue east for a distance of 30 feet.

BELLMORE

BEDELL STREET (TH 543/21) East Side - NO STOPPING HERE TO CORNER - starting at the north curbline of Boundary Road north for a distance of 25 feet.

EAST ATLANTIC BEACH

OSWEGO AVENUE (TH 527/21) East Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Beech Street south for a distance of 30 feet.

OSWEGO AVENUE (TH 527/21) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Beech Street south for a distance of 40 feet.

Item # 2

Case # 30547

ELMONT

BARBARA STREET (TH 546/21) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Norfeld Boulevard south for a distance of 30 feet.

BARBARA STREET (TH 546/21) West Side - NO STOPPING HERE TO CORNER - starting at the north curbline of Silver Street north for a distance of 40 feet.

BARBARA STREET (TH 546/21) East Side - NO STOPPING HERE TO CORNER - starting at the north curbline of Silver Street north for a distance of 35 feet.

FRANKLIN SQUARE

FRANKLIN AVENUE (TH 542/21) West Side - NO STOPPING HERE TO CORNER - starting at the north curbline of Laidlaw Avenue north for a distance of 30 feet.

FRANKLIN AVENUE (TH 542/21) West Side - NO STOPPING ANYTIME - starting at a point 30 feet north of the north curbline of Laidlaw Avenue then north for a distance of 48 feet.

NORTH BELLMORE

NEWBRIDGE ROAD (TH 446/21) East Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Charles Court south for a distance of 64 feet.

UNIONDALE

CHESTER STREET (TH 541/21) East Side - NO PARKING ANYTIME - starting at a point 125 feet south of the south curbline of Goodrich Street south for a distance of 84 feet.

OAK STREET (TH 518/21) West Side - NO STOPPING ANYTIME - starting at the north curbline of Westbury Boulevard then north for a distance of 574 feet.

(NR) VALLEY STREAM

NORTH DRIVE (TH 512/21) South Side - NO STOPPING ANYTIME - starting at a point 15 feet west of the west curbline of Central Avenue west for a distance of 72 feet.

NORTH DRIVE (TH 512/21) North Side - NO STOPPING ANYTIME - starting at a point 50 feet west of the west curbline of Central Avenue west for a distance of 38 feet.

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

MERRICK BERKSHIRE ROAD (TH 404/21) North Side -
NO STOPPING ANYTIME - starting at a
point 12 feet east of the roadway
terminus then east for a distance of
61 feet. (Adopted 11/16/21)

NORTH BELLMORE NEWBRIDGE ROAD (TH 164/08) East Side -
NO STOPPING HERE TO CORNER - starting
at the south curblineline of Charles Court
south for a distance of 36 feet.
(Adopted 6/17/08)

SEAFORD WIDGEON PLACE (TH 204/20) North Side -
NO STOPPING ANYTIME - starting at a
point 233 feet west of the west
curblineline of Ocean Avenue then west for
a distance of 32 feet then south for
27 feet. (Adopted 11/17/20)

UNIONDALE OAK STREET (TH 152/17) West Side - NO
STOPPING ANYTIME - starting at the
north curblineline of Westbury Boulevard
north for a distance of 120 feet.
(Adopted 6/6/17)

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

Dated: December 7, 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 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 11th day of January, 2022, at 10:30 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:

ELMONT

ALBANY STREET (TH 521/21) STOP - all traffic traveling eastbound on Goshen Street shall come to a full stop.

BYRON AVENUE (TH 521/21) STOP - all traffic traveling northbound on Lorentz Street shall come to a full stop.

BYRON AVENUE (TH 521/21) STOP - all traffic traveling northbound on Crans Street shall come to a full stop.

BYRON AVENUE (TH 521/21) STOP - all traffic traveling northbound on Glafil Street shall come to a full stop.

BYRON AVENUE (TH 521/21) STOP - all traffic traveling northbound on Frick Street shall come to a full stop.

BYRON AVENUE (TH 521/21) STOP - all traffic traveling northbound on Keil Street shall come to a full stop.

FREEMAN AVENUE (TH 521/21) STOP - all traffic traveling southbound on Frick Street shall come to a full stop.

FREEMAN AVENUE (TH 521/21) STOP - all traffic traveling southbound on Lrentz Street shall come to a full stop.

Item # 3

Case # 30548

FREEMAN AVENUE (TH 521/21) STOP -
all traffic traveling southbound on
Doblin Street shall come to a full
stop.

NEWBURGH STREET (TH 521/21) STOP -
all traffic traveling eastbound on
Freeman Avenue shall come to a full
stop.

NORFOLK DRIVE EAST (TH 521/21) STOP
- all traffic traveling southbound
on Donald Court shall come to a
full stop.

RIFTON STREET (TH 521/21) STOP -
all traffic traveling westbound on
Freeman Avenue shall come to a full
stop.

RIFTON STREET (TH 521/21) STOP -
all traffic traveling eastbound on
Freeman Avenue shall come to a full
stop.

KINGSTON STREET (TH 521/21) STOP -
all traffic traveling southeast on
Landford Drive shall come to a full
stop.

FREEMAN AVENUE (TH 521/21) STOP -
all traffic traveling southbound on
Wagner Street shall come to a full
stop.

SEAFORD

WALSALL STREET (TH 485/21) STOP -
all traffic traveling westbound on
Verleye Street shall come to a full
stop.

WALSALL STREET (TH 485/21) STOP -
all traffic traveling eastbound on
Verleye Street shall come to a full
stop.

WANTAGH

JONES AVENUE (TH 501/21) STOP - all
traffic traveling eastbound on Elm
Place shall come to a full stop.

WOODMERE

BARR AVENUE (TH 532/21) STOP - all
traffic traveling westbound on
Highland Place shall come to a full
stop.

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

Dated: December 7, 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 the Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on the 11th day of January, 2022, at 10:30 o'clock in the forenoon of that day to consider the enactment of a local law to amend Chapter 190 of the Code of the Town of Hempstead by the insertion of a location into Section 190-4, subdivision "B", in relation to a 30 mph school speed limit, 7 AM to 6 PM, school days, as follows:

"B" - 30 mph school speed limits

UNIONDALE, GLENN CURTIS BOULEVARD -
between Merrick Avenue and Hempstead
Turnpike.
(TH-455/21)

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

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

Dated: December 7, 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 #

4

Case #

19565

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 11th day of January, 2022, 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:

BALDWIN

PROSPECT STREET - south side, starting at a point 246 feet west of the west curblineline of Harrison Avenue, west for a distance of 20 feet.
(TH-474/21)

MERRICK ROAD - south side, starting at a point 61 feet east of the east curblineline of Lakeside Drive, east for a distance of 21 feet.
(TH-478/21)

FOX ROAD - east side, starting at a point 163 feet south of the south curblineline of Thomas Avenue, south for a distance of 20 feet.
(TH-535/21)

ELMONT

HUNNEWELL AVENUE - west side, starting at a point opposite the north curblineline of Burton Avenue for a distance of 72 feet, north for a distance of 20 feet.
(TH-467/21)

GLOBE AVENUE - south side, starting at a point 159 feet east of the east curblineline of Meacham Avenue, east for a distance of 20 feet.
(TH-539/21)

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Case # 21527

LITCHFIELD AVENUE - east side, starting at a point 359 feet south of the south curblineline of Russell Street, south for a distance of 18 feet.

(TH-537/21)

FRANKLIN SQUARE

DORIS AVENUE - west side, starting at a point 91 feet south of the south curblineline of Barton Avenue, south for a distance of 20 feet.

(TH-523/21)

RUSSELL STREET - south side, starting at a point 63 feet west of the west curblineline of Sherwood Avenue, west for a distance of 13 feet.

(TH-544/21)

OCEANSIDE

WEST WINDSOR PARKWAY - north side, starting at a point 309 feet west of the west curblineline of Long Beach Road, west for a distance of 20 feet.

(TH-520/21)

UNIONDALE

MANOR PARKWAY - east side, starting at a point 72 feet north of the north curblineline of Pembroke Street, north for a distance of 20 feet.

(TH-471/21)

SPRING AVENUE - north side, starting at a point 238 feet east of the east curblineline of Fall Avenue, east for a distance of 20 feet.

(TH-525/21)

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

EAST ATLANTIC BEACH

ROCHESTER AVENUE - west side, starting at point 90 feet north of the north Roadway terminal, north for a distance of 19 feet.

(TH-384(B)/21)

ELMONT

SEWANEE AVENUE - west side, starting at a point 260 feet south of the south curblineline of Hempstead Turnpike, south for a distance of 15 feet.

(TH-533/21)

BELMONT BOULEVARD - west side, starting at a point 224 feet south of the south curbline of Rosalind Avenue, south for a distance of 22 feet.

(TH-506/00 - 3/13/01) (TH-534/21)

UNIONDALE

BECK STREET - north side, starting at a point 150 feet west of the west curbline of Armond Street, west for a distance of 20 feet.

(TH-165/15 - 8/04/15) (TH-526/21)

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

Dated: December 7, 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

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on 11th day of January at 10:30 o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Greenfield Cemetery, Sec 36 Block 468 Lot 24 Nassau Road Uniondale, New York on the Land and Tax map of Nassau County and be designated as an Historical Site.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item #

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22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on 11th day of January, 2022, at 10:30 o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec,56 Block 190 Lot 470 81 Fox Boulevard Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item #

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Case #

22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on 11th day of January, 2022 at 10:30 o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec,56 Block 189 Lot 372 88 Fox Boulevard Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X, Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item #

8

Case #

22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on 11th day of January, 2022 at 10:30 o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec,56 Block 190 Lot 469 93 Fox Boulevard Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item #

9

Case #

22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on 11th day of January, 2022 at o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec,56 Block 190 Lot 461 99 Fox Boulevard Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item #

10

Case #

22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on the 11th day of January 2022, at 10:30am o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec,56 Block 190 Lot 122 52 Henry Street Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item #

11

Case #

22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on the 11th day of January 2022, at 10:30am o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec,56 Block 190 Lot 427 56 Henry Street Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item #

12

Case #

22752

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on the 11th day of January 2022, at 10:30am o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec, 56 Block 190 Lot 131 58 Henry Street Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Case #

13

Case #

22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on the 11th day of January 2022, at 10:30am o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec, 56 Block 190 Lot 137 62 Henry Street Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Case #

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22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on the 11th day of January 2022, at 10:30am o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec,56 Block 190 Lot 140 64 Henry Street Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item #

15

Case #

22572

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board of the Town of Hempstead on the 11th day of January 2022, at 10:30am o'clock in the forenoon of the day, in Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Village and Town of Hempstead, New York for the purpose of considering the recommendation of the Town of Hempstead Landmarks Preservation commission that the Merrick Gable Home, Sec,56 Block 194 Lot 758 119 Lincoln Boulevard Merrick, New York on the Land and Tax map of Nassau County and be designated as an Historical Landmark.

ALL PERSONS INTERESTED in the subject matter will be given an opportunity to be heard with reference thereto at the time and place above designated.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF HEMPSTEAD

Donald X. Clavin, Jr.
Supervisor

Kate Murray
Town Clerk

Dated: December 7, 2021
Hempstead, N.Y.

Item # 16

File # 22572

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 REQUEST FOR THE INCREASE AND IMPROVEMENT OF THE MERRICK FIRE PROTECTION DISTRICT , MERRICK, COUNTY OF NASSAU, STATE OF NEW YORK.

WHEREAS, the applicant, Friendship Engine and Hose Company, Inc., has submitted to the Town of Hempstead a request for the increase and improvement of the Merrick Fire Protection District, located at 2075 Meadowbrook Road, Merrick, New York; and

WHEREAS, the purpose of the request for the increase and improvement is to allow for the replacement and reconstruction of the existing firehouse, which pursuant to Nassau County Civil Division Act Section 226.7 has been determined to be inadequate; and

WHEREAS, the applicant has submitted to the Town of Hempstead an Environmental Assessment Form (E.A.F.); and

WHEREAS, said E.A.F. has been reviewed by the Commissioner of the Department of Conservation and Waterways of the Town of Hempstead and his staff and the significance of all environmental considerations, including those enumerated in 6NYCRR part 617.7c, have been thoroughly evaluated to ascertain whether adverse environmental impacts will result; and

WHEREAS, the proposed action is an Unlisted Action as defined in 6NYCRR Part 617; and

WHEREAS, upon completion of said review, the Commissioner of Conservation and Waterways has made a recommendation to the Town Board; and

WHEREAS, the Town Board, after due consideration of the recommendation of said Commissioner considers the project to be an Unlisted Action and will not have a significant effect on the environment for the following reasons:

The Proposed Action will not result in any significant physical alterations to the site.

The Proposed Action will not have a significant adverse environmental impact on any Critical Environmental Area.

The Proposed Action will not have a significant adverse environmental impact on any unique or unusual land forms.

The Proposed Action will not have a significant adverse environmental impact on any water body designated as protected.

The Proposed Action will not have a significant adverse environmental impact on any non-protected existing or new body of water.

The Proposed Action will not have a significant adverse environmental impact on surface or groundwater quality or quantity.

The Proposed Action will not have a significant adverse environmental impact on or alter drainage flow or patterns, or surface water runoff.

Item #

17.AE

Case #

30605

The Proposed Action will not have a significant adverse environmental impact on air quality.

The Proposed Action will not have a significant adverse environmental impact on any threatened or endangered species.

The Proposed Action will not have a significant adverse environmental impact on agricultural land resources.

The Proposed Action will not have a significant adverse environmental impact on aesthetic resources.

The Proposed Action will not have a significant adverse environmental impact on any site or structure of historic, prehistoric or paleontological importance.

The Proposed Action will not have a significant adverse environmental impact on the quantity or quality of existing or future open spaces or recreational opportunities.

The Proposed Action will not have any significant adverse environmental impact on existing transportation systems.

The Proposed Action will not have a significant adverse environmental impact on the community's sources of fuel or energy supply.

The Proposed Action will not have a significant adverse environmental impact as a result of objectionable odors, noise or vibration.

The Proposed Action will not have a significant adverse environmental impact on the public health and safety.

The Proposed Action will not have a significant adverse environmental impact on the character of the existing community.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board is "Lead Agency" for requested increase and improvement of the Merrick Fire Protection District; 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 the Town Board hereby declares that a Declaration of Non-Significance in connection with the proposed increase and improvement of the Merrick Fire Protection District is consistent with considerations of public interest; 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:

Adopted: December 7, 2021

Councilman D'Esposito moved the following resolution's adoption:

RESOLUTION AND ORDER CALLING A PUBLIC HEARING ON THE INCREASE AND IMPROVEMENT OF THE MERRICK FIRE PROTECTION DISTRICT.

WHEREAS, Friendship Engine & Hose Company, Inc., one of the fire companies which provides fire protection to the Merrick Fire Protection District, requested the Town Board hold a public hearing regarding the increase and improvement of the Merrick Fire Protection District for the construction of a new fire house; and

WHEREAS, the Department submitted to the Town Board an estimate of cost relating to said increase and improvement of the Merrick Fire Protection District; and

WHEREAS, the Town Board determined, pursuant to Provisions of the State Environmental Quality Review Act and Article 8 Part 617.5(c)(1) the N.Y.C.R.R. that such construction is a "Type II Action" and does not have a significant effect on the environment and does not require an environmental impact statement or any other determination under the State Environmental Quality Review Act; and

WHEREAS, it is in the public interest that the Town Board of the Town of Hempstead consider the proposition herein set forth and to call a public hearing thereon;

NOW, THEREFORE, BE IT

RESOLVED, that the firehouse currently being used by Friendship Engine & Hose Company, Inc. in providing protection to the Merrick Fire Protection District is

Item # 17

Case # 4939

determined, pursuant to Nassau County Civil Divisions Act,
to be inadequate; and, BE IT FURTHER

RESOLVED, that the Town Board adopt the following
order:

At a meeting of the Town Board of the Town of Hempstead, in the County of Nassau, New York, held at the Town Meeting Pavilion, Hempstead Town Hall, Town Hall Plaza, 1 Washington Street, Hempstead, New York, on The 11th day of January 2022.

P R E S E N T :

HON., Donald X. Clavin, Jr., Supervisor
Dorothy L. Goosby
Bruce Blakeman
Anthony P. D'Esposito
Dennis Dunne, Sr.
Thomas E. Muscarella
Christopher Carini,
Council Members

A B S E N T :

- - - - - X

IN THE MATTER : ORDER

- of - :

THE INCREASE AND IMPROVEMENT :
OF THE MERRICK FIRE PROTECTION :
DISTRICT :

- - - - - X

WHEREAS, Friendship Engine & Hose Company, Inc., one of the companies providing fire protection to the Merrick Fire Protection District proposed the construction of a new firehouse pursuant to the Nassau County Civil Division Act Section 226.7 and requested the Town Board hold a public hearing regarding the increase and improvement of the Merrick Fire Protection District; and

WHEREAS, Friendship Engine & Hose Company, Inc. submitted to the Town Board an estimate of cost relating to said increase and improvement of the Merrick Fire Protection District; and

WHEREAS, the Town Board has determined, pursuant to Provisions of the State Environmental Quality Review Act and Article 8 Part 617.5(c)(1) the N.Y.C.R.R. that such increase and improvement is considered to be a "Type II Action" and does not have a significant effect on the environment and does not require an environmental impact statement or any other determination under the State Environmental Quality Review Act; and

WHEREAS, it is in the public interest that the Town Board of the Town of Hempstead consider the proposition herein set forth and to call a public hearing thereon;

NOW, THEREFORE, BE IT

ORDERED, that a public hearing be held by this Town Board on the 11th day of January 2022 at 10:30 o'clock in the forenoon of that day, at the Town Meeting Pavilion, Hempstead Town Hall, Town Hall Plaza, 1 Washington Street, Town of Hempstead, Nassau County, New York, on the increase and improvement of the Merrick Fire Protection District, consisting of the construction of a new firehouse. The estimated maximum cost of \$12,000,000.00, to be financed by the issuance of obligations of the Town of Hempstead.

ALL PERSONS desiring to be heard concerning the subject of the above-mentioned hearing will be given an opportunity to be heard at the time and place aforesaid.

Dated: Hempstead, New York
December 7, 2021

Donald X. Clavin, Jr., Supervisor

Dorothy L. Goosby

Bruce Blakeman

Anthony P. D'Esposito

Dennis Dunne, Sr.

Thomas E. Muscarella

Christopher Carini

Members of the Town Board
of the Town of Hempstead

and, BE IT FURTHER

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish a copy of this Order in a newspaper having a general circulation within the Town of Hempstead, at least once and not less than ten (10) nor more than twenty (20) days before the date set for such public hearing, and, further, to post said Order of public hearing on the signboard of the Town.

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

AYES:

NOES:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Nathan L. H. Bennett Pavilion, Hempstead Town Hall, Town Hall Plaza, 1 Washington Street, Village and Town of Hempstead, New York, on the 11th day of January, 2022, at 10:30 o'clock 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

Item # 18

Case # 30600

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 Goosby

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.

CASE NO.

RESOLUTION NO.

ADOPTED

Councilman(woman) offered the following resolution and moved its adoption:

RESOLUTION ADOPTING A S.E.Q.R. NEGATIVE DECLARATION AND DETERMINATION OF NONSIGNIFICANCE IN CONNECTION WITH THE RENEWAL OF A CABLE TELEVISION SYSTEM FRANCHISE AGREEMENT WITH CABLEVISION SYSTEMS LONG ISLAND CORPORATION

WHEREAS, Cablevision Systems Long Island Corporation has been operating a cable television system within the Town of Hempstead pursuant to certain nonexclusive franchise agreements dated May 9, 1967, March 14, 1974, an undated agreement authorized by Resolution No. 760-1987 adopted July 28, 1987, September 30, 1997, an undated agreement authorized by Resolution No. 800-1998 adopted August 18, 1998; and an undated agreement authorized by Resolution No. 54-2003 adopted January 28, 2003; and

WHEREAS, Cablevision Systems Long Island Corporation is about to file or has filed an application with the New York State Public Service Commission and with the Town of Hempstead to renew its franchise which expired on January 28, 2013 while continuing to operate pursuant to the temporary operating authority granted pursuant to the rules and regulations of the State Public Service Commission and with the consent of the Town of Hempstead; and

WHEREAS, it is in the public interest to consider renewing the cable television franchise of Cablevision Systems Long Island Corporation for a prospective ten (10) year term to construct, maintain, and operate a cable Television system which utilizes the streets, sidewalks, public lands and highways of the Town of Hempstead or the space above or under such areas in connection therewith;

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

NOW THEREFORE, BE IT

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

RESOLVED, that this Town Board hereby declares that the proposed franchise renewal and a Negative Declaration under S.E.Q.R. are consistent with considerations 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:

Item #

19A

NOES:

#

12583

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to Article 9 of the New York State Constitution, the provisions of the Town Law and Municipal Home Rule Law of the State of New York, as amended, a public hearing will be held in the Nathan L. H. Bennett Pavilion, Hempstead Town Hall, Town Hall Plaza, 1 Washington Street, Village and Town of Hempstead, New York, on the 11th day of January, 2022, at 10:30 o'clock in the forenoon of that day, to consider the proposed application of Cablevision Systems Long Island Corporation to renew its franchise for a cable television system within the Town of Hempstead.

The renewal proposal 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

Item #

19

Case #

12583

Case No. 461

Resolution No.

Adopted:

Council offered the following resolution and moved its adoption:

RESOLUTION ACCEPTING COLIN ABRAMS AS AN ACTIVE
MEMBER IN THE MERRICK HOOK & LADDER CO. #1 IN
MERRICK, NEW YORK.

RESOLVED, that the action, of Merrick Hook & Ladder Co. #1 in
Merrick New York in accepting Colin Abrams
residing in Merrick , N.Y. 11566, into the company rolls
as a member, be and the same hereby is ratified and approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 20

Case # 461

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF A
LEASE AGREEMENT WITH PITNEY BOWES INC. FOR A RELAY
5000 INSERTING SYSTEM TO BE USED IN THE DEPARTMENT
OF WATER.

WHEREAS, the Town of Hempstead Department of Water currently leases a Green DI950 Inserting System and said lease will expire March 5, 2022; and

WHEREAS, this machine is critical to the mailing of the Department of Water's customer bills; and

WHEREAS, Pitney Bowes Inc. has submitted a proposal for a new lease for a Relay 5000 Inserting System at an agreement price of \$898.93 per month for 60 months, to be paid \$2,696.79 quarterly for a total of \$53,935.80; Pricing to include equipment, training and maintenance (parts & labor); and

WHEREAS, the Commissioner of the Department of Water deems the terms of this lease agreement to be fair and reasonable and in the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Water hereby is authorized and directed to execute a lease agreement with Pitney Bowes Inc., 53 Hammond Lane, Centereach, NY 11720, for the lease of a Relay 5000 Inserting System at an agreement price of \$898.93 per month for 60 months, to be paid \$2,696.79 quarterly for a total of \$53,935.80 from Department of Water Account 500-006-8310-4250, Rent of Major Office Equipment.

The foregoing resolution was adopted upon roll call as follows.

AYES:

NOES:

Item # 21

Case # 1599

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING ACCEPTANCE OF A SOFTWARE
SUPPORT AGREEMENT FROM HARRIS COMPUTER SYSTEMS FOR
THE DEPARTMENT OF WATER'S CUSTOMER INFORMATION
AND BILLING SYSTEM.

WHEREAS, the Town of Hempstead Department of Water is now using a customer information and billing system designed and implemented by Computer Software Incorporated; and

WHEREAS, Computer Software Incorporated has been taken over by Harris Computer Systems; and

WHEREAS, the Town of Hempstead currently processes water bills for over 37,000 accounts; and

WHEREAS, Harris Computer Systems in a proposal dated November 30, 2021 has offered to provide software support for the Department of Water's customer information and billing system with a total cost of \$21,548.53 covering the period February 1, 2022 through January 31, 2023; and

WHEREAS, the Commissioner of the Town of Hempstead Department of Water deems said proposal to be fair and reasonable and in the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Town of Hempstead Department of Water hereby is authorized to accept the proposal submitted by Harris Computer Systems, 1 Antares Drive, Suite 400, Ottawa, Ontario, K2E 8C4, Canada, dated November 30, 2021, and to make payment of \$21,548.53 for software support of the Department of Water's customer information and billing system covering the period February 1, 2022 through January 31, 2023 from Department of Water Account 500-0006-83100-4151, Fees & Services.

The foregoing resolution was adopted upon roll call as follows.

AYES:

NOES:

Item #

22

Case #

22356

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF THE TOWN OF HEMPSTEAD DEPARTMENT OF WATER TO EXECUTE A SOFTWARE SUPPORT AND SERVICES CONTRACT WITH EMERSON PROCESS MANAGEMENT POWER & WATER SOLUTIONS, INC. FOR THE DEPARTMENT OF WATER'S SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) AND SECURITY SYSTEM.

WHEREAS, the Town of Hempstead Department of Water is now using a SCADA and Security System designed and implemented by Emerson Process Management Power & Water Solutions, Inc.; and

WHEREAS, this SCADA and Security System monitors and controls the Department's Water System; and

WHEREAS, Emerson Process Management Power & Water Solutions, Inc. in a proposal dated December 1, 2021 has offered to provide Software Support Services for the Department's SCADA and Security System for a yearly charge of \$17,357.43 for the period January 1, 2022 through December 31, 2022; and

WHEREAS, Emerson Process Management Power & Water Solutions, Inc. in their proposal has also agreed to provide Open Enterprise and ControlWave Application/Support Services at a standard time rate of \$170.00 per hour, an overtime rate of \$255.00 per hour and a Sunday & Holiday rate of \$340.00 per hour. Travel time will be charged additionally at an hourly rate of \$134.00 and mileage at a rate of \$0.61 per mile. Expenses will be charged at cost plus 10%; and

WHEREAS, the Commissioner of the Town of Hempstead Department of Water deems said proposal to be fair and reasonable and in the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Town of Hempstead Department of Water hereby is authorized to execute a Software Support and Services Contract with Emerson Process Management Power & Water Solutions, Inc., 200 Beta Drive, Pittsburgh, PA 15238, dated December 1, 2021, and to make payment of \$17,357.43 for the period January 1, 2022 through December 31, 2022 from Department of Water Account 500-006-8310-4030, Maintenance of Equipment.

The foregoing resolution was adopted upon roll call as follows.

AYES:

NOES:

Item # 23

Case # 22356

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF THE
TOWN OF HEMPSTEAD DEPARTMENT OF WATER TO EXECUTE
A SERVICE CONTRACT WITH SWIFTREACH NETWORKS, LLC TO
PROVIDE HIGH SPEED COMMUNICATIONS.

WHEREAS, the Department of Water has received a proposal from Swiftreach Networks, LLC, 492 Old Connecticut Path, Suite 200, Framingham, MA, 01701 to provide a high speed automated communication system to deliver both emergency and routine notifications by voice and/or text to various types of communication devices; and

WHEREAS, by a combination of database and GIS mapping technologies and internet mapping capabilities pre-recorded outbound notifications can be delivered to targeted areas; and

WHEREAS, it is in the best interest of the Town of Hempstead to accept this proposal in order to increase the capability needed to notify members of the public of important notifications in an expeditious manner; and

WHEREAS, Swiftreach Networks, LLC has proposed to provide this service to the Town of Hempstead Department of Water at an annual subscription cost of \$4,200.00 for the period January 1, 2022 through December 31, 2022; and

WHEREAS, the Commissioner of the Town of Hempstead Department of Water deems said proposal to be fair and reasonable and in the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Town of Hempstead Department of Water hereby is authorized to execute a service contract with Swiftreach Networks, LLC, 492 Old Connecticut Path, Suite 200, Framingham, MA, 01701 to provide high speed communications, and to make payment of \$4,200.00 for the period January 1, 2022 through December 31, 2022 from Department of Water Account 500-0006-83100-4151, Fees and Services.

The foregoing resolution was adopted upon roll call as follows.

AYES:

NOES:

Item #

24

Case #

22356

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING
THE DEPARTMENT OF PARKS AND RECREATION
TO DISPOSE OF CERTAIN RECORDS**

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

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Hempstead that the Department of Parks and Recreation, be and hereby is authorized to dispose the following records for the year 2015: Time Cards, Time Sheets, Purchase Orders, Daily Revenue Summaries, Merrick Golf Sign In Sheets, Payroll Records, Bid Slips, Vendor Files, Program Registration Forms, Pool Permits, Utility Bills, Bank Deposit Slips/Memos, Budgets, Complaints, Special Events, Vandalism, Vendor Claims for Payment, Inactive Personnel Files and Concession Correspondence, pursuant to the Retention and Disposition Schedule No. LGS-01, under part 185, Title 8 of the Official Compilation of Codes, Rules and Regulations of the State of New York; and

BE IT FURTHER

RESOLVED, that the Department of Parks and Recreation, be and hereby is directed to dispose of the aforesaid records from the Department of Parks and Recreation in accordance with the minimum legal retention periods set forth in Records Retention and Disposition Schedule No. LGS-01 for Town records.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Item #

25

Case #

4724

CASE NO.

RESOLUTION NO.

Adopted:

Mr. offered the following resolution

and moved its adoption:

RESOLUTION AUTHORIZING ALBERT JAEGER, SECRETARY
TO THE BOARD OF APPEALS, TO DISPOSE OF CERTAIN RECORDS
FROM THE OFFICE OF THE BOARD OF APPEALS.

WHEREAS, the Board of Appeals of the Town of Hempstead has requested permission to dispose of certain records herein below identified, pursuant to Article 57-A of the Arts & Cultural/Affairs Law of the State of New York;

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of Hempstead, that Albert Jaegers, Secretary to the Board of Appeals, be and hereby is authorized to dispose of unused receipt books for the year 2021 and used receipt books for the year 2015 under the Records Retention and Disposition Schedule No. LGS-1, pursuant to Section 57.25 of the Arts & Cultural Affairs Law and Part 185, Title 185, Title 8 of the Official Compilation of Codes, Rules and Regulations of the State of New York, and BE IT FURTHER

RESOLVED, that Albert Jaegers, be and hereby is directed to dispose of certain records from the Office of the Board of Appeals in accordance with the minimum legal retention periods set forth in Records Retention & Disposition Schedule No. LGS-1 for town records.

The forgoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

26

Case #

4724

CASE NO.

RESOLUTION NO.

ADOPTED:

Offered the following resolution and moved
its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF THE
DEPARTMENT OF SENIOR ENRICHMENT TO CONTRACT WITH
CERTAIN PARTIES FOR THE CONTINUATION OF SENIOR
CITIZENS' PROGRAMS AT TOWN OF HEMPSTEAD SENIOR
CENTERS, CLUBS, AND TOWN PARKS.

WHEREAS, this Town Board has provided funds in the 2022 Budget
for the necessary expenses to continue and conduct senior citizens'
programs at various senior centers, clubs, and town parks; and

WHEREAS, the Commissioner of the Department of Senior
Enrichment has requested permission to contract with persons,
groups, and vendors-relative to food and miscellaneous supplies,
professional or contractual as may be necessary during the year for
the proper conduct of said senior citizens' programs; and

WHEREAS, the fees proposed to be paid for services to be
contracted are pursuant to Budget Code #010-004-6772-4797; and

WHEREAS, the continuation and conduct of said senior citizens'
programs are in the public interest;

NOW, THEREFORE BE IT

RESOLVED, that the Commissioner of the Department of Senior
Enrichment be and she is hereby authorized and directed to continue
the senior citizens' programs, at various senior centers, clubs,
and town parks by contracting such persons, groups, and vendors,
professional or contractual as may be necessary to conduct the
aforementioned programs, said fees to be paid pursuant to
code #010-004-6772-4797.

The foregoing resolution was adopted upon roll call as
follows:

AYES:

NOES:

Item #

28

Case #

13441

CASE NO.

RESOLUTION NO.

ADOPTED:

Offered the following resolution and moved
its adoption:

RESOLUTION AUTHORIZING THE COMMISSIONER OF THE
DEPARTMENT OF SENIOR ENRICHMENT TO CONTINUE THE
RECREATION PROGRAM FOR THE ELDERLY IN THE TOWN
OF HEMPSTEAD.

WHEREAS, Chapter 675 of the laws of 1972 of the State of New
York, amending Article 19-J of the Executive Law, Office for the
Aging, permits municipalities to establish a recreation program for
the elderly; and;

WHEREAS, the Town Board did establish a recreation program for
the elderly in the Town of Hempstead by Resolution 2750-1967, and
did by Town Board Resolution continue said recreational program for
the elderly during the year 2021,

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Hempstead does hereby continue the
recreation program for the elderly; and

BE IT FURTHER RESOLVED, that the Commissioner of the
Department of Senior Enrichment, is authorized to retain vendors
for Dance, Drama, Sports, Arts and Crafts, Social Service, Art,
English, Sewing, Bridge, Computer, Language, Ceramics, Photography,
Sociology and Physical Education. The persons so engaged are to
receive the sum of \$30.00 to \$80.00 per session, the total cost of
which shall not exceed the sum of \$105,000.00 for the period from
January 1, 2022 to December 31, 2022; and

BE IT FURTHER RESOLVED, that the Commissioner of the Department
of Senior Enrichment, is hereby authorized and directed to retain
Consultants, Health Care Professionals, Musicians, Center Aides,
Nutrition Aides, Custodial Services, Program Development Staff,
Directors and Assistant Directors of Senior citizens' clubs and
centers, the persons so engaged are to receive the sum of \$30.00
to \$150.00 per session, the total cost of which shall not exceed
the sum of \$120,000.00, for the period from January 1, 2022 to
December 31, 2022;

BE IT FURTHER RESOLVED, that the Commissioner of the
Department of Senior Enrichment be and she is hereby authorized and
directed to make payment of the amounts stated above upon receipt
of proper claim vouchers after the completion of said sessions,
and, payment is to be charged against the Department
of Senior Enrichment Code 010-004-6772-4151 Fees and Services.

The foregoing resolution was adopted upon roll call as
follows:

AYES:

NOES:

Item # 29

Case # 13441

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution
and moved its adoption as follows:

RESOLUTION AUTHORIZING PAYMENT OF
2022 LICENSE FEES TO SESAC TO COMPLY
WITH THE COPYRIGHT LAWS FOR ALL
DEPARTMENTS IN THE TOWN OF HEMPSTEAD
FOR MUSIC PLAYED TO THE PUBLIC.

WHEREAS, on May 6, 2008, the Town of Hempstead adopted
Resolution No. 647-2008 and entered into a license
agreement with SESAC a New York Corporation having an
office at 35 Music Square East, Nashville, Tennessee 37203,
to comply with federal copyright laws; and

WHEREAS, Resolution No. 647-2008 authorizes the
Supervisor to pay the annual license fee to SESAC for each
year this agreement remains in effect; and

WHEREAS, SESAC has submitted the 2022 annual license
fee to the Town in the amount of \$6,526.00;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is
authorized to pay the 2022 annual license fee to SESAC in
the amount of \$6,526.00 payable from General Fund Fees and
Services 010-012-9000-4151.

The foregoing resolution was adopted upon roll call as
follows:

AYES:

NOES:

Item #

30

Case #

27265

BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK, ADOPTED _____, 2022, AUTHORIZING THE FINANCING OF ITS 2022 HIGHWAY DEPARTMENT ROAD CONSTRUCTION PROJECT, STATING THE MAXIMUM COST THEREOF IS \$30,000,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$30,000,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

The following resolution was offered by _____ who moved its adoption, seconded by _____ to wit:

THE TOWN BOARD OF THE TOWN OF HEMPSTEAD (THE "TOWN"), IN THE COUNTY OF NASSAU, STATE OF NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The applicable provisions of Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA") have been complied with to the extent required for the above titled purpose.

Section 2. The Town is hereby authorized to finance the costs associated with the Town's 2022 Highway Department Road Construction Project (the "Purpose"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto, is \$30,000,000, and said amount is hereby appropriated for such Purpose. The plan of financing includes the issuance of \$30,000,000 serial bonds of the Town to finance said appropriation and the levy and collection of taxes on all taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same become due and payable.

Section 3. Serial bonds of the Town in the principal amount not to exceed \$30,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- (a) The Purpose is an object or purpose described in subdivision 20 of paragraph a of Section 11.00 of the Law and the period of probable usefulness of the Purpose is fifteen (15) years.

Item # 31

Case # 1137

- (b) The maximum maturity of the serial bonds authorized by this resolution will exceed five (5) years. It is hereby further determined that the foregoing is not an assessable improvement.

Section 5. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds as the same respectively become due and payable and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of said bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and any notes in anticipation thereof due and payable in such year. There shall annually be levied on all the taxable real property in the Town a tax sufficient to pay the principal of and interest on such bonds and any notes in anticipation thereof as the same become due and payable.

Section 6. Subject to the provisions of this resolution and subject to the provisions of the Law, the powers and duties of the Town Board relative to authorizing the issuance and sale of any notes in anticipation of the sale of the bonds herein authorized, including renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town.

Section 7. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulation Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the Purpose.

Section 9. This resolution, when it takes effect, shall be published, in full or in summary form, in "*Long Island Business News*", a newspaper having a general circulation within the Town and hereby designated the official newspaper of the Town for such publication, together with a notice in substantially the form as prescribed by Section 81.00 of the Law.

Section 10. This resolution is adopted subject to permissive referendum.

Approved as to:
Form and Content

By [Signature] Date 12/15/21

[Signature] as to 12/15/21

TOWN COMPTROLLER

[Signature]
MICHAEL J. CASE
COMPTROLLER'S OFFICE
BUDGET DIVISION

APPROVED AS TO FORM

Charles O. Heme

SENIOR DEPUTY TOWN ATTORNEY

DATE 12/15/2021

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Donald X. Clavin, Jr.	voting	_____
Councilwoman Dorothy L. Goosby	voting	_____
Council[] []	voting	_____
Councilman Anthony P. D'Esposito	voting	_____
Councilman Dennis Dunne, Sr.	voting	_____
Councilman Thomas E. Muscarella	voting	_____
Councilman Christopher Carini	voting	_____

The resolution was declared adopted.

AYES: _____ ()

NAYS: _____ ()

I, KATE MURRAY, Town Clerk of the Town of Hempstead, in the County of Nassau, State of New York (the "Town"), HEREBY CERTIFY that this is a true, complete and correct copy of the original bond resolution duly adopted by the Town Board of the Town at a meeting thereof held on the date set forth herein, and at which a quorum was present and acting throughout.

(SEAL)

Kate Murray, Town Clerk
Town of Hempstead

CASE NO. _____

RESOLUTION NO. _____-2022

BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK, ADOPTED _____, 2022, AUTHORIZING THE FINANCING OF THE ACQUISITION OF FINANCIAL MANAGEMENT SYSTEM COMPUTER AND INFORMATION TECHNOLOGY EQUIPMENT UPGRADES, STATING THE MAXIMUM COST THEREOF IS \$11,000,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$11,000,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

The following resolution was offered by _____, who moved its adoption, seconded by _____ to wit:

THE TOWN BOARD OF THE TOWN OF HEMPSTEAD (THE "TOWN"), IN THE COUNTY OF NASSAU, STATE OF NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The applicable provisions of Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA") have been complied with to the extent required for the above titled purpose.

Section 2. The Town is hereby authorized to finance the acquisition of financial management system computer and information technology equipment upgrades for the purposes for which physical public betterments or improvements are to be used (the "Purpose"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto, is \$11,000,000, and said amount is hereby appropriated for such Purpose. The plan of financing includes the issuance of \$11,000,000 serial bonds of the Town to finance said appropriation and the levy and collection of taxes on all taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same become due and payable.

Section 3. Serial bonds of the Town in the principal amount not to exceed \$11,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- (a) The Purpose is an object or purpose described in subdivision 32 of paragraph a of Section 11.00 of the Law and the period of probable usefulness of the Purpose is five (5) years.
- (b) The serial bonds authorized by this resolution shall have a maximum maturity not to exceed the period of probable usefulness of the classes of objects or purposes for which they are issued. It is hereby further determined that the foregoing is not an assessable improvement.

Item # 32

Case # 27943

Section 5. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds as the same respectively become due and payable and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of said bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and any notes in anticipation thereof due and payable in such year. There shall annually be levied on all the taxable real property in the Town a tax sufficient to pay the principal of and interest on such bonds and any notes in anticipation thereof as the same become due and payable.

Section 6. Subject to the provisions of this resolution and subject to the provisions of the Law, the powers and duties of the Town Board relative to authorizing the issuance and sale of any notes in anticipation of the sale of the bonds herein authorized, including renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town.

Section 7. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulation Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the Purpose.

Section 9. The foregoing resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "*Long Island Business News*", a newspaper having a general circulation in the Town, which newspaper is hereby designated as the official newspaper of the Town for such publication.

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Donald X. Clavin, Jr.	voting	_____
Councilwoman Dorothy L. Goosby	voting	_____
Council[] []	voting	_____
Councilman Anthony P. D'Esposito	voting	_____
Councilman Dennis Dunne, Sr.	voting	_____
Councilman Thomas E. Muscarella	voting	_____
Councilman Christopher Carini	voting	_____

The resolution was declared adopted.

AYES: _____ ()

NAYS: _____ ()

I, KATE MURRAY, Town Clerk of the Town of Hempstead, in the County of Nassau, State of New York (the "Town"), HEREBY CERTIFY that this is a true, complete and correct copy of the original bond resolution duly adopted by the Town Board of the Town at a meeting thereof held on the date set forth herein, and at which a quorum was present and acting throughout.

(SEAL)

Kate Murray, Town Clerk
Town of Hempstead

Approved as to:
Form and Content

By _____ Date 12/15/21

John Heaster - see too 12/15/21

TOWN COMPTROLLER

MICHAEL J. C...
COMPTROLLER...
D... ..

APPROVED AS TO FORM

Charles O. Heine

SENIOR DEPUTY TOWN ATTORNEY
DATE 12/15/2021

Case No.

Resolution No.

Adopted:
offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE 2021 ROADWAY RESURFACING CONTRACT PART A, TOWN OF HEMPSTEAD, NEW YORK, PW# 14-20

2021 WHEREAS, the Commissioner of General Services (the "Commissioner") solicited bids for the Roadway Resurfacing Contract, Part A, Town of Hempstead, PW# 14-20 (the "Project"); and

WHEREAS, pursuant to such solicitation, bids were opened and read in the office of the Commissioner on December 2, 2021 and

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

Posillico Civil	\$3,786,075.00
Metro Paving, LLC	\$3,933,450.00
H&L Contracting.	\$3,981,955.00

WHEREAS, the Commissioner of the Engineering Department reported that lowest bid was received from Posillico Civil, Inc., in the sum of \$3,786,075.00, however, pursuant to the Departments Special Notice to Bidders, attached herein, if a Contractor is the lowest bidder on more than one of the two projects titled 2021 ROADWAY RESURFACING CONTRACT PART A – (PW# 14-20) AND PART B – (PW# 15-20), then the Town reserves the right to disqualify said Contractor from being awarded one of the Contracts; and

WHEREAS, the Commissioner of the Engineering Department reported that Posillico Civil, Inc. was also the lowest bidder for the project know as 2021 ROADWAY RESURFACING CONTRACT B- (PW# 15-20); and

WHEREAS, the Commissioner of the Engineering Department reported that the second lowest bid was received from Metro Paving, LLC, 500 Patton Avenue, West Babylon, New York 11704 in the sum of \$3,933,450.00, and it appears that said bidder is duly qualified and recommends acceptance to the Town Board; and

WHEREAS, consistent with the recommendation of the Commissioner of the Engineering Department, the Town Board desires to authorize the award of a contract for the Project to Metro Paving, LLC, as the lowest responsible bidder at its bid price of \$3,933,450.00; and

WHEREAS, the contract is unit price based with estimated unit quantities; and

WHEREAS, the adopted 2021 Highway Capital Construction Program has Mill and Overlay Roadway Projects budgeted totaling \$10,000.00 for A Part B contracts; and

WHEREAS, the total for this contract "Part A" does not exceed \$5,000,000.00

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards a contract for the Project to Metro Paving, LLC, 500 Patton Avenue, West Babylon, New York 11704, as the lowest responsible bidder at its bid price of \$3,933,450.00; and be it further

RESOLVED, that upon execution of the contract by Metro Paving, LLC, 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 Metro Paving, LLC, and authorizes and directs the Comptroller to pay the cost of the Project in accordance with the contract in the amount of \$3,933,450.00 with payments to be made from the Town Highway Capital Improvement Funds, Account No.:9590-503-9590-5010.

AYES:

NOES:

Item # 33

Case # 3191

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE 2021 ROADWAY RESURFACING CONTRACT PART B, TOWN OF HEMPSTEAD, NEW YORK, PW# 15-20

WHEREAS, the Commissioner of General Services (the "Commissioner") solicited bids for the 2021 Roadway Resurfacing Contract, Part B, Town of Hempstead, PW# 15-20 (the "Project"); and

WHEREAS, pursuant to such solicitation, bids were opened and read in the office of the Commissioner on December 2, 2021 and

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

Posillico Civil	\$3,397,075.00
Metro Paving, LLC	\$3,933,450.00
H&L Contracting	\$3,981,955.00

WHEREAS, the Commissioner of the Engineering Department reported that lowest bid was received from Posillico Civil, Inc., 1750 New Highway, Farmingdale, New York, 11735 in the sum of \$3,397,075.00, and it appears that said bidder is duly qualified and recommends acceptance to the Town Board; and

WHEREAS, consistent with the recommendation of the Commissioner of the Engineering Department, the Town Board desires to authorize the award of a contract for the Project to Posillico Civil, Inc., as the lowest responsible bidder at its bid price of \$3,397,075.00; and

WHEREAS, the contract is unit price based with estimated unit quantities; and

WHEREAS, the adopted 2021 Highway Capital Construction Program has Mill and Overlay Roadway Projects budgeted totaling \$10,000.00 for A Part B contracts; and

WHEREAS, the total for this contract, "Part B", does not exceed \$5,000,000.00

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards a contract for the Project Posillico Civil, Inc., 1750 New Highway, Farmingdale, New York, 11735, as the lowest responsible bidder at its bid price of \$3,397,075.00; and be it further

RESOLVED, that upon execution of the contract by Posillico Civil, Inc., 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 Posillico Civil, Inc., and authorizes and directs the Comptroller to pay the cost of the Project in accordance with the contract in the amount of \$3,397,075.00 with payments to be made from the Town Highway Capital Improvement Funds, Account No.:9590-503-9590-5010.

AYES:

NOES:

Item # 34

Case # 3191

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE TOWN OF HEMPSTEAD AND ENVIRO-TEST, INC., TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH THE COMMUNITY DEVELOPMENT PROGRAMS OF THE TOWN OF HEMPSTEAD.

WHEREAS, the Town of Hempstead is operating a Community Development Program in cooperation with the Nassau County Urban County Consortium, which Community Development Program is receiving financial assistance from the U.S. Department of Housing and Urban Development under the provisions of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the Department of Planning and Economic Development requires the services of environmental engineers to provide professional services and other necessary data with respect to the Community Development Programs of the Town of Hempstead; and

WHEREAS, to satisfy this need, the Commissioner of the Department of Planning and Economic Development published Requests for Proposals, framed in accordance with the requirements of the United States Department of Housing and Urban Development, in a widely read newspaper; and

WHEREAS, the R.F.P process resulted in responses, being submitted to the Department of Planning and Economic Development; and

WHEREAS, the Commissioner of the Department of Planning and Economic Development has advised this Town Board that the R.F.P. response was acceptable and that ENVIRO-TEST, INC., with offices at 77 Broadway, Suite 1, Amityville, New York 11701 is qualified to provide environmental engineering services and other necessary data in connection with authorized Community Development Projects on the required timely basis and recommends the retention of the firm; and

WHEREAS, the Town Board of the Town of Hempstead deems it to be in the public interest to retain the firm for the stated purpose.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Planning and Economic Development to execute a contract for professional services by and between the Town of Hempstead and ENVIRO-TEST, INC., for a term beginning January 1, 2022 and ending December 31, 2022 in an amount not to exceed the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS, subject to an option in favor of the Town to extend the term of the contract by up to one year and subject to an option in favor of the Town to increase the base cap by an additional FIFTEEN THOUSAND and 00/100 (\$15,000.00), in the sole discretion of the Town Board, the exercise of which shall be done by Town Board Resolution duly adopted at a regularly schedule public meeting of the Town Board, pursuant to the terms and conditions of said contract for professional services.

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed FIFTEEN THOUSAND (\$15,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE TOWN OF HEMPSTEAD AND ACCREDITED LEAD INSPECTION, INC. d/b/a ACCREDITED ENVIRONMENTAL SOLUTIONS TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH THE COMMUNITY DEVELOPMENT PROGRAMS OF THE TOWN OF HEMPSTEAD.

WHEREAS, the Town of Hempstead is operating a Community Development Program in cooperation with the Nassau County Urban County Consortium, which Community Development Program is receiving financial assistance from the U.S. Department of Housing and Urban Development under the provisions of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the Department of Planning and Economic Development requires the services of environmental engineers to provide professional services and other necessary data with respect to the Community Development Programs of the Town of Hempstead; and

WHEREAS, to satisfy this need, the Commissioner of the Department of Planning and Economic Development published Requests for Proposals, framed in accordance with the requirements of the United States Department of Housing and Urban Development, in a widely read newspaper; and

WHEREAS, the R.F.P process resulted in responses, being submitted to the Department of Planning and Economic Development; and

WHEREAS, the Commissioner of the Department of Planning and Economic Development has advised this Town Board that the R.F.P. response was acceptable and that ACCREDITED LEAD INSPECTION, INC. d/b/a ACCREDITED ENVIRONMENTAL SOLUTIONS with offices at 156 Shore Road, Port Washington, New York 11050 is qualified to provide environmental engineering services and other necessary data in connection with authorized Community Development Projects on the required timely basis and recommends the retention of the firm; and

WHEREAS, the Town Board of the Town of Hempstead deems it to be in the public interest to retain the firm for the stated purpose.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Planning and Economic Development to execute a contract for professional services by and between the Town of Hempstead and ACCREDITED LEAD INSPECTION, INC. d/b/a ACCREDITED ENVIRONMENTAL SOLUTIONS, for a term beginning January 1, 2022 and ending December 31, 2022 in an amount not to exceed the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS, subject to an option in favor of the Town to extend the term of the contract by up to one year and subject to an option in favor of the Town to increase the base cap by an additional FIFTEEN THOUSAND and 00/100 (\$15,000.00), in the sole discretion of the Town Board, the exercise of which shall be done by Town Board Resolution duly adopted at a regularly schedule public meeting of the Town Board, pursuant to the terms and conditions of said contract for professional services.

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed FIFTEEN THOUSAND (\$15,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE TOWN OF HEMPSTEAD AND BEE READY FISHBEIN HATTER & DONOVAN, LLP, ATTORNEYS AT LAW, TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH URBAN RENEWAL PROJECTS RELATED TO THE IMPLEMENTATION OF FEDERALLY FUNDED COMMUNITY DEVELOPMENT ACTIVITIES.

WHEREAS, the Town of Hempstead sponsors a Community Development Block Grant Program in cooperation with the Nassau County Urban Consortium, administered by the Department of Planning and Economic Development; and

WHEREAS, the Commissioner of the Department of Planning and Economic Development recommends that an attorney be retained to perform professional services in connection with the planning and implementation of community development projects, and further recommends that the cost and disbursements relating to said professional services be charged to the appropriate community development account; and

WHEREAS, the Commissioner, after soliciting, receiving and reviewing proposals from various firms, has recommended that the law firm of BEE READY FISHBEIN HATTER & DONOVAN, LLP, having their principal office at 170 Old Country Road, Suite 200, Mineola, NY 11501, be retained to provide the aforementioned professional services; and

WHEREAS, this Town Board deems the firm of BEE READY FISHBEIN HATTER & DONOVAN, LLP, Attorneys at Law, to be duly qualified to perform the aforesaid legal work and that the use of the aforementioned firm serves the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Planning and Economic Development to execute a contract for professional services by and between the Town of Hempstead and BEE READY FISHBEIN HATTER & DONOVAN, LLP, Attorneys at Law, for a term beginning January 1, 2022 and ending December 31, 2022 or upon completion of the assignment, not to exceed the sum of ONE HUNDRED THOUSAND (\$100,000.00) Dollars, exclusive of disbursements, subject to an option in favor of the Town to extend the term of the contract up to one year, and subject to an option in favor of the Town to increase the base cap on the contract by up to One Hundred Thousand (\$100,000.00) Dollars, all, nevertheless, in the sole discretion of the Town Board, the exercise of which shall be done by Town Board Resolution duly adopted at a regularly scheduled public meeting of the Town Board, pursuant to the terms and conditions of said contract for professional services.

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed ONE HUNDRED THOUSAND (\$100,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE TOWN OF HEMPSTEAD AND VISION ACCOMPLISHED TO PROVIDE CONSULTING SERVICES RELATED TO THE IMPLEMENTATION OF ONGOING AND FEDERALLY FUNDED COMMUNITY DEVELOPMENT PROJECTS

WHEREAS, the Town of Hempstead sponsors a Community Development Block Grant Program in cooperation with the Nassau County Urban Consortium, administered by the Department of Planning and Economic Development; and

WHEREAS, the Commissioner of the Department of Planning and Economic Development recommends that a consultant be retained to support community relations activities and perform other services in connection with the planning and implementation of community development projects. The aforementioned consulting services constitute professional services, and recommends that the cost and disbursements relating to said professional services be charged to the appropriate community development account; and

WHEREAS, the Commissioner, after soliciting, receiving and reviewing four (4) proposals, has recommended that the consulting firm of VISION ACCOMPLISHED having their principal office at 66 Virginia Avenue, Plainview, New York 11803, be retained to provide the aforementioned services; and

WHEREAS, the Town Board deems VISION ACCOMPLISHED to be duly qualified to perform the aforementioned work and that the use of the aforementioned firm is an appropriate and necessary expense, and further that it serves the public interest; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Planning and Economic Development to execute a contract for professional services by and between the Town of Hempstead and VISION ACCOMPLISHED in connection with the planning and implementation of community development projects, beginning January 1, 2022 and ending December 31, 2022 or upon completion of assignment, for an amount not to exceed the sum of SIXTY THOUSAND and 00/100 (\$60,000.00) DOLLARS, exclusive of disbursements. This contract is subject to an option in favor of the Town to extend the term of the contract up to one year, and subject to an option in favor of the Town to increase the base cap on the contract by up to SIXTY THOUSAND and 00/100 (\$60,000.00) Dollars, all, nevertheless, in the sole discretion of the Town Board, the exercise of which shall be done by Town Board Resolution duly adopted at a regularly scheduled public meeting of the Town Board, pursuant to the terms and conditions of said contract for professional services.

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed SIXTY THOUSAND and 00/100 (\$60,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Doc. No. 21-025
December 15, 2021

Item # 38

Case # 27932

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE TOWN OF HEMPSTEAD AND VHB ENGINEERING, SURVEYING, LANDSCAPE ARCHITECTURE AND GEOLOGY, P.C. (VHB) TO PROVIDE CONSULTING SERVICES RELATED TO THE IMPLEMENTATION OF ONGOING AND FEDERALLY FUNDED COMMUNITY DEVELOPMENT PROJECTS

WHEREAS, the Town of Hempstead sponsors a Community Development Block Grant Program in cooperation with the Nassau County Urban Consortium, administered by the Department of Planning and Economic Development; and

WHEREAS, the Commissioner of the Department of Planning and Economic Development recommends that a consultant be retained to support community relations activities and perform other services in connection with the planning and implementation of community development projects. The aforementioned consulting services constitute professional services, and recommends that the cost and disbursements relating to said professional services be charged to the appropriate community development account; and

WHEREAS, after soliciting and, receiving and reviewing four (4) proposals, has recommended that the consulting firm of VHB ENGINEERING, SURVEYING, LANDSCAPE ARCHITECTURE AND GEOLOGY, P.C. (VHB), having its principal office at 50 Main Street – Suite 360, White Plains, NY 10606, be retained to provide the aforementioned professional services; and

WHEREAS, the Town Board deems VHB ENGINEERING, SURVEYING, LANDSCAPE ARCHITECTURE AND GEOLOGY, P.C. (VHB), to be duly qualified to perform the aforementioned work and that the use of the aforementioned firm is an appropriate and necessary expense, and that the use of the aforementioned firm best serves the public interest; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Planning and Economic Development to execute a contract for professional services by and between the Town of Hempstead and VHB ENGINEERING, SURVEYING, LANDSCAPE ARCHITECTURE AND GEOLOGY, P.C. (VHB), in connection with the planning and implementation of community development projects, beginning January 1, 2022 and ending December 31, 2022 or upon completion of assignment, for an amount not to exceed the sum of ONE HUNDRED TWENTY THOUSAND and 00/100 (\$120,000.00) DOLLARS, exclusive of disbursements. This contract is subject to an option in favor of the Town to extend the term of the contract by up to one year, and subject to an option in favor of the Town to increase the base cap on the contract by up to ONE HUNDRED TWENTY THOUSAND and 00/100 (\$120,000.00) Dollars, all, nevertheless, in the sole discretion of the Town Board, the exercise of which shall be done by Town Board Resolution duly adopted at a regularly scheduled public meeting of the Town Board, pursuant to the terms and conditions of said contract for professional services.

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed ONE HUNDRED TWENTY THOUSAND and 00/100 (\$120,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Doc. No. 21-027
December 15, 2021

Item # 39

Case # 28537

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING A CONTRACT
BETWEEN THE TOWN OF HEMPSTEAD AND
BERKMAN, HENOCH, PETERSON, PEDDY &
FENCHEL, P.C., TO PROVIDE PROFESSIONAL
SERVICES IN CONNECTION WITH URBAN RENEWAL
PROJECTS RELATED TO THE IMPLEMENTATION OF
FEDERALLY FUNDED COMMUNITY DEVELOPMENT
ACTIVITIES.**

WHEREAS, the Town of Hempstead sponsors a Community Development Block Grant Program in cooperation with the Nassau County Urban Consortium, administered by the Department of Planning and Economic Development; and

WHEREAS, the Commissioner of the Department of Planning and Economic Development recommends that an attorney be retained to perform professional services in connection with the planning and implementation of community development projects, and further recommends that the cost and disbursements relating to said professional services be charged to the appropriate community development account; and

WHEREAS, the Commissioner, after soliciting, receiving and reviewing proposals from various firms, has recommended that the law firm of BERKMAN, HENOCH, PETERSON, PEDDY & FENCHEL, P.C., having their principal office at 100 Garden City Plaza, Garden City, New York 11530, be retained to provide the aforementioned professional services; and

WHEREAS, this Town Board deems the firm of BERKMAN, HENOCH, PETERSON, PEDDY & FENCHEL, P.C., to be duly qualified to perform the aforesaid legal work and that the use of the aforementioned firm serves the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Planning and Economic Development to execute a contract for professional services by and between the Town of Hempstead and BERKMAN, HENOCH, PETERSON, PEDDY & FENCHEL, P.C., Attorneys at Law, for a term beginning January 1, 2022 and ending December 31, 2022 or upon completion of the assignment, not to exceed the sum of ONE HUNDRED THOUSAND (\$100,000.00) Dollars, exclusive of disbursements, subject to an option in favor of the Town to extend the term of the contract up to one year, and subject to an option in favor of the Town to increase the base cap on the contract by up to One Hundred Thousand (\$100,000.00) Dollars, all, nevertheless, in the sole discretion of the Town Board, the exercise of which shall be done by Town Board Resolution duly adopted at a regularly scheduled public meeting of the Town Board, pursuant to the terms and conditions of said contract for professional services.

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed ONE HUNDRED THOUSAND (\$100,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Doc. No.21-034
December 14, 2021

Item # 40

Case # 25852

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE TOWN OF HEMPSTEAD AND JOHN K. MOSS, P.C., ATTORNEY AT LAW, TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH URBAN RENEWAL PROJECTS RELATED TO THE IMPLEMENTATION OF FEDERALLY FUNDED COMMUNITY DEVELOPMENT ACTIVITIES.

WHEREAS, the Town of Hempstead sponsors a Community Development Block Grant Program in cooperation with the Nassau County Urban Consortium, administered by the Department of Planning and Economic Development; and

WHEREAS, the Commissioner of the Department of Planning and Economic Development recommends that an attorney be retained to perform professional services in connection with the planning and implementation of community development projects, and further recommends that the cost and disbursements relating to said professional services be charged to the appropriate community development account; and

WHEREAS, the Commissioner, after soliciting, receiving and reviewing proposals from various firms, has recommended that the law firm of JOHN K. MOSS, P.C., (Federal I.D. No. 80-0267394), having their principal office at 100 Garden City Plaza, Garden City, New York 11530, be retained to provide the aforementioned professional services; and

WHEREAS, this Town Board deems the firm of JOHN K. MOSS, P.C., to be duly qualified to perform the aforesaid legal work and that the use of the aforementioned firm serves the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Planning and Economic Development to execute a contract for professional services by and between the Town of Hempstead and JOHN K. MOSS, P.C., for a term beginning January 1, 2022 and ending December 31, 2022 or upon completion of the assignment, not to exceed the sum of ONE HUNDRED THOUSAND (\$100,000.00) Dollars, exclusive of disbursements, subject to an option in favor of the Town to extend the term of the contract up to one year, and subject to an option in favor of the Town to increase the base cap on the contract by up to One Hundred Thousand (\$100,000.00) Dollars, all, nevertheless, in the sole discretion of the Town Board, the exercise of which shall be done by Town Board Resolution duly adopted at a regularly scheduled public meeting of the Town Board, pursuant to the terms and conditions of said contract for professional services.

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed ONE HUNDRED THOUSAND (\$100,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Doc. No.21-033
December 15, 2021

Item # 411

Case # 24997

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE TOWN OF HEMPSTEAD AND JASPAN SCHLESINGER LLP, ATTORNEYS AT LAW, TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH URBAN RENEWAL PROJECTS RELATED TO THE IMPLEMENTATION OF FEDERALLY FUNDED COMMUNITY DEVELOPMENT ACTIVITIES.

WHEREAS, the Town of Hempstead sponsors a Community Development Block Grant Program in cooperation with the Nassau County Urban Consortium, administered by the Department of Planning and Economic Development; and

WHEREAS, the Commissioner of the Department of Planning and Economic Development recommends that an attorney be retained to perform professional services in connection with the planning and implementation of community development projects, and further recommends that the cost and disbursements relating to said professional services be charged to the appropriate community development account; and

WHEREAS, the Commissioner, after soliciting, receiving and reviewing proposals from various firms, has recommended that the law firm of JASPAN SCHLESINGER LLP, having their principal office at 300 Garden City Plaza, Garden City, NY 11530, be retained to provide the aforementioned professional services; and

WHEREAS, this Town Board deems the firm of JASPAN SCHLESINGER LLP, Attorneys at Law, to be duly qualified to perform the aforesaid legal work and that the use of the aforementioned firm serves the public interest.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorizes the Commissioner of the Department of Planning and Economic Development to execute a contract for professional services by and between the Town of Hempstead and JASPAN SCHLESINGER LLP, Attorneys at Law, for a term beginning January 1, 2022 and ending December 31, 2022 or upon completion of the assignment, not to exceed the sum of ONE HUNDRED THOUSAND (\$100,000.00) Dollars, exclusive of disbursements, subject to an option in favor of the Town to extend the term of the contract up to one year, and subject to an option in favor of the Town to increase the base cap on the contract by up to One Hundred Thousand (\$100,000.00) Dollars, all, nevertheless, in the sole discretion of the Town Board, the exercise of which shall be done by Town Board Resolution duly adopted at a regularly scheduled public meeting of the Town Board, pursuant to the terms and conditions of said contract for professional services.

BE IT FURTHER RESOLVED, that the Town Board authorizes and directs the Comptroller to pay costs in accordance with this contract not to exceed ONE HUNDRED THOUSAND (\$100,000.00) Dollars from the appropriate Planning and Economic Development Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: ()

NOES: ()

Doc. No.21-036
December 14, 2021

Item # 42

Page # 27459

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE EXECUTION OF
AGREEMENTS WITH ENGINEERING FIRMS FOR ON-CALL
CONSULTING SERVICES FOR ENGINEERING RELATED
STUDIES SERVICES IN THE TOWN OF HEMPSTEAD, NASSAU
COUNTY, NEW YORK**

WHEREAS, the Town of Hempstead (the "Town"), Department of Engineering (the "Department") requires specialized Engineering Related Studies throughout the Town to provide improvements for the Highway Capital Construction Program (the "Services"); and

WHEREAS, on an as-needed basis the Town deems it desirable and necessary to obtain the Services of consulting engineers for the purpose of Engineering Related Studies services and other engineering services pertinent to its Capital Improvement Program; and

WHEREAS, the Department, in accordance with the Town's procurement policy, issued a Request for Proposals for On-Call Technology Services to firms that were placed on the Department's 2021 Eligible Provider list (the "Consultants"), as per resolution 1095-2021, approved by the Town Board on September 9, 2021, and as set forth below:

Consultant	Address
GPI	325 West Main Street, Babylon, N.Y 11702
NV5	40 Marcus Drive, Ste. 20, Melville, N.Y. 11747
Cameron	177 Crossways Park Drive, Woodbury, N.Y. 11797
Cashin	1200 Veterans Memorial Highway, Hauppauge, N.Y. 11788
De Bruin	1400 Old Country Road, Ste. 106, Westbury, N.Y. 11590
Tectonic	18-35 Queens Boulevard, Ste. 1000, Forest Hills, N.Y. 11375
BL Companies	145 Pinelawn Road, Ste. 300, Melville, N.Y. 11747
D&B	330 Crossways Park Drive, Woodbury, N.Y. 11797
Hirani	120 West John Street, Hicksville, N.Y. 11801
Cachin, Spinelli & Feretti	801 Motor Parkway, Hauppauge, N.Y. 11788
Nelson & Pope	572 Walt Whitman Road, Melville, N.Y. 11747
Liro	3 Aerial Way, Syosset, N.Y. 11791
M & J	2003 Jericho Turnpike, New Hyde Park, N.Y. 11040
Key	664 Blu Point Road, Unit B, Holtsville, N.Y. 11742
Rising Tide/Waterfront	80 Killians Road, Ste. 280, Massapequa, N.Y. 11758
Lockwood, Kessler, Bartlett	One Aerial Way, Syosset, N.Y. 11791
O'Connor-Petito	27 Forest Avenue, Locust Valley, N.Y. 11560
Baptiste Engineering	150 Broadhollow Road, Ste. 314, Melville, N.Y. 11747
Savik & Murray	35-3 Carlough Road, Bohemia, N.Y. 11716

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Case #

30139

WHEREAS, the Department has determined that the Consultants are adequately staffed, skilled and experienced in the type of work proposed, and are staffed with personnel who are duly licensed and qualified under the laws of the State of New York; and

WHEREAS, the Department has recommended entering into Agreements with the Consultants for all on-call Engineering Related Studies services consulting work issued by the Department for a term of two (2) years commencing on the date of Agreement execution in an amount not to exceed \$100,000.00 per year (the "Agreements"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize execution of the Agreements.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of The Department of Engineering is hereby authorized to execute the Agreements with the Consultants, on behalf of the Town of Hempstead for services pertinent to the Highway Capital Improvement Program in the Town of Hempstead, Nassau County, New York; and be it further

RESOLVED, the Comptroller be authorized and directed to make payments of such sums not to exceed an amount of \$100,00.00 per year as from time to time may be required pursuant to said Agreements, to be made out of and charged against the appropriate Town Highway Capital Improvement Fund Account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH ENGINEERING FIRMS FOR ON-CALL CONSULTING SERVICES FOR TECHNOLOGY SERVICES IN THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK

WHEREAS, the Town of Hempstead (the "Town"), Department of Engineering (the "Department") requires specialized civil engineering survey, design, drafting, plotting and G.I.S hardware and software, technical support and assistance to provide improvements for the Highway Capital Construction Program (the "Services"); and

WHEREAS, on an as-needed basis the Town deems it desirable and necessary to obtain the Services of consulting engineers for the purpose of technology services and other engineering services pertinent to its Capital Improvement Program; and

WHEREAS, the Department, in accordance with the Town's procurement policy, issued a Request for Proposals for On-Call Technology Services to firms that were placed on the Department's 2021 Eligible Provider list (the "Consultants"), as per resolution 1095-2021, approved by the Town Board on September 9, 2021, and as set forth below:

Consultant	Address
GPI	325 West Main Street, Babylon, N.Y. 1102
H2M	538 Broadhollow Road, 4 th Fl. East, Melville, N.Y. 11747
Liro	3 Aerial Way, Syosset, N.Y. 11791
Hirani	120 W. John St., Hicksville, N.Y. 11801
TriState	740 Veterans Highway, Ste. 303, Hauppauge, N.Y. 11788
M&J	2003 Jericho Tpke, N. Hyde Park, N.Y. 11040

WHEREAS, the Department has determined that the Consultants are adequately staffed, skilled and experienced in the type of work proposed, and are staffed with personnel who are duly licensed and qualified under the laws of the State of New York; and

WHEREAS, the Department has recommended entering into Agreements with the Consultants for all on-call technology services consulting work issued by the Department for a term of two (2) years commencing on the date of Agreement execution in an the amount not to exceed \$100,000.00 per year (the "Agreements"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize execution of the Agreements.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of The Department of Engineering is hereby authorized to execute the Agreements with the Consultants, on behalf of the Town of Hempstead for services pertinent to the Highway Capital Improvement Program in the Town of Hempstead, Nassau County, New York; and be it further

RESOLVED, the Comptroller be authorized and directed to make payments of such sums not to exceed an amount of \$100,00.00 per year as from time to time may be required pursuant to

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Case # 30839

said Agreements, to be made out of and charged against the appropriate Town Highway Capital Improvement Fund Account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF
AGREEMENTS WITH ENGINEERING FIRMS FOR ON-CALL
CONSULTING SERVICES FOR SURVEYING SERVICES IN THE
TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK

WHEREAS, the Town of Hempstead (the "Town"), Department of Engineering (the "Department") is required to prepare various surveys and/or plans for roadways, parking fields and/or properties throughout the Town to provide improvements for the Highway Capital Construction Program (the "Services"); and

WHEREAS, on an as-needed basis the Town deems it desirable and necessary to obtain the Services of consulting engineers for the purpose of surveying services and other engineering services pertinent to its Capital Improvement Program; and

WHEREAS, the Department, in accordance with the Town's procurement policy, issued a Request for Proposals for On-Call Surveying Services to firms that were placed on the Department's 2021 Eligible Provider list (the "Consultants"), as per resolution 1095-2021, approved by the Town Board on September 9, 2021, and as set forth below:

Consultant	Address
O'Conner-Petito	27 Forest Avenue, Locust Valley, N.Y. 11560
Tectonic	18-35 Queens Boulevard, Ste. 1000, Forest Hills, N.Y. 11375
BL Companies	145 Pinelawn Road, Ste. 300, Melville, N.Y. 11747
Gayron DeBruin	88 Duryea Boulevard, Melville, N.Y. 11747
D&B	330 Crossways Park Drive, Woodbury, N.Y. 11797
Hirani	120 West John Street, Hicksville, N.Y. 11801
Liro	3 Aerial Way, Syosset, N.Y. 11791
Nelson & Pope	70 Maxess Road, Melville, N.Y. 11747
H2M	538 Broadhollow Road, N.Y. 11747
Rising Tide	80 Killians Road, Ste. 280, Massapequa, N.Y.
TriState	740 Veterans Hwy, Ste. 303, Hauppauge, N.Y.

WHEREAS, the Department has determined that the Consultants are adequately staffed, skilled and experienced in the type of work proposed, and are staffed with personnel who are duly licensed and qualified under the laws of the State of New York; and

WHEREAS, the Department has recommended entering into Agreements with the Consultants for all on-call surveying services consulting work issued by the Department for a term of two (2) years commencing on the date of Agreement execution in an the amount not to exceed \$200,000.00 per year (the "Agreements"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize execution of the Agreements.

NOW, THEREFORE, BE IT

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45

Case #

30139

RESOLVED, that the Commissioner of The Department of Engineering is hereby authorized to execute the Agreements with the Consultants, on behalf of the Town of Hempstead for services pertinent to the Highway Capital Improvement Program in the Town of Hempstead, Nassau County, New York; and be it further

RESOLVED, the Comptroller be authorized and directed to make payments of such sums not to exceed an amount of \$200,00.00 per year as from time to time may be required pursuant to said Agreements, to be made out of and charged against the appropriate Town Highway Capital Improvement Fund Account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH ENGINEERING FIRMS FOR ON-CALL CONSULTING SERVICES FOR MATERIAL TESTING SERVICES IN THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK

WHEREAS, the Town of Hempstead (the "Town"), Department of Engineering (the "Department") requires specialized Material Testing Services to provide improvements for the Highway Capital Construction Program (the "Services"); and

WHEREAS, on an as-needed basis the Town deems it desirable and necessary to obtain the Services of consulting engineers for the purpose of Material Testing services and other engineering services pertinent to its Capital Improvement Program; and

WHEREAS, the Department, in accordance with the Town's procurement policy, issued a Request for Proposals for On-Call Material Testing Services to firms that were placed on the Department's 2021 Eligible Provider list (the "Consultants"), as per resolution 1095-2021, approved by the Town Board on September 9, 2021, and as set forth below:

Consultant	Address
O'Conner-Petito	27 Forest Avenue, Locust Valley, N.Y. 11560
Tectonic	18-35 Queens Boulevard, Ste. 1000, Forest Hills, N.Y. 11375
De Bruin	1400 Old Country Road, Ste. 106, Westbury, N.Y. 11590
Hirani	120 West John Street, Hicksville, N.Y. 11801
TriState	740 Veterans Highway, Ste. 303, Hauppauge, N.Y. 11788
Universal	73 Otis Street, W. Babylon, N.Y. 11704
M&J	2003 Jericho Tpke, N. Hyde Park, N.Y. 11040

WHEREAS, the Department has determined that the Consultants are adequately staffed, skilled and experienced in the type of work proposed, and are staffed with personnel who are duly licensed and qualified under the laws of the State of New York; and

WHEREAS, the Department has recommended entering into Agreements with the Consultants for all on-call Material Testing services consulting work issued by the Department for a term of two (2) years commencing on the date of Agreement execution in an the amount not to exceed \$300,000.00 per year (the "Agreements"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize execution of the Agreements.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of The Department of Engineering is hereby authorized to execute the Agreements with the Consultants, on behalf of the Town of Hempstead for services pertinent to the Highway Capital Improvement Program in the Town of Hempstead, Nassau County, New York; and be it further

RESOLVED, the Comptroller be authorized and directed to make payments of such sums not to exceed an amount of \$300,00.00 per year as from time to time may be required pursuant to said Agreements, to be made out of and charged against the appropriate Town Highway Capital Improvement Fund Account.

Item # _____

Case # 30139

4/6

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING EXECUTION OF
AGREEMENTS WITH ENGINEERING FIRMS FOR ON-
CALL CONSULTING SERVICES FOR ENGINEERING
DESIGN IN THE TOWN OF HEMPSTEAD, NASSAU
COUNTY, NEW YORK**

WHEREAS, the Town of Hempstead (the "Town"), Department of Engineering (the "Department") is required to prepare various surveys, engineering studies and design plans for roadways, parking fields and/or properties under its Highway Capital Construction Program ("the Services"); and

WHEREAS, on an as-needed basis the Town deems it desirable and necessary to obtain the Services of consulting engineers for the purposes of Engineering Design of the construction work, and other engineering services pertinent to its Capital Improvement Program; and

WHEREAS, the Department of Engineering, in accordance with the Town's procurement policy, issued a Request for Proposals for On-Call Design Services to firms that were placed on the Department of Engineering's 2021 Eligible Provider list (the "Consultants"), as per resolution 1095-2021, approved by the Town Board on September 9, 2021, and as set forth below:

Consultant	Address
GPI	325 West Main Street, Babylon, N.Y 11702
M & J	2003 Jericho Turnpike, New Hyde Park, N. Y. 11040
NV5	40 Marcus Drive, Ste. 20, Melville, N. Y. 11747
Cameron	177 Crossways Park Drive, Woodbury, N. Y. 11797
Cashin	1200 Veterans Memorial Highway, Hauppague, N. Y. 11788
De Bruin	1400 Old Country Road, Ste. 106, Westbury, N. Y. 11590
Tectonic	18-35 Queens Boulevard, Ste. 1000, Forest Hills, N. Y. 11375
BL Companies	145 Pinelawn Road, Ste. 300, Melville, N.Y. 11747
B. Thayer	99 Sunnyside Boulevard, Woodbury, N. Y. 11797
LKB	330 Crossways Park Drive, Woodbury, N. Y. 11797
D&B	One Aerial Way, Syosset, N. Y. 11791
Hirani	120 West John Street, Hicksville, N. Y. 11801
Gedeon	6901 Jericho Turnpike, Ste. 216, Syosset, N.Y. 11791
Key	664 Blu Point Road, Unit B, Holtsville, N.Y. 11742
Rising Tide/Waterfront	80 Killians Road, Ste. 280, Massapequa, N.Y. 11758
O'Connor-Petito	27 Forest Avenue, Locust Valley, N.Y. 11560
Baptiste	150 Broadhollow Road, Ste. 314, Melville N.Y. 11747
Savik Murray	35-3 Carlough Road, Bohemia, N.Y. 11716

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30139

Consultant	Address
Nassau Suffolk Engineering,	801 Motor Parkway, Hauppauge, N. Y. 11788
Nelson & Pope	572 Walt Whitman Road, Melville, N. Y. 11747
Liro	3 Aerial Way, Syosset, N. Y. 11791
LKMA	437 South Country Road, Brookhaven, N.Y. 11719
Field Associates	379 Nassau Road, Roosevelt, N.Y. 11575

WHEREAS, the Department has determined that the Consultants are adequately staffed, skilled and experienced in the type of work proposed, and they are staffed with personnel who are duly licensed and qualified under the laws of the State of New York; and

WHEREAS, the Department has recommended entering into Agreements with the for all on-call design services consulting work issued by the Department for a term of two (2) years commencing on the date of the Agreement execution in an amount not to exceed \$500,000.00 per year (the "Agreements"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize execution of the Agreements.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of The Department of Engineering is hereby authorized to execute the Agreements with the Consultants, on behalf of the Town of Hempstead, with the consultants for services pertinent to the Highway Capital Improvement Program in the Town of Hempstead, Nassau County, New York, and be it further

RESOLVED, the Comptroller be authorized and directed to make payments of such sums not to exceed an amount of \$500,00.00 per year as from time to time may be required pursuant to said Agreements, to be made out of and charged against the appropriate Town Highway Capital Improvement Fund Account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Case No.

Resolution No.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENTS WITH ENGINEERING FIRMS FOR ON-CALL CONSULTING SERVICES FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES IN THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK

WHEREAS, the Town of Hempstead (the "Town"), Department of Engineering (the "Department") is required to improve and construct storm drains, roadways, and other infrastructure improvements to provide improvements for the Highway Capital Construction Program (the "Services"); and

WHEREAS, on an as-needed basis the Town deems it desirable and necessary to obtain the Services of consulting engineers for the purpose of construction management and inspection services and other engineering services pertinent to its Capital Improvement Program; and

WHEREAS, the Department, in accordance with the Town's procurement policy, issued a Request for Proposals for On-Call Construction Management and Inspection Services to firms that were placed on the Department's 2021 Eligible Provider list (the "Consultants"), as per resolution 1095-2021, approved by the Town Board on September 9, 2021, and as set forth below:

Consultant	Address
GPI	325 West Main Street, Babylon, N.Y 11702
M & J	2003 Jericho Turnpike, New Hyde Park, N. Y. 11040
NV5	40 Marcus Drive, Ste. 20, Melville, N. Y. 11747
Cameron	177 Crossways Park Drive, Woodbury, N. Y. 11797
SIMCO	80 Maiden Lane, Ste. 501, New York, N. Y. 10038
Cashin	1200 Veterans Memorial Highway, Hauppauge, N. Y. 11788
De Bruin	1400 Old Country Road, Ste. 106, Westbury, N. Y. 11590
Lucchesi	307 Locust Street, South Hempstead, N. Y. 11550
Tectonic	18-35 Queens Boulevard, Ste. 1000, Forest Hills, N. Y. 11375
Zi	10 5 th Street, Valley Stream, N. Y. 11580
H2M	538 Broadhollow Road, 4 th Fl. East, Melville, N. Y. 11747
LKB	One Aerial Way, Syosset, N. Y. 11791
D&B	330 Crossways Park Drive, Woodbury, N. Y. 11797
Tri State	161-01 Horace Harding Expwy, Fresh Meadows, N. Y. 11365
Hirani	120 West John Street, Hicksville, N. Y. 11801
Cashin, Spinelli & Feretti	801 Motor Parkway, Hauppauge, N. Y. 11788
Nelson & Pope	572 Walt Whitman Road, Melville, N. Y. 11747
Gedeon	6901 Jericho Turnpike, Ste. 216, Syosset, N.Y. 11791
Savik & Murray	35-3 Carlough Road, Bohemia, N.Y. 11716
Baptiste	150 Broadhollow Road, Ste. 314, Melville, N.Y. 11747

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Case #

30139

Consultant	Address
Liro	3 Aerial Way, Syosset, N. Y. 11791
LKMA	437 South Country Road, Brookhaven, N.Y. 11719
Field Associates	379 Nassau Road, Roosevelt, N.Y. 11575
Rising Tide/Waterfront	80 Killians Road, Ste. 280, Massapequa, N.Y. 11758
BL Companies	145 Pinelawn Road, Suite 300, South Melville, N.Y. 11747

WHEREAS, the Department has determined that the Consultants are adequately staffed, skilled and experienced in the type of work proposed, and are staffed with personnel who are duly licensed and qualified under the laws of the State of New York; and

WHEREAS, the Department has recommended entering into Agreements with the Consultants for all on-call construction management and inspection services consulting work issued by the Department for a term of two (2) years commencing on the date of Agreement execution in an the amount not to exceed \$1,500,000.00 per year (the "Agreements"); and

WHEREAS, this Board finds it to be in the best interest of the Town to authorize execution of the Agreements.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of The Department of Engineering is hereby authorized to execute the Agreements with the Consultants, on behalf of the Town of Hempstead for services pertinent to the Highway Capital Improvement Program in the Town of Hempstead, Nassau County, New York; and be it further

RESOLVED, the Comptroller be authorized and directed to make payments of such sums not to exceed an amount of \$1,500,00.00 per year as from time to time may be required pursuant to said Agreements, to be made out of and charged against the appropriate Town Highway Capital Improvement Fund Account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

CASE NO.

RESOLUTION NO.

Adopted:

Councilman

offered the following resolution and moved

its adoption:

**RESOLUTION AUTHORIZING THE EXECUTION OF CONSULTING
AND REPORTING AGREEMENTS WITH BEACONPATH, INC.**

WHEREAS, The Patient Care and Affordable Care Act of 2010 contains certain reporting requirements whereby employee information must be delivered to the Internal Revenue Service; and

WHEREAS, the reporting of this information requires certain specialized knowledge and software programs; and

WHEREAS, Beaconpath, Inc. 26522 La Alameda, Suite 210 Mission Viejo, California 92691, provides consulting services necessary to ensure compliance with the Affordable Care Act, with fees payable to Beaconpath, Inc. at a rate of twelve dollars (\$12.00) per employee reported to the Internal Revenue Service, and said Beaconpath, Inc. has submitted agreements to provide such services on behalf of the Town of Hempstead effective January 1, 2022 through April 30, 2022 in the amount of \$ 23,700.00 to be paid in two payments first of which is deposit of \$ 11,856.00 with balance to be paid by April 30, 2022.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Human Resources is hereby authorized to enter into said agreements with Beaconpath, Inc. for the performance of such necessary services, and the Comptroller is authorized to pay the required fees and costs from the appropriate department's fees and services account and not to exceed \$50,000.00

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

49

Case #

29593

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution
and moved its adoption:

RESOLUTION AUTHORIZING ATTENDANCE OF
SENIOR COUNCILWOMAN DOROTHY GOOSBY AT THE
2022 TRAINING SCHOOL AND ANNUAL MEETING
OF THE ASSOCIATION OF TOWNS OF THE STATE OF
NEW YORK FROM FEBRUARY 20, 2022 THROUGH
FEBRUARY 23, 2022.

WHEREAS, the Association of Towns of the State of New York with
business offices at 164 State Street, Albany, New York, is sponsoring its annual meeting
at the New York Marriott Marquis, 1535 Broadway, New York, New York from
February 20, 2022 through February 23, 2022; and

WHEREAS, this Town Board deems it in the interest of the Town of Hempstead
and the government thereof that the Town be represented at this seminar;

NOW, THEREFORE, BE IT

RESOLVED, that the attendance of Senior Councilwoman Dorothy Goosby is
hereby authorized; and, BE IT FURTHER

RESOLVED, that the registration fee of \$150.00 be paid to the Association of
Towns; and BE IT FURTHER

RESOLVED, that the amount of no more than \$1,200.00 be paid to the New York
Marriott Marquis; and BE IT FURTHER

RESOLVED, that the amount of no more than \$550.00 be paid to Senior
Councilwoman Dorothy Goosby for parking fees, gasoline, tolls and meals; and BE IT
FURTHER

RESOLVED, that these actual and necessary expenses in the total sum of no
more than \$1,900.00 be paid pursuant to the provisions of Section 77-b of the General
Municipal Law of the State of New York, be a charge against and paid out of
Councilmatic Minority District Office Expenses Account No. 010-001-1017-4040.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

50

Case #

14132

CASE NO:

RESOLUTION NO:

ADOPTED:

_____ offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD
OF TOH CONTRACT # 90-2021 FOR:
YEARLY REQUIREMENTS FOR:

TRAFFIC CONTROL, MATERIAL, SIGN BLANKS AND RELATED ITEMS

WHEREAS, the Division of Purchasing solicited proposals for TOH Contract # 90-2021, Yearly Requirements For: TRAFFIC CONTROL, MATERIAL, SIGN BLANKS AND RELATED ITEMS, and

WHEREAS, it has been determined that the bids received by the following vendors delineating various items represent the lowest qualified bidder and best meets the qualifications proposed and is acceptable as stated

NAME

1. Eberl iron Works
123 Sycamore St.
Buffalo, NY 14204
2. Chemung Supply
PO Box 527
Elmira, NY 14902
3. Vulcan Inc.
PO Box 1850
Foley, AL 36536
4. US Standard Signs
11400 W. Addisdon Ave.
Franklin Park, IL 60131
5. Garden State Highway Products, Inc.
301 riverside Drive
Millville, NJ 08332

WHEREAS, Town Comptroller recommends said bid is in the best interest of the residents of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the TOH Contract # 90-2021 for the Yearly Requirements for: TRAFFIC CONTROL, MATERIAL, SIGN BLANKS AND RELATED ITEMS be and is hereby awarded as follows:

NAME

ITEMS

6. Eberl iron Works
123 Sycamore St.
Buffalo, NY 14204
7. Chemung Supply
PO Box 527
Elmira, NY 14902
8. Vulcan Inc.
PO Box 1850
Foley, AL 36536

Group II: Items 1 & 2

Group I: Items 1, 2, 3 & 4

Group IV: Item 3
 Group VII: Items 2,3,4,6,8,9,19,20.&22
 Group IX: Items 1,6,9,10,11.& 18
 Group X: Items 1 - 23
 Group XI: Items 1-7
 Group XV: Items 1-4

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15399

9. US Standard Signs
11400 W. Addisdon Ave.
Franklin Park, IL 60131

10. Garden State Highway Products, Inc.
301 riverside Drive
Millville, NJ 08332

Group VI: Items 1-31
Group XXIV: Items A-T
Group XXV: Items A-D

Group III, Items 1 & 2
Group IV: Items 1-3
Group VII: 1,5,7,10,11-18,21 & 23
Group IX: Items 2-5, 7, 12-17
Group XII: Items 1-12
Group XIII: Items 1-14
Group XIV: Items 1-2
Group XVII: Items 1-48
Group XVIII: Items 1-8
Group XIX: Items 1-27
Group XX: Items 1
Group XXI: Items 1
Group XXVI: Items A and B
Group XXVIII: Items A-D
Group XXIX: Items A

BE IT FURTHER

RESOLVED, that the Town Comptroller is hereby authorized and directed to make payments of the moneys due and owing in conjunction with this contract out of Traffic Control Account # 010-0002-33100-4841.

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 AWARDED PURCHASE CONTRACT#: 82-2021
FOR THE YEARLY REQUIREMENTS FOR:
ANIMAL MEDICAL SUPPLIES

WHEREAS, the Division of Purchasing advertised for Purchasing Contract#: 82-2021 for the yearly requirements for: Animal Medical Supplies; and

WHEREAS, said bids were received and opened on September 16, 2021 whereby the following companies submitted the listed proposals;

<u>NAME</u>	<u>ITEM AWARD</u>
1) Intervet, Inc. d/b/a Merck Animal Health 10488 South 136 th Street Omaha, NE 68138, NY 11704	Fee Schedule – Various Items
2) Campbell Pet Company P. O. Box 122 Brush Prairie, WA 98606	Fee Schedule – Various Items
3) C Specialties, Inc. 6245 Morenci Trail Indianapolis, IN 46268	Fee Schedule – Various Items
4) Animal Care Equipment & Services, LLC 555 Alter Street, Suite 19A Broomfield, CO 80020	Fee Schedule – Various Items
5) HSB Veterinary Supplies, Inc. 16 Barnhart Drive Hanover, PA 17331	Fee Schedule – Various Items
6) Midwest Veterinary Supply, Inc. 21467 Holyoke Avenue Lakeville, MN 55044	Fee Schedule – Various Items
7) U. S. Health Express Corp. 18701 Arenth Avenue City of Industry, CA 91748	Fee Schedule – Various Items

And;

WHEREAS, it has been determined that the bid received by all vendors, delineating the items listed below, represent the lowest qualified bidder and best meets the needs of the residents; and

WHEREAS, the Division of Purchasing recommends said bid is in the best interest of the residents of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that Purchase Contract #: 82-2021 for the yearly requirements for Animal Medical Supplies be and is hereby awarded as follows; and

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<u>NAME</u>	<u>ITEM AWARD</u>
1) Intervet, Inc. d/b/a Merck Animal Health 10488 South 136 th Street Omaha, NE 68138, NY 11704	ITEMS: 13, 14
2) Campbell Pet Company P. O. Box 122 Brush Prairie, WA 98606	ITEMS: 87, 88, 90
3) C Specialties, Inc. 6245 Morenci Trail Indianapolis, IN 46268	ITEMS: 151
4) Animal Care Equipment & Services, LLC 555 Alter Street, Suite 19A Broomfield, CO 80020	ITEMS: 157, 158, 159, 160, 164
5) HSB Veterinary Supplies, Inc. 16 Barnhart Drive Hanover, PA 17331	ITEMS: 3-9, 19, 26, 40, 50, 51, 53, 58, 65, 73, 113, 121, 122, 137, 140, 148, 149, 167, 177, 180, 191, 192, 193, 195, 199, 201, 207, 208, 210, 211, 212, 215, 230, 232, 243, 244, 252, 253, 254, 258, 266, 301, 302, 312, 315, 322, 328, 329, 332, 333, 335, 336, 337, 339, 340, 341, 342, 343, 347, 348, 349, 351, 359
6) Midwest Veterinary Supply, Inc. 21467 Holyoke Avenue Lakeville, MN 55044	ITEMS: 10-18, 21-25, 27-35, 37, 39, 40-47, 49, 52, 54, 55, 57-68, 70-86, 91, 93-109, 114, 115, 117- 120, 123, 127-130, 132, 133, 138, 139, 141, 143, 144, 146, 147, 150, 153-156, 165, 166, 168, 170, 171- 176, 178, 181-190, 194, 196-198, 200, 204, 205, 206, 209, 213, 214, 216-229, 213, 234-242, 245-251, 255-257, 260-265, 267-295, 298- 300, 303-311, 313, 314, 316-321, 323-327, 330, 331, 334, 338, 344, 345, 346, 350, 352-355, 357, 360- 368, 370-374

And;

BE IT FURTHER

RESOLVED, that monies due and owing in conjunction with this contract are to be made and paid out of Animal Shelter Medical Supplies Account#: 010-0002-35100-4831.

The foregoing was adopted upon roll call as follows:

AYES: ()

NOES: ()

* * * * *

CASE NO.

RESOLUTION NO.

Adopted:

Council Member
and moved its adoption as follows:

offered the following resolution

RESOLUTION AMENDING RESOLUTION No. 1421-2021 TO
INCLUDE THE ANNUAL SUBSCRIPTION COST OF THE IMAGE
CASH LETTER SCANNERS CURRENTLY IN USE IN THE OFFICE
OF THE RECEIVER OF TAXES

WHEREAS, the Town of Hempstead Receiver of Taxes, under Town Board Resolution No. 1421-2021 authorized the renewal of a contract subscription with RP Solutions, Inc. located at 99 Eastlake Road, Ithaca, New York, 14850, for the cashiering and payment posting solution related to the processing of tax payments made at cashiering stations as well as payments received by mail; and

WHEREAS, the annual subscription period under the prior contract ended October 31, 2021; and

WHEREAS, RP Solutions, Inc. is the sole source of provider for the support, service, and software upgrades, and expansion of our existing Expert RPS Payment Processing Solution; and

WHEREAS, RP Solutions submitted a proposal requiring Image Cash Letter Scanners for electronic deposits with check images as part of its software upgrade in the office of the Receiver of Taxes; and

NOW THEREFORE, BE IT

RESOLVED, that the Town of Hempstead Receiver of Taxes or her Deputy Receiver of Taxes is authorized to accept the annual subscription and maintenance fee of RP Solutions, Inc. for the Image Cash Letter Scanners and Town Board Resolution No. 1421-2021 is hereby amended to include the annual subscription and maintenance fee in the amount of \$720.00 for the Image Cash Letter Scanners currently in use in the office of the Receiver of Taxes; and

RESOLVED, that the annual software subscription costs shall be charged to the Receiver of Taxes fees and services account no 010-001-1330-4151; and be it further

RESOLVED that the increase in the annual software subscription for the Image Cash Letter Scanners of \$720.00 shall be added to the software subscription costs accepted in Town Board Resolution No. 1421-2021 for a total annual subscription cost of \$39,162.00 to be charged to the Receiver of Taxes fees and services account no 010-001-1330-4151; and be it further

RESOLVED, in all other respects Resolution No. 1421-2021 shall remain in full force and effect.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

53

Case #

2964

CASE No.

RESOLUTION NO.

Adopted:

Council(woman)
its adoption:

offered the following resolution and moved

RESOLUTION AUTHORIZING THE EXECUTION OF
CERTAIN DOCUMENTS RELATIVE TO A GRANT
APPLICATION FOR THE NEW YORK STATE BALDWIN
DOWNTOWN REVITALIZATION INITIATIVE.

WHEREAS, grant funding for the Baldwin Downtown Revitalization Initiative is available through the Housing Trust Fund Corporation, a public benefit corporation, which grant funding must be applied for in accordance with certain policies and procedures established by the Housing Trust Fund Corporation and the State of New York; and

WHEREAS, it is the opinion of the Commissioner of Planning and Economic Development that pursuing such grant funding is in the best interest of the Town and its residents because the grant funding will facilitate the revitalization of the Baldwin downtown area; and

WHEREAS, in order to apply for and to receive grant funding, documents including, without limitation, a grant application, grant agreement, and procurement plans must be executed by various Town employees

NOW, THEREFORE, BE IT

RESOLVED, That the Town Board hereby finds that the pursuit of the Baldwin Downtown Revitalization Initiative grant funding is a worthwhile endeavor that is in the best interest of the Town and its residents

and, BE IT FURTHER

RESOLVED, That the Chief of Staff, the Commissioner of Planning and Economic Development, the Town Attorney, and the Town Comptroller are hereby authorized to execute any document(s) necessary to apply for and receive Baldwin Downtown Revitalization Initiative grant funding,

and, BE IT FURTHER

RESOLVED, That all encumbrances, appropriations, and expenditures of funds necessary to meet the terms and obligations of the grant are authorized.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NAYS:

Item #

55

Case #

26493

CASE No.

RESOLUTION NO.

Adopted:

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

RESOLUTION AUTHORIZING THE EXECUTION OF
CERTAIN DOCUMENTS RELATIVE TO A GRANT
APPLICATION UNDER THE COMPANION ANIMAL
CAPITAL IMPROVEMENT GRANT.

WHEREAS, grant funding under the Companion Animal Capital Improvement Grant is available through the New York State Department of Agriculture and Markets, which grant funding must be applied for in accordance with certain policies and procedures established by the Department of Agriculture and Markets; and

WHEREAS, it is the opinion of the Commissioner of General Services that pursuing such grant funding is in the best interest of the Town and its residents because the grant funding will facilitate the installation of two animal play/exercise areas; and

WHEREAS, in order to apply for and to receive grant funding, documents including, without limitation, a grant application, grant agreement, and procurement plans must be executed by various Town employees

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby finds that the pursuit of the Companion Animal Capital Improvement grant funding is a worthwhile endeavor that is in the best interest of the Town and its residents and;

BE IT FURTHER

RESOLVED, that the Commissioner of General Services, the Town Attorney, and the Town Comptroller are hereby authorized to execute any document(s) necessary to apply for and receive Companion Animal Capital Improvement grant funding; and

BE IT FURTHER

RESOLVED, that all encumbrances, appropriations, and expenditures of funds necessary to meet the terms and obligations of the grant are authorized.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NAYS:

Item #

56

Case #

26493

CASE NO.

RESOLUTION NO.

Adopted:

Council(wo)man

moved the following resolution's adoption:

RESOLUTION APPROVING AND AUTHORIZING AN
EXTENSION OF A LICENSE AGREEMENT WITH THE
ATLANTIC BEACH FIRE DISTRICT PROVIDING FOR THE
LIMITED USE OF TOWN-OWNED PROPERTY ABUTTING
REYNOLDS CHANNEL IN ATLANTIC BEACH.

WHEREAS, the Atlantic Beach Fire District requested in 1995 a license to occupy the premises of town-owned property abutting Reynolds Channel in Atlantic Beach for use as a place for the storage, normal maintenance and launching of water rescue boat, for the storage and normal maintenance of fire rescue vehicles, for use as office apace, and for use as communications center for the district; and

WHEREAS, this Board did authorize such license agreement (the "License Agreement") for a period of 25 years on December 19, 1995 by TBR #1333-1995; and

WHEREAS, the License Agreement expired on December 21, 2020, and the Atlantic Beach Fire District requests the Town extend the License Agreement under the same terms and conditions; and

WHEREAS, extending the License Agreement under the same terms and conditions is in the public interest;

NOW, THEREFORE, BE IT

RESOLVED, the extension of the License Agreement with the Atlantic Beach Fire District for a new 25 year term is approved, ratified, and confirmed, and the Commissioner of the Department of Conservations and Waterways is authorized to execute such extension.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

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Page 1 of 1

Case #

25259

LICENSE AGREEMENT

WHEREAS, the waterway known as Reynolds Channel is used by many persons for both navigational and recreational purposes; and

WHEREAS, it is vital that these persons receive the benefit of a highly prepared water rescue force in the event of an emergency occurring at Reynolds Channel; and

WHEREAS, the Atlantic Beach Fire District (the "Fire District") is charged with the responsibility to maintain and finance the activities of the Atlantic Beach Rescue Squad; and

WHEREAS, the Town of Hempstead (the "Town") is the owner of certain vacant property in the west end of Atlantic Beach which is abutting Reynolds Channel, and which is well-suited for use by the Fire District as a place for the indoor storage and maintenance of a water rescue boat and the launching of a water rescue boat into Reynolds Channel for use in water rescue training exercises and operations; and

WHEREAS, the Town and the Fire District entered into a license agreement in 1995 whereby the Fire District occupied the said premises for use as a place for the storage, normal maintenance, and launching of a water rescue boat, office space, meeting place, and communications center for the Fire District, and storage and normal maintenance of fire rescue vehicles and equipment; and

WHEREAS, it is in the public interest for the Town to renew the license agreement with the Fire District;

NOW THEREFORE, this License Agreement between the Town of Hempstead, as Licensor, having a principal office at 1 Washington Street, Hempstead, New York, 11550, and the Atlantic Beach Fire District, as Licensee, having principal offices at both Post Office Box 95, Atlantic Beach, New York, 11509, and One Rescue Road, Atlantic Beach, New York, 11509, provides as follows:

1) The Licensed Premises shall be a forty foot wide strip running along the westernmost edge of the property designated as Section 58, Block 4, Lots 1-10, 39-49 on the Land and Tax Map of Nassau County, parallel to Eldorado Street, and shall include the frame and concrete garage building on the southwest corner thereof, and the existing bulkhead, pilings, and pier adjacent to the licensed premises.

2) The Term of this License is 25 years, commencing on December 21, 2020 and terminating on December 21, 2045, and the consideration shall be \$10.00 per annum, payable to the Town of Hempstead, in advance, addressed to the Town Attorney, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, 11550.

3) Notwithstanding anything to the contrary herein or otherwise, this License shall be cancellable by the Town, if the Town, in its sole and unfettered discretion, shall determine that the conduct of any licensed activity or the breach of any condition of this License has caused or is causing the premises to be a nuisance in the neighborhood. Additionally, this License shall be cancellable by the Fire District for any reason. Cancellation shall be by 90 day's written notice sent by certified mail, return receipt requested, to the other party at the address for notices designated herein. If the Town elects to send a notice of cancellation to the Fire District, then the Fire District may, within 15 days of its receipt thereof, request a conference with the Town Attorney. The Town Attorney shall schedule a conference with not more than four representatives of the Fire District, which conference shall take place within 15 days of the Town Attorney's receipt of the Fire District's request therefor, or at such other time as the parties may agree. The conference shall be conducted at the Town Attorney's office, and may be attended by such other persons as the Town Attorney may authorize. All attending persons may provide a written and/or oral presentation at the conference. If the Town Attorney shall determine, after hearing the evidence, that cancellation is not warranted under all the circumstances, then he shall revoke the notice of cancellation. If the Town Attorney shall alternatively determine that the cancellation is warranted, he shall sustain the cancellation. The determination of the Town Attorney shall be in writing, and shall be sent to the Fire District within 15 days after the conference, by certified mail, return receipt requested, at the Fire District address for notices designated herein. The determination of the Town Attorney shall be in his sole and unfettered discretion, with no right to review by either party. Both parties hereby agree that they waive any right to bring any action in any court of competent jurisdiction to contest any such cancellation and/or determination of the Town Attorney, to obtain money damages as a result thereof, or to obtain any form of equitable relief in response thereto. In the event of cancellation, the Fire District shall remove all its personalty from the licensed premises within the said 90-day period, or within such further period authorized in advance and in writing by the Town, and shall leave the premises in an orderly condition.

4) The Fire District agrees that it accepts the Licensed Premises "as is", and shall defend, indemnify and hold harmless the Town and its agents, representatives, employees, and officers, with respect to any and all liability and damages arising out of the Fire District's use and occupancy of the Licensed Premises, and arising out of its actual usage of any part of Section 58, Block 4, Lots 1-10 and 39-49 not covered by this license agreement, whether or not such actual usage was authorized by the Town extrinsic of this License Agreement. The Town shall hold the Fire District harmless with respect to any liability arising solely from an affirmative act of negligence on the part of Town in relation to Town's occupancy of any part of Lots 1-10 and 39-49.

5) The Fire District shall obtain, at its own expense, insurance provided by an insurance company acceptable to the Town, which shall name the Town as an additional insured, and shall insure in an amount not less than one million dollars against injury to persons and property occurring at the Licensed Premises during the period of the Fire District's use and occupancy thereof in connection with this License Agreement, or occurring at any portion of the remainder of Section 58, Block 4, Lots 1-10 and 39-49 in connection with any actual usage

thereof by the Fire District, whether or not such actual usage was authorized by the Town extrinsic of this License Agreement.

6) This License Agreement does not authorize the Fire District to utilize any portion of Section 58, Block 4, Lots 1-10 and 39-49 except such part thereof reference in paragraph "1" hereof.

7) The Fire District shall use the Licensed Premises for, and only for, office space, meeting room and communications center for the regular business of the Fire District, launching of a fire rescue boat, indoor-only storage and normal maintenance of fire rescue vehicles and equipment, any other activity expressly permitted hereby.

8) Notwithstanding any other provisions hereof, the Fire District shall not utilize the building referenced in paragraph "1" hereof during the term of this License Agreement unless and until it shall be found to be safe and habitable by the Department of Buildings of the Town of Hempstead, and all necessary certificates and approvals have been obtained; and the Fire District shall not use the Licensed Premises and adjacent underwater land for storage or launching of a fire rescue boat unless and until such has been determined to be safe and lawful by the Department of Conservation and Waterways of the Town of Hempstead, and any necessary approvals granted.

9) Any expense, including but not limited to utilities, necessary improvements, and approvals, shall be the sole responsibility of the Fire District.

10) The Fire District shall not undertake any improvement requiring the issuance of a permit without special written authorization of Town, in addition to issuance of any such required permit (s).

11) The Licensed Premises shall not be utilized for recreational purposes. No drills shall be conducted except after 11:00 a.m. and on not less than 15 days written notice to the Department of Conservation and Waterways. There shall be no more than three drills per year and not more than one in any four month period, unless otherwise authorized in advance and in writing by Town. There shall not be occupancy of the premises by more than 20 persons at any one time, unless otherwise authorized in advance and in writing by town. The Fire District shall at all times exercise utmost care to avoid excess noise and unduly boisterous or offensive conduct on the part of its representatives; and the Fire District personnel shall not utilize Daytona Street to access the Licensed Premises, but shall utilize Eldorado Street only.

12) Town's address for notices is Town Attorney, Hempstead Town Hall, 1 Washington Street, Hempstead, New York 11550.

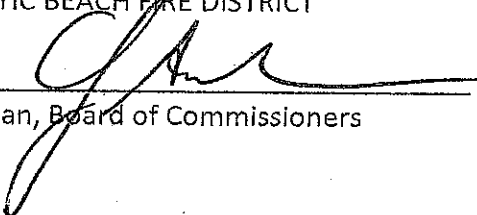
13) Fire District's addresses for notices are both P.O. Box 95, Atlantic Beach, New York 11509, and One Rescue Road, Atlantic Beach, New York, 11509.

14) This License Agreement constitutes the entire agreement between parties, and it may be amended only by mutual written consent.

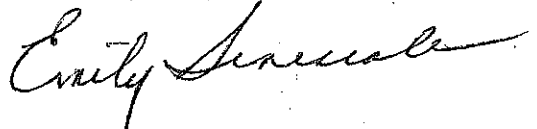
TOWN OF HEMPSTEAD

By _____
Commissioner, Department of Conservation and Waterways

ATLANTIC BEACH FIRE DISTRICT

BY 
Chairman, Board of Commissioners

Emily Siniscalchi
Notary Public, State of New York
No. 30 01915085628
Qualified in Nassau County
Commission Expires September 29, 2025



offered the following resolution and moved its adoption:

RESOLUTION APPROVING THE PLOT PLAN WITH TREE PRESERVATION REPORT FOR THE PROPERTY LOCATED ON THE NORTHEAST CORNER OF FRASER AVENUE AND HENRY ROAD, SECTION 55, BLOCK 14, PART OF LOTS 212 THROUGH 215 IN MERRICK, FILED IN CONJUNCTION WITH BUILDING PERMIT APPLICATION NUMBER 21-12465 TO REAPPORTION THE LOT TO CONSTRUCT 2 STORY ONE FAMILY DWELLING WITH ATTACHED GARAGE.

WHEREAS, CAPLAND HOMES INC, the applicant, has submitted a building permit application to construct two story one family dwelling with attached garage in conjunction with a request to reapportion the property located on the northeast corner of Fraser Avenue and Henry Road, section 55, block 14, part of lots 212 through 215 in Merrick and has been assigned building permit application number 21-12465, dated October 13, 2021 by the Department of Buildings and;

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

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

WHEREAS, the applicant has submitted both a plot plan of the subject property prepared by Elizabeth F. Bibla, dated November 24, 2021 and a tree preservation report prepared by Elizabeth F. Bibla, dated November 24, 2021, specifying the type, condition, and location of all trees on the property and designating those trees to be preserved as well as those trees to be removed, in conjunction with the aforementioned building permit application and;

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

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the plot plan with tree preservation report submitted by Elizabeth F. Bibla in conjunction with building permit application number 21-12465 for the northeast corner of Fraser Avenue and Henry Road, section 55, block 14, part of lots 212 through 215 in Merrick, be and the same is hereby approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 58

Case # 23288

offered the following resolution and moved its adoption:

RESOLUTION APPROVING THE PLOT PLAN WITH TREE PRESERVATION REPORT FOR THE PROPERTY LOCATED ON THE NORTH SIDE OF HENRY ROAD 65 FEET EAST OF FRASER AVENUE, SECTION 55, BLOCK 14, PART OF LOTS 212 THROUGH 215 IN MERRICK, FILED IN CONJUNCTION WITH BUILDING PERMIT APPLICATION NUMBER 21-12467 TO REAPPORTION THE LOT TO CONSTRUCT 2 STORY ONE FAMILY DWELLING WITH ATTACHED GARAGE.

WHEREAS, CAPLAND HOMES INC, the applicant, has submitted a building permit application to construct two story one family dwelling with attached garage in conjunction with a request to reapportion the property located on the north side of Henry Road 65 feet east of Fraser Avenue, section 55, block 14, part of lots 212 through 215 in Merrick and has been assigned building permit application number 21-12467, dated October 13, 2021 by the Department of Buildings and;

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

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

WHEREAS, the applicant has submitted both a plot plan of the subject property prepared by Elizabeth F. Bibla, dated November 24, 2021 and a tree preservation report prepared by Elizabeth F. Bibla, dated November 24, 2021, specifying the type, condition, and location of all trees on the property and designating those trees to be preserved as well as those trees to be removed, in conjunction with the aforementioned building permit application and;

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

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the plot plan with tree preservation report submitted by Elizabeth F. Bibla in conjunction with building permit application number 21-12467 for the north side of Henry Road 65 feet east of Fraser Avenue, section 55, block 14, part of lots 212 through 215 in Merrick, be and the same is hereby approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 59

Case # 23288

offered the following resolution and moved its adoption:

RESOLUTION APPROVING THE PLOT PLAN WITH TREE PRESERVATION REPORT FOR THE PROPERTY LOCATED ON THE NORTH SIDE OF ASHLEY PLACE, 233.78 FEET EAST OF BIRCHWOOD DRIVE, SECTION 45, BLOCK 517, PART OF LOT 12, IN WESTBURY, FILED INCONJUNCTION WITH BUILDING PERMIT APPLICATION NUMBER 21-9790 TO SUBDIVIDE THE LOT TO CONSTRUCT RESIDENTIAL DWELLING.

WHEREAS, CAPLAND HOMES INC., the applicant, has submitted a building permit application to construct a dwelling in conjunction with a request to subdivide the property located on the north side of Ashley Place, 233.78 feet east of Birchwood Drive, section 45, block 517, part of lot 12, in Westbury and has been assigned building permit application number 21-9790, dated August 10, 2021 by the Department of Buildings and;

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

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

WHEREAS, the applicant has submitted both a plot plan of the subject property prepared by ELIZABETH F. BIBLA, dated November 23, 2021 and a tree preservation report prepared by ELIZABETH F. BIBLA, dated November 23, 2021, specifying the type, condition, and location of all trees on the property and designating those trees to be preserved as well as those trees to be removed, in conjunction with the aforementioned building permit application and;

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

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the plot plan with tree preservation report submitted by Capland Homes Inc. in conjunction with building permit application number 21-9790 for the property located on the north side of Ashley Place, 233.78 feet east of Birchwood Drive, section 45, block 517, part of lot 12, in Westbury, be and the same is hereby approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 60

Case # 23288

offered the following resolution and moved its adoption:

RESOLUTION APPROVING THE PLOT PLAN WITH TREE PRESERVATION REPORT FOR THE PROPERTY LOCATED ON THE SOUTH SIDE OF STRATFORD DRIVE, 542.23 FEET EAST OF BIRCHWOOD DRIVE, SECTION 45, BLOCK 517, PART OF LOT 12, IN WESTBURY, FILED INCONJUNCTION WITH BUILDING PERMIT APPLICATION NUMBER 21-9789 TO SUBDIVIDE THE LOT TO CONSTRUCT RESIDENTIAL DWELLING.

WHEREAS, CAPLAND HOMES INC., the applicant, has submitted a building permit application to construct a dwelling in conjunction with a request to subdivide the property located on the south side of Stratford Drive, 542.23 feet east of Birchwood Drive, section 45, block 517, part of lot 12, in Westbury and has been assigned building permit application number 21-9789, dated August 10, 2021 by the Department of Buildings and;

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

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

WHEREAS, the applicant has submitted both a plot plan of the subject property prepared by ELIZABETH F. BIBLA, dated November 23, 2021 and a tree preservation report prepared by ELIZABETH F. BIBLA, dated November 23, 2021, specifying the type, condition, and location of all trees on the property and designating those trees to be preserved as well as those trees to be removed, in conjunction with the aforementioned building permit application and;

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

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the plot plan with tree preservation report submitted by Capland Homes Inc. in conjunction with building permit application number 21-9789 for the property located on the south side of Stratford Drive, 542.23 feet east of Birchwood Drive, section 45, block 517, part of lot 12, in Westbury, be and the same is hereby approved.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 61

Case # 23288

CASE NO. _____

RESOLUTION NO. _____-2022

BOND RESOLUTION OF THE TOWN OF HEMPSTEAD, NEW YORK, ADOPTED _____, 2022, AUTHORIZING THE FINANCING OF THE RECONSTRUCTION OF THE FRIENDSHIP ENGINE & HOSE COMPANY FIREHOUSE WITHIN THE MERRICK FIRE PROTECTION DISTRICT, STATING THE MAXIMUM COST THEREOF IS \$12,000,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$12,000,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

The following resolution was offered by _____, who moved its adoption, seconded by _____ to wit:

WHEREAS, pursuant to a resolution duly adopted by the Town Board (the "Town Board") of the Town of Hempstead (the "Town") on [____], 20[____], the Town Board determined that the Purpose (as hereinafter defined) is an "Unlisted Action" under Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA") and, therefore, no further environmental review is required;

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF HEMPSTEAD, IN THE COUNTY OF NASSAU, STATE OF NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The applicable provisions of SEQRA have been complied with to the extent required for the Purpose.

Section 2. The Town is hereby authorized to finance the costs associated with the reconstruction (including grading and improvement of the site, original furnishings, equipment, machinery and apparatus required for the purposes for which such building is to be used) of the Friendship Engine & Hose Company Firehouse located at 2075 Meadowbrook Road, Merrick, New York (the "Purpose"), within the Merrick Fire Protection District (the "District"). The Town has found that the existing firehouse at such location is inadequate to provide for storage and maintenance of the attendant vehicles, apparatus and equipment. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto, is \$12,000,000, and said amount is hereby appropriated for such Purpose. The plan of financing includes the issuance of \$12,000,000 serial bonds of the Town to finance said appropriation and the levy and collection of taxes on the several lots and parcels of real property within the District to pay the principal of said bonds and the interest thereon as the same become due and payable.

Item # 62

Case # 28599

Section 3. Serial bonds of the Town in the principal amount not to exceed \$12,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), and Section 226.7 of the Nassau County Civil Divisions Act (referred to herein as the "Act") to finance said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- (a) As prescribed by Section 226.7.3 of the Act, the Purpose is an object or purpose described in subdivision 12(a) of paragraph a of Section 11.00 of the Law and the period of probable usefulness of the Purpose is twenty-five (25) years.
- (b) The maximum maturity of the serial bonds authorized by this resolution will exceed five (5) years. It is hereby further determined that the foregoing is an assessable improvement, the cost of which shall be assessed, levied and collected from the several lots and parcels of real property within the District in the same manner and at the same time as other Town charges.

Section 5. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds as the same respectively become due and payable and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of said bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and any notes in anticipation thereof due and payable in such year. There shall annually be levied on the several lots and parcels of real property within the District a tax sufficient to pay the principal of and interest on such bonds and any notes in anticipation thereof as the same become due and payable.

Section 6. Subject to the provisions of this resolution and subject to the provisions of the Law, the powers and duties of the Town Board relative to authorizing the issuance and sale of any notes in anticipation of the sale of the bonds herein authorized, including renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the Supervisor, as the chief fiscal officer of the Town.

Section 7. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or

proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulation Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the Purpose.

Section 9. This resolution shall take effect immediately and the Town Clerk is hereby authorized and directed to publish this resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "*Long Island Business News*", a newspaper having a general circulation in the Town, which newspaper is hereby designated as the official newspaper of the Town for such publication.

CASE NO.

RESOLUTION NO.

Adopted:

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

RESOLUTION AUTHORIZING THE TOWN OF HEMPSTEAD TO PAY MARSH U.S.A., INC. FOR CYBER-RISK SECURITY INSURANCE ISSUED BY ACE AMERICAN INSURANCE.

WHEREAS, Marsh U.S.A., Inc. with offices in Boston, Massachusetts has delivered a cyber-risk insurance policy to the Town of Hempstead for the period of September 25, 2021 to September 25, 2022; and

WHEREAS, the annual premium to continue this coverage is \$67,357.00; and

WHEREAS, the Town Board of the Town of Hempstead deems this to be in the public interest of the Town of Hempstead to have this cyber risk security policy;

NOW, THEREFORE, BE IT

RESOLVED, that the cyber-risk security policy obtained by Marsh U.S.A., Inc. issued by Ace American Insurance is authorized for payment by the Town Board of the Town of Hempstead; and BE IT FURTHER

RESOLVED, that the premium of \$67,357.00 shall be paid of Marsh U.S.A., Inc., P.O. Box 417724, Boston, Massachusetts, 02241-7724 with such payment to be made from Account No. 010-001-1910-4070.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 63

Case # 16452

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE RENTING BY THE TOWN OF HEMPSTEAD OF CERTAIN PARTS OF PREMISES LOCATED AT 233 WOODLAWN ROAD, IN WEST HEMPSTEAD FROM THE CATHEDRAL POST 1087 AMERICAN LEGION, IN WEST HEMPSTEAD NEW YORK FOR USE BY THE WEST HEMPSTEAD SENIOR CITIZENS CLUB.

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

WHEREAS, this Town Board deems it to be in the public interest to rent premises in West Hempstead area of the Town Of Hempstead to be used for recreational purposes by the West Hempstead Senior Citizens Club; and

WHEREAS, Cathedral Post 1087 American Legion, has agreed to rent to the Town of Hempstead certain parts of the premises located at 233 Woodlawn Road, West Hempstead, NY, to be used for recreational purposes by the West Hempstead Senior Citizens Club, on Thursdays and Fridays during the months of January, February, March, April, May, June, September, October, November and December at the rate of \$320.00 (Three Hundred Twenty Dollars) per month, when the facility is used, during the period January 1, 2022 through December 31, 2022.

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

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Senior Enrichment be and she hereby is authorized and directed to enter into an agreement in writing with Cathedral Post 1087 American Legion for certain parts of the premises located at 233 Woodlawn Road, West Hempstead, NY, to be used for recreational purposes by the West Hempstead Senior Citizens Club on Thursdays and Fridays during the months of January, February, March, April, May, June, September, October, November and December at the rate of \$320.00 (Three Hundred Twenty Dollars) per month, when the facility is used, during the period January 1, 2022 through December 31, 2022.

BE IT FURTHER

RESOLVED, that payment not to exceed \$3,200.00 (Three Thousand Two Hundred Dollars) for the period including January 1, 2022 through December 31, 2022 shall be made monthly in arrears when facility is used and upon presentation of valid claim form. Such funds to be paid from the Department of Senior Enrichment Code No. 010-0004-67720-4120, Rents & Space Account.

The foregoing resolution was adopted upon roll call as follows:

AYES: item # 64

NOES: case # 26131

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved
its adoption:

RESOLUTION AUTHORIZING THE USE OF THE
PREMISES BY THE TOWN OF HEMPSTEAD OF A
PORTION OF THE KNIGHTS OF COLUMBUS BLDG,
LOCATED AT 2985 KENNETH PLACE, OCEANSIDE,
NY 11572 FROM 3481 ASSOCIATES, INC., FOR USE BY
THE OCEANSIDE SENIOR CITIZENS CLUB.

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

WHEREAS, this Town Board deems it to be in the public
interest to rent premises in the Oceanside area of the Town of
Hempstead to be used for recreational purposes by the Oceanside
Senior Citizens; and

WHEREAS, 3481 Associates, Inc., has agreed to rent to the Town
Of Hempstead a portion of the Knights of Columbus Building, located
at 2985 Kenneth Place, Oceanside, NY, to be used for recreation
purposes by the Oceanside Senior Citizens Club, on Tuesday, for
five-hour sessions at Two Hundred Thirty Dollars (\$230.00) per
session, for fifty-two(52) sessions totaling \$11,960.00 for the
period January 1, 2022 to December 31, 2022;

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

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of the Department of Senior
Enrichment be and she hereby is authorized and directed to enter
into an agreement in writing with 3481 Associates Inc., of 2985
Kenneth Place, Oceanside, NY, wherein the Town of Hempstead will
rent from 3481 Associates, Inc., a portion of the Knight of
Columbus Building, located at 2985 Kenneth Place, Oceanside, NY, to
be used for recreational purposes by the Oceanside Senior Citizens
Club on Tuesday, for five-hour sessions at Two Hundred Thirty
Dollars (230.00) per session, for fifty-two(52) sessions totaling
\$11,960.00 for the period January 1, 2022 to December 31, 2022;
with payment being made only when building is used; and

BE IT FURTHER

RESOLVED, that payment for said rental shall be made monthly
in arrears from the Department of Senior Enrichment; Code No.
010-0004-67720-4120, Rents & Space Account.

The foregoing resolution was adopted upon roll call as
follows:

AYES:

NOES:

Item #

65

Case #

13705

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution
and moved its adoption:

RESOLUTION AUTHORIZING THE OFFICE OF
THE TOWN ATTORNEY TO SETTLE THE CLAIM
OF LUBAN SPENCE IN THE AMOUNT OF
\$65,000.00.

WHEREAS, Luban Spence, by his attorneys, Malone, Tauber & Sohn, P.C., with offices in Freeport, New York, made a claim against the Town of Hempstead when the 2003 Lexis motor vehicle he was operating was in a collision with a Town of Hempstead Department of Sanitation truck on Merrick Avenue at or near its intersection with Camp Avenue in Merrick, New York; and

WHEREAS, an action was instituted in the Supreme Court of the State of New York in Nassau County against the Town of Hempstead by Luban Spence to recover for personal injuries and vehicle damage he sustained as a result of said accident; and

WHEREAS, at a court conference prior to a jury trial, a proposal was made between the attorney for Luban Spence and the Town of Hempstead trial counsel to settle the personal injury and vehicle damage claims of Luban Spence in the amount of \$65,000.00; and

WHEREAS, the attorneys for Luban Spence have forwarded a stipulation discontinuing action and an executed general release to the Office of the Town Attorney; and

WHEREAS, the Town of Hempstead trial counsel, the Claims Service Bureau of New York Inc., the claims representatives for the Town of Hempstead and the Office of the Town Attorney recommend that this settlement be approved in the best interest of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Office of the Town Attorney is authorized to settle the personal injury and vehicle damage claims of Luban Spence in the amount of \$65,000.00 regarding an accident occurring on June 5, 2018, said amount to be paid out of the Sanitation Operating Fund Tort Liability Account.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

66

Case #

10889

CASE NO.

RESOLUTION NO.

ADOPTED

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE CONSTRUCTION OF WELLHEAD TREATMENT FOR EMERGING CONTAMINANTS AT EAST MEADOW WELLS 5 AND 11 – GENERAL CONSTRUCTION EAST MEADOW WATER DISTRICT, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK PW#48-21

WHEREAS, the Commissioner of General Services solicited bids for the Contract for the Construction of Wellhead Treatment for Emerging Contaminants at East Meadow Wells 5 and 11 –General Construction East Meadow Water District, Town of Hempstead, Nassau County, New York PW #48-21 (the “Contract”); and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on December 10, 2021, and

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

<u>Bidder</u>	<u>Bid as Read</u>	
WHM Plumbing	\$ 1,975,000.00	
Fortunato Sons Contracting	\$ 2,151,000.00	
Bensin Contracting	\$ 2,248,000.00	
Phillip Ross Industries	\$ 2,293,000.00	
East End Group	\$ 2,686,000.00	, and

WHEREAS, after a review of the bids, the Commissioner of the Department of Water has recommended that the Contract be awarded to WHM Plumbing and Heating Contractors, Inc. as the lowest responsible bidder for the bid price not to exceed the amount of \$ 1,975,000.00; and

WHEREAS, consistent with the Commissioner of the Department of Water’s recommendation, the Town Board desires to authorize the award of the Contract to WHM Plumbing and Heating Contractors, Inc. for the bid price.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards the Contract to WHM Plumbing and Heating Contractors, Inc, 6H Enterprise Drive, East Setauket, New York 11733, as the lowest responsible bidder at its bid price of \$1,975,000.00; AND BE IT FURTHER

RESOLVED, that upon execution of the contract by WHM Plumbing and Heating Contractors, Inc. and submission of the required bidder’s performance bond and insurance, and approval thereof by the Town Attorney, the Commissioner of the Department of Water be and he is hereby authorized to execute the Contract on behalf of the Town of Hempstead and that the bidder’s performance bond and insurance, when approved by the Town Attorney as to form, be filed in the Town Clerk’s Office with the Contract; and BE IT FURTHER

RESOLVED, that the Comptroller hereby is authorized and directed to make payments in accordance with the Contract executed by the successful bidder from the following accounts in the amounts shown; East Meadow Water District Acct no. 8696-507-8696-5010 for an amount not to exceed \$1,975,000.00 (One Million nine hundred seventy-five thousand dollars and no cents)

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 67

Case # 17527

CASE NO.

RESOLUTION NO.

ADOPTED

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE CONSTRUCTION OF WELLHEAD TREATMENT FOR EMERGING CONTAMINANTS AT EAST MEADOW WELLS 5 AND 11 – PLUMBING CONSTRUCTION EAST MEADOW WATER DISTRICT, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK PW#49-21

WHEREAS, the Commissioner of General Services solicited bids for the Contract for the Construction of Wellhead Treatment for Emerging Contaminants at East Meadow Wells 5 and 11 –Plumbing Construction East Meadow Water District, Town of Hempstead, Nassau County, New York PW #49-21 (the “Contract”); and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on December 10, 2021, and

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

<u>Bidder</u>	<u>Bid as Read</u>	
Atlantic Wells	\$ 2,857,000.00	
Phillip Ross Industries	\$ 2,886,200.00	
Bensin Contracting	\$ 3,048,000.00	
WHM Plumbing	\$ 3,116,448.00	, and

WHEREAS, after a review of the bids, the Commissioner of the Department of Water has recommended that the Contract be awarded to Atlantic Wells as the lowest responsible bidder for the bid price not to exceed the amount of \$ 2,857,000.00; and

WHEREAS, consistent with the Commissioner of the Department of Water’s recommendation, the Town Board desires to authorize the award of the Contract to Atlantic Wells, Inc. for the bid price.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards the Contract to Atlantic Wells, Inc. 58 Fairfields Lane, Huntington Station, New York 11746, as the lowest responsible bidder at its bid price of \$2,857,000.00; AND BE IT FURTHER

RESOLVED, that upon execution of the contract by Atlantic Wells, Inc. and submission of the required bidder’s performance bond and insurance, and approval thereof by the Town Attorney, the Commissioner of the Department of Water be and he is hereby authorized to execute the Contract on behalf of the Town of Hempstead and that the bidder’s performance bond and insurance, when approved by the Town Attorney as to form, be filed in the Town Clerk’s Office with the Contract; and BE IT FURTHER

RESOLVED, that the Comptroller hereby is authorized and directed to make payments in accordance with the Contract executed by the successful bidder from the following accounts in the amounts shown; East Meadow Water District Acct no. 8696-507-8696-5010 for an amount not to exceed \$2,857,000.00 (Two Million eight hundred fifty-seven thousand dollars and no cents)

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 68

Page # 17527

CASE NO.

RESOLUTION NO.

ADOPTED

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE CONSTRUCTION OF WELLHEAD TREATMENT FOR EMERGING CONTAMINANTS AT EAST MEADOW WELLS 5 AND 11 – ELECTRICAL CONSTRUCTION EAST MEADOW WATER DISTRICT, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK PW#50-21

WHEREAS, the Commissioner of General Services solicited bids for the Contract for the Construction of Wellhead Treatment for Emerging Contaminants at East Meadow Wells 5 and 11 –Electrical Construction East Meadow Water District, Town of Hempstead, Nassau County, New York PW #50-21 (the “Contract”); and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on December 10, 2021, and

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

<u>Bidder</u>	<u>Bid as Read</u>
Palace Electrical Contractors	\$ 2,947,000.00
Rolands Electric	\$ 2,970,800.00
Baltray Enterprises, Inc.	\$ 3,257,169.00
Welsbach Electric of LI	\$ 3,286,000.00
Hinck Electrical Contractor	\$ 3,577,770.00

, and

WHEREAS, after a review of the bids, the Commissioner of the Department of Water has recommended that the Contract be awarded to Palace Electrical Contractors as the lowest responsible bidder for the bid price not to exceed the amount of \$ 2,947,000.00; and

WHEREAS, consistent with the Commissioner of the Department of Water’s recommendation, the Town Board desires to authorize the award of the Contract to Palace Electrical Contractors for the bid price.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards the Contract to Palace Electrical Contractors 3558 Park Avenue, Wantagh, New York 11793, as the lowest responsible bidder at its bid price of \$2,947,000.00; AND BE IT FURTHER

RESOLVED, that upon execution of the contract by Palace Electrical Contractors and submission of the required bidder’s performance bond and insurance, and approval thereof by the Town Attorney, the Commissioner of the Department of Water be and he is hereby authorized to execute the Contract on behalf of the Town of Hempstead and that the bidder’s performance bond and insurance, when approved by the Town Attorney as to form, be filed in the Town Clerk’s Office with the Contract; and BE IT FURTHER

RESOLVED, that the Comptroller hereby is authorized and directed to make payments in accordance with the Contract executed by the successful bidder from the following accounts in the amounts shown; East Meadow Water District Acct no. 8696-507-8696-5010 for an amount not to exceed \$2,947,000.00 (Two Million nine hundred forty-seven thousand dollars and no cents)

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 69

Case # 17529

CASE NO.

RESOLUTION NO.

ADOPTED

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE CONSTRUCTION OF WELLHEAD TREATMENT FOR EMERGING CONTAMINANTS AT EAST MEADOW WELLS 5 AND 11 – WELL CONSTRUCTION EAST MEADOW WATER DISTRICT, TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK PW#51-21

WHEREAS, the Commissioner of General Services solicited bids for the Contract for the Construction of Wellhead Treatment for Emerging Contaminants at East Meadow Wells 5 and 11 –Well Construction East Meadow Water District, Town of Hempstead, Nassau County, New York PW #51-21 (the “Contract”); and

WHEREAS, the bids submitted pursuant to such advertisement were opened and read in the office of the Commissioner of General Services on December 10, 2021, and

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

<u>Bidder</u>	<u>Bid as Read</u>	
AC Schultes, Inc.	\$ 423,000.00	
Layne Christensen Company	\$ 430,450.00	
Eagle Control Corp.	\$ 479,000.00	, and

WHEREAS, after a review of the bids, the Commissioner of the Department of Water has recommended that the Contract be awarded to AC Schultes, Inc as the lowest responsible bidder for the bid price not to exceed the amount of \$ 423,000.00; and

WHEREAS, consistent with the Commissioner of the Department of Water’s recommendation, the Town Board desires to authorize the award of the Contract to AC Schultes, Inc. for the bid price.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards the Contract to AC Schultes, Inc. 664 South Evergreen Avenue, Woodbury Heights, New York 08097, as the lowest responsible bidder at its bid price of \$ 423,000.00; AND BE IT FURTHER

RESOLVED, that upon execution of the contract by AC Schultes, Inc. and submission of the required bidder’s performance bond and insurance, and approval thereof by the Town Attorney, the Commissioner of the Department of Water be and he is hereby authorized to execute the Contract on behalf of the Town of Hempstead and that the bidder’s performance bond and insurance, when approved by the Town Attorney as to form, be filed in the Town Clerk’s Office with the Contract; and BE IT FURTHER

RESOLVED, that the Comptroller hereby is authorized and directed to make payments in accordance with the Contract executed by the successful bidder from the following accounts in the amounts shown; East Meadow Water District Acct no. 8696-507-8696-5010 for an amount not to exceed \$423,000.00 (Four hundred twenty-three thousand dollars and no cents)

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 70

Case # 17527

Case No.

Resolution No.

Adopted:

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

**RESOLUTION AMENDING RESOLUTIONS
##791-2019 & 417-2021 TO AUTHORIZE AN
AMENDMENT TO A SUBCONTRACT AGREEMENT
WITH HOFSTRA UNIVERSITY TO PROVIDE
RESEARCH SERVICES RELATED TO A LONG
ISLAND REGIONAL PLANNING COUNCIL GRANT
FOR A PROJECT TO CONTINUE BAY STUDY
MONITORING OF HEMPSTEAD BAY**

WHEREAS, the Long Island Regional Planning Council (LIRPC) authorized an extension of its consulting agreement with Hofstra University (HOFSTRA) for the continuation of Bay Study Monitoring within Hempstead Bay from the original period of 2/15/2019 to 9/30/2020 to instead cover the period of 2/15/2019 to 9/30/2022 and both HOFSTRA and LIRPC signed and executed said extension; and

WHEREAS, LIRPC has confirmed to Hofstra their intention to continue funding the Hempstead Bay Water Quality Monitoring Program in future years; and

WHEREAS, the Town Board authorized a Subcontract Agreement (the "Agreement") between Hofstra University and Town of Hempstead for sample collection and analysis to continue the Hempstead Bay Study program covering the period from February 15, 2019 through September 30, 2021 under Town Board Resolutions ("TBR") #791-2019, adopted on June 2, 2019, and amended (Amendment #1) by TBR #417-2021, adopted April 14, 2021; and

WHEREAS, HOFSTRA proposed Amendment #2 to the Agreement, to wit: the new target for collection of water samples would be a minimum of 29 locations instead of 26, chosen in consultation with Hofstra PI (Steve Raciti), and sampling occurring monthly from October 1, 2021 to September 30, 2022 (Article 1 and Exhibit A of Amendment #2); the period of performance would be 2/15/19 through 9/30/22 (Article II of Amendment #2); and HOFSTRA's reimbursement for the Town's actual costs would not exceed \$65,373 (Article III of Amendment #2); and

WHEREAS, the Commissioner of Conservation and Waterways (the "Commissioner") finds Amendment #2 of the Agreement necessary for the management of the Town wetlands, and recommends this Board approve same;

NOW, THEREFORE, BE IT

RESOLVED, Amendment #2 to the Agreement between Hofstra University and Town of Hempstead is authorized and approved; and be it further,

RESOLVED, the Commissioner of Conservation and Waterways is authorized to execute Amendment #2; and be it further,

RESOLVED, TBR ##791-2019 & 417-2021 are amended only as provided herein.

The foregoing resolution was seconded by Council(wo)man and adopted upon roll call as follows:

AYES:

NOES:

Item # 71
Page 1 of 1

Case # 28476

CASE NO.

RESOLUTION NO.

Adopted:

Council
and moved its adoption as follows:

offered the following resolution

RESOLUTION AUTHORIZING A STIPEND TO KIM
DIVITTORIO FOR SERVICE AS DEPUTY REGISTRAR
OF VITAL STATISTICS FOR THE TOWN OF
HEMPSTEAD

WHEREAS, pursuant to law, Kim DiVittorio was appointed as Deputy Registrar
of Vital Statistics effective January 1, 2022 through and including December 31, 2023,

NOW, THEREFORE, BE IT

RESOLVED That Kim DiVittorio shall receive a stipend of \$15,000.00 per year.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NAYS:

72

26604

CASE NO.

RESOLUTION NO.

ADOPTED:

and moved its adoption: offered the following resolution

RESOLUTION GRANTING THE APPLICATION OF NAES NORTHEAST,
NEW YORK FOR A PERMIT TO TRANSPORT AND USE EXPLOSIVES IN
THE CONNECTION WITH THE CLEANING OF THE BOILERS AT COVANTA
HEMPSTEAD FOR THE TERM JANUARY 1 – DECEMBER 31, 2022.

WHEREAS, NAES Northeast, 1240 Saratoga Road, Ballston Spa, New York 12020, has filed an application with the Town Clerk of the Town of Hempstead for a permit to use explosives in the cleaning of certain boilers at Covanta Hempstead, 600 Merchants Concourse, Westbury, New York 11590 for the year 2022: and

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

NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid application of NAES Northeast, be and same is hereby GRANTED, Subject to all of the provisions of the Explosives Ordinance of the Town of Hempstead.

The following resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 73

Case # 24402

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE EXECUTION OF THE
CERTIFICATION OF RESOLUTION FOR THE PROGRESSIVE
BENEFIT SOLUTIONS.

WHEREAS, the Town of Hempstead offers its employees various benefit plans;
and

WHEREAS, Progressive Benefits Solutions, LLC ("PBS") is a firm that
specializes in the administration of Benefit Administration systems;

WHEREAS, PBS is the Benefit Administrator for the Town of Hempstead; and

WHEREAS, the Town of Hempstead FSA Plan Summary Plan Description was
amended and Restated as of January 01, 2022; and

WHEREAS, the Director of Human Resources is the authorized officer who
executes the amended and restated Plan;

NOW, THEREFORE, BE IT

RESOLVED, that the form of amended and restated Welfare Benefit Plan,
effective January 01, 2022, presented to this meeting (and a copy of which is attached
hereto) is hereby approved and adopted; and be it further

RESOLVED, that the Administrator shall be instructed to take such actions
that the Administrator deems necessary and proper in order to Implement the Plan, and to
set up adequate accounting and administrative procedures for the provision of benefits
under the Plan; and be it further

RESOLVED, that the proper agents of the Town shall act as soon as possible
to notify the employees of the Town of the adoption of the Plan and to deliver to each
employee a copy of the Summary Plan Description of the Plan, which Summary
Plan Description is attached hereto and is hereby approved; and be it further

RESOLVED, that the Director of Human Resources is hereby
authorized and directed to execute and deliver to the Administrator of said Plan one or
more counterparts of the Plan.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

74

Case #

7433

CERTIFICATE OF RESOLUTION

The undersigned authorized representative of **Town Of Hempstead** (the Employer) hereby certifies that the following resolutions were duly adopted by the governing body of the Employer on _____, and that such resolutions have not been modified or rescinded as of the date hereof:

RESOLVED, that the form of amended and restated Welfare Benefit Plan, effective January 01, 2022, presented to this meeting (and a copy of which is attached hereto) is hereby approved and adopted, and that the proper agents of the Employer are hereby authorized and directed to execute and deliver to the Administrator of said Plan one or more counterparts of the Plan.

RESOLVED, that the Administrator shall be instructed to take such actions that the Administrator deems necessary and proper in order to implement the Plan, and to set up adequate accounting and administrative procedures for the provision of benefits under the Plan.

RESOLVED, that the proper agents of the Employer shall act as soon as possible to notify the employees of the Employer of the adoption of the Plan and to deliver to each employee a copy of the Summary Plan Description of the Plan, which Summary Plan Description is attached hereto and is hereby approved.

The undersigned further certifies that attached hereto as Exhibits, are true copies of Town Of Hempstead's Benefit Plan Document and Summary Plan Description approved and adopted at this meeting.

Town Of Hempstead

By:

Name:

Title:

Execution Agreement

IN WITNESS WHEREOF, Town Of Hempstead has caused its authorized officer to execute this amended and restated Plan document as of _____, the same to be effective **January 01, 2022**, unless otherwise indicated herein.

Town Of Hempstead

By:

Name:

Title:



Town Of Hempstead

Town Of Hempstead
350 Front Street
Hempstead, NY 11550

Town Of Hempstead FSA Plan

Summary Plan Description

Amended and Restated January 01, 2022

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Town Of Hempstead
Town Of Hempstead FSA Plan

INTRODUCTION

The Company's Flexible Benefit Plan ("Plan") has been established to allow Eligible Employees to pay for certain benefits on a pre-tax basis. There are specific benefits that you may elect, and they are outlined in this Summary Plan Description. You will also be informed about other important information concerning the Plan, such as the conditions you must satisfy before you can join and the laws that protect your rights.

Read this Summary Plan Description ("SPD") carefully so that you understand the provisions of the Plan and the benefits you will receive. This SPD describes the Plan's benefits and obligations as contained in the Plan document, which governs the operation of the Plan. The Plan document is written in much more technical language. Please note that if the non-technical language in this SPD and the legal language of the Plan document conflict, the Plan document will always govern the Plan. Also, if there is a conflict between any of the insurance contracts and either the Plan document or this Summary Plan Description, the insurance contracts will control the respective insurance policies. If you wish to receive a copy of the legal Plan document, please contact the Plan Administrator.

The Plan is subject to the Internal Revenue Code and other federal and state laws and regulations that may affect your rights under this plan. This SPD explains the current details of the Plan in order to comply with all applicable legal requirements. From time to time, the Plan may be revised due to a change in laws or due to pronouncements by the Internal Revenue Service (IRS) or other federal agencies. This Plan may be amended or terminated by the Company. If the Plan is ever amended or changed, the Company will notify you.

This SPD was designed to provide you with information regarding the Company Flexible Benefit Plan. If this SPD does not answer all of your questions, please contact the Administrator (or other assigned person). The name and address of the Administrator can be found in the Article of this SPD entitled "General Information About our Plan."

I. ARTICLE - ELIGIBILITY

01. How can I participate in the Plan?

Before you can become a Participant in the Plan, there are certain conditions that you must satisfy. First, you must be an active employee working 30 or more hours per week or 130 hours per month and meet the eligibility requirements.

After that, you must enroll in the Plan on the "entry date" that has been established for all employees. The "entry date" is defined in Question 3 below. However, in certain limited situations, you may enroll in the Plan at other times as well. See the Article titled: "Contributions".

02. What are the eligibility requirements for our Plan?

You will be eligible to join the Plan once you have satisfied the conditions for coverage under our group medical plan and the other eligibility requirements established by your employer as defined in section 1.

03. When can I enter the plan?

You can enter the Plan on the first of the month following the date you met the eligibility requirements.

04. How do I enroll in the Plan?

Before you can join the Plan, you must complete an enrollment form. The enrollment form will allow you to select which benefits you want to participate in under the Plan. This form will also authorize the Company to redirect some of your earnings in order to pay for the benefits you select.

However, if you are already covered under any of the insured benefits, you will automatically participate in this Plan to the extent of your premiums unless you elect not to participate in this Plan. These benefits are listed in the Article titled: "Benefits".

II. ARTICLE - OPERATION

01. How does this Plan operate?

Before the start of each Plan Year, you will be able to elect to have some of your earnings contributed to the Plan. These amounts will be used to pay for the benefits you have chosen. The portion of your earnings that is paid to the Plan is not subject to Federal income or Social Security taxes. In other words, this allows you to use tax-free dollars to pay for certain kinds of benefits and expenses that you normally pay for with out-of-pocket, taxable dollars. However, if you receive a reimbursement for an expense under this Plan, you cannot claim a Federal income tax credit or deduction on your return. Participation in this plan is completely voluntary.

III. ARTICLE - CONTRIBUTIONS; ELECTIONS

01. How much of my pay may the Employer redirect?

Each year, we will automatically contribute on your behalf enough of your compensation to pay for the insurance coverage provided unless you elect not to receive any or all of such coverage. You may also elect to have us contribute on your behalf enough of your compensation to pay for any other benefits that you elect under the Plan. These amounts will be deducted from your pay over the course of the year on a per payroll basis.

02. What happens to contributions made to the Plan?

Prior to the Plan start date each year, you must decide on the amount of pre-tax dollars you want to contribute to the Plan. It is very important that you make these choices carefully based on what you expect to spend on each covered benefit or expense during the Plan Year. Later, those dollars will be used to pay those expenses as they arise during the Plan Year. In addition, you should also note that any previous benefit payments made from any Account under the Plan that are unclaimed (e.g., uncashed benefit checks) at the end of the Plan Year following the period of coverage in which the qualifying expense was incurred will be forfeited to the Employer.

For information regarding the administration of contributions in specific accounts under this Plan, please refer to the Article titled: "Benefits".

03. When must I decide which accounts I want to use?

You are required by Federal regulations to decide during the enrollment or election period (defined below) prior to the Plan Year start. You must decide which accounts you want and how much you want to contribute to each account.

If you are already covered by any of the insured benefits offered by this Plan, you will automatically become a Participant to the extent of the premiums for such insurance, unless you elect during the election period (defined below) not to participate in the Plan.

04. When is the election period for our Plan?

You will make your initial election on or before your entry date. (Please review the Article titled: "Eligibility" to better understand the eligibility requirements and entry date.) Then, for each following Plan Year, the election period is established by the Company and applied uniformly to all Participants. It will normally be a period of time prior to the beginning of each Plan Year. The Company will inform you each year about the election period. (See the Article entitled "General Information About Our Plan" for the definition of Plan Year.)

05. May I change my elections during the Plan Year?

Generally, you cannot change the elections you have made after the beginning of the Plan Year. However, there are certain limited situations when you can change your elections.

You are permitted to change elections if you have a "change in status" and you make an election change that is consistent with the change in status. Currently, Federal law considers the following events to be a change in status:

- Marriage, divorce, death of a spouse, legal separation or annulment;
- Change in the number of dependents, including birth, adoption, placement for adoption, or death of a dependent;
- Any of the following events for you, your spouse or dependent: termination or commencement of employment, a strike or lockout, commencement or return from an unpaid leave of absence, a change in worksite, or any other change in employment status that affects eligibility for benefits;
- One of your dependents satisfies or ceases to satisfy the requirements for coverage due to change in age, student status, or any similar circumstance; and
- A change in the place of residence of you, your spouse or dependent that would lead to a change in status, such as moving out of a coverage area for insurance.

In addition, if you are participating in the Dependent Care Flexible Spending Account, then there is a change in status if your dependent no longer meets the qualifications to be eligible for dependent care.

There are detailed rules on when a change in election is deemed to be consistent with a change in status. In addition, there are laws that give you certain other rights to change health coverage for you, your spouse, or your dependents. If you change coverage due to rights you have under the

law, then you can make a corresponding change in your elections under the Plan. If any of these conditions apply to you, you should contact the Administrator.

If the cost of a benefit provided under the Plan increases or decreases during a Plan Year, then we will automatically increase or decrease, as the case may be, your salary redirection election. If the cost increases significantly, you will be permitted to either make corresponding changes in your payments or revoke your election and obtain coverage under another benefit package option with similar coverage, or revoke your election entirely.

If the coverage under a Benefit is significantly curtailed or ceases during a Plan Year, then you may revoke your elections and elect to receive on a prospective basis coverage under another plan with similar coverage. In addition, if the Company adds a new coverage option or eliminates an existing option, you may elect the newly-added option (or elect another option if an option has been eliminated) and make corresponding election changes to other options providing similar coverage. If you are not a Participant, you may elect to join the Plan. There are also certain situations when you may be able to change your elections on account of a change under the plan of your spouse, former spouse or dependent's employer.

These rules on change due to cost or coverage do not apply to the Health Flexible Spending Account, and you may not change your election to the Health Flexible Spending Account if you make a change due to cost or coverage for insurance.

You may not change your election under the Dependent Care Flexible Spending Account if the cost change is imposed by a dependent care provider who is your relative.

In addition, there are laws that give you rights to change group health coverage for you, your spouse, and/or your dependents (i) if you go from working 30 or more hours a week to working less than 30 hours a week and you intend to enroll in certain other health plans, or (ii) if you are eligible to enroll in and intend to enroll in certain Marketplace Qualified Health Plans. If you change coverage due to rights under these laws, then you can make a corresponding change in your elections under the Plan. If any of these conditions apply to you, you should contact the administrator.

06. May I make new elections in future Plan Years?

Yes. For each new Plan Year, you may change the elections that you previously made. You may also choose not to participate in the Plan for the upcoming Plan Year. If you do not make new elections during the election period before a new Plan Year begins, the Company will assume you want your elections for insured benefits only to remain the same and you will not be considered a Participant for the non-insured benefit options under the Plan for the upcoming Plan Year.

IV. ARTICLE - BENEFITS

01. What benefits are offered under the Plan?

You may choose to receive your entire compensation or use a portion to pay for benefits under this plan.

02. Health Flexible Spending Account

The Health Flexible Spending Account enables you to pay for expenses allowed under Sections 105 and 213(d) of the Internal Revenue Code and that are not covered by our insured medical plan, and to save taxes at the same time. The Health Flexible Spending Account allows you to be reimbursed by the Employer for out-of-pocket medical, dental and/or vision expenses incurred by you and your dependents.

Drug costs, including insulin, may be reimbursed. You may not, however, be reimbursed for the cost of other health care coverage maintained outside of the Plan, or for long-term care expenses. A list of covered expenses is available from the Administrator.

The most that you can contribute to your Health Flexible Spending Account for the Plan Year is \$2,850.00. The maximum limit may increase from year-to-year pursuant to Section 125(i)(2) of the Internal Revenue Code. In addition, you may carry over any amount left in your account up to \$570.00. The maximum limit may increase from year-to-year as provided under IRS Notice 2020-33 and Section 125(i) of the Internal Revenue Code. This amount can be used the following Plan year to pay for eligible expenses.

In order to be reimbursed for a health care expense, you must submit to the Administrator an itemized bill from the service provider. The Company will also provide you with a debit card to use to pay for qualified medical expenses. The Administrator will provide you with further details about the debit card. Amounts reimbursed from the Plan may not be claimed as a deduction on your personal income tax return. As required by law, reimbursement from the fund shall be paid at least once a month. Expenses under this Plan are treated as being "incurred" when you are provided with the care that gives rise to the expenses, not when you are formally billed or charged, or you pay for the medical care.

You may be reimbursed for expenses for any child until the end of the calendar year in which the child reaches age 26. A "child" is a natural child, stepchild, foster child, adopted child, or a child placed with you for adoption. If a child gains or regains eligibility due to these new rules, that qualifies as a change in status for purposes of coverage changes.

Newborns' and Mothers' Health Protection Act: Group health plans generally may not, under Federal law, restrict benefits for any hospital length of stay in connection with childbirth for the mother or newborn child to less than 48 hours following a vaginal delivery, or less than 96 hours following a cesarean section. However, Federal law generally does not prohibit the mother's or newborn's attending provider, after consulting with the mother, from discharging the mother or her newborn earlier than 48 hours (or 96 hours as applicable). In any case, plans and issuers may not, under Federal law, require that a provider obtain authorization from the plan or the issuer for prescribing a length of stay not in excess of 48 hours (or 96 hours).

Women's Health and Cancer Rights Act: This plan, as required by the Women's Health and Cancer Rights Act of 1998, will reimburse up to plan limits for benefits for mastectomy-related services including reconstruction and surgery to achieve symmetry between the breasts, prostheses, and complications resulting from a mastectomy (including lymphedema). Contact your Plan Administrator for more information.

03. Dependent Care Flexible Spending Account

The Dependent Care Flexible Spending Account enables you to pay for out-of-pocket, work-related dependent day-care costs with pre-tax dollars. If you are married, you can use the account if you and your spouse both work or, in some situations, if your spouse goes to school full-time. Single employees can also use the account.

The most that you can contribute to your Dependent Care Flexible Spending Account for the Plan Year is \$5,000.00.

- a. A Dependent (Day) Care Center, provided that if care is provided by the facility for more than six individuals, the facility complies with applicable state and local laws;
- b. An Educational Institution for pre-school children. For older children, only expenses for non-school care are eligible; and
- c. An "Individual" who provides care inside or outside your home: The "Individual" may not be a child of yours under age 19 or anyone you claim as a dependent for Federal tax purposes.

You should make sure that the dependent care expenses you are currently paying qualify under our Plan.

The law places limits on the amount of money that can be paid to you in a calendar year from your Dependent Care Flexible Spending Account. Generally, your reimbursements may not exceed the lesser of: (a) \$5,000.00 (if you are married filing a joint return or you are head of a household) or \$2,500 (if you are married filing separate returns); (b) your taxable compensation; (c) your spouse's actual or deemed annual earned income (a spouse who is a full time student or incapable of caring for himself/herself has a deemed monthly earned income of \$250 for one dependent or \$500 for two or more dependents).

Also, in order to be able to exclude from your income the reimbursements made to you from this account, you must provide on your tax form for the year the name, address, and in most cases, the taxpayer identification number of the service provider, as well as the amount of such expense. In addition, Federal tax laws permit a tax credit for certain dependent care expenses you may be paying even if you are not a Participant in this Plan. You may save more money if you take advantage of this tax credit rather than using the Dependent Care Flexible Spending Account under our Plan. Consult with your tax adviser for further information.

04. **Premium Expense Account**

A Premium Expense Account allows you to use tax-free dollars to pay for certain premium expenses under various group insurance programs the Company offers you. These premium expenses include:

- Health care premiums under our Insured group medical plan
- Dental insurance premiums
- Cancer insurance premiums

Under this Plan, the Company will allocate the pre-tax premium withholding to the accounts established under the Plan pursuant to the Participants' elections. Certain limits on the amount of coverage that can be paid through pre-tax premiums may apply.

The Company may terminate or modify Plan benefits at any time, subject to the provisions of any insurance contracts providing benefits described above. The Company will not be liable to you if an insurance company fails to provide any of the benefits described above. Also, your insurance will end when you leave employment, are no longer eligible under the terms of any insurance policies, or when insurance terminates.

Any benefits to be provided by insurance will be provided only after (1) you have provided the Administrator the necessary information to apply for insurance, and (2) the insurance is in effect for you.

If you cover your children up to age 26 under your insurance, you can pay for that coverage through the Plan.

V. ARTICLE - BENEFIT PAYMENTS

01. When will I receive payments from my accounts?

During the course of the Plan Year, you may submit requests for reimbursement of expenses you have incurred. Expenses are considered "incurred" when the service is performed, not necessarily when it is paid for. The Administrator will provide you with acceptable forms for submitting these requests for reimbursement. If the request qualifies as a benefit or expense that the Plan has agreed to pay, you will receive a reimbursement payment soon thereafter. Remember, these reimbursements which are made from the Plan are generally not subject to federal income tax or withholding. Nor are they subject to Social Security taxes. Requests for payment of insured benefits should be made directly to the insurer. You will only be reimbursed from the Health Flexible Spending Account or Dependent Care Flexible Spending Account to the extent that there are sufficient funds in the Account to cover your request.

02. What happens if I don't spend all Plan contributions during the Plan Year?

If you have unused contributions in your account at the end of the current Plan Year, those monies will be forfeited to the Employer. Obviously, qualifying expenses that you incur late in the Plan Year for which you seek reimbursement after the end of such Plan Year will be paid first before any amount is forfeited.

At the end of the Plan Year, and after all eligible reimbursements have been made, any unused funds up to \$570.00 in your Health Flexible Spending Account will roll over into the new Plan Year. The maximum limit may increase from year-to-year as provided under IRS Notice 2020-33 and Section 125(i) of the Internal Revenue Code. Any unused funds left in the account in excess of maximum limit will be forfeited. For the Health Flexible Spending Account, you must submit claims no later than 90 days after the end of the Plan Year.

For the Dependent Care Flexible Spending Account, you can continue to receive reimbursement for expenses incurred during the first 2.5 months immediately following the end of the Plan year, until such unused funds are depleted. All claims must be submitted no later than 90 days after the end of the plan year.

Because it is possible that you might forfeit amounts in the Plan if you do not fully use the contributions that have been made, it is important that you decide how much to place in each account carefully and conservatively. Remember, you must decide which benefits you want to contribute to and how much to place in each account before the Plan Year begins. You want to be as certain as you can that the amount you decide to place in each account will be used up entirely.

03. Family and Medical Leave Act (FMLA)

If you take a leave under the Family and Medical Leave Act, you may continue, revoke or change your existing elections for health insurance and the Health Flexible Spending Account. If your coverage for these benefits terminates, due to your revocation of the benefit to your non-payment of contributions, you will be permitted to reinstate coverage for the remaining part of the Plan Year upon your return. You can resume your coverage at its original level and make payments for the time that you are on leave. For example, if you elect \$1,200 for the year and are out on leave for 3 months, then return and elect to resume your coverage at that level, your remaining payments will be increased to cover the difference - for example, from \$100 per month to \$150 per month, etc. Alternatively your maximum amount will be reduced proportionately for the time that you were gone. For example, if you elect \$1,200 for the year and are out on leave for 3 months, your amount will be reduced to \$900. The expenses you incur during the time you are not in the Health Flexible Spending Account are not reimbursable.

If you continue your coverage during your unpaid leave, you may pre-pay for the coverage, you may pay for your coverage on an after-tax basis while you are on leave, or you and your Employer may arrange a schedule for you to "catch up" your payments when you return.

04. Uniformed Services Employment and Reemployment Rights Act (USERRA)

If you are going into or returning from military service, you may have special rights to health care coverage through your Health Flexible Spending Account under the Uniformed Services Employment and Reemployment Rights Act of 1994. These rights can include extended health care coverage. If you may be affected, ask your Administrator for further details.

05. What happens if my employment terminates?

If you terminate employment during the Plan Year, your right to benefits will be determined in the following manner:

- a. You will remain covered by insurance, but only for the period for which premiums have been

paid prior to your termination of employment.

- b. You will still be able to request reimbursement for qualifying dependent care expenses up to 90 days after the date of termination from the balance remaining in your Dependent Care Account at the time of termination of employment. However, no further salary redirection contributions will be made on your behalf after termination.
- c. For health benefit coverage and Health Flexible Spending Account coverage on termination of employment, please see the Article entitled "Continuation Coverage Rights Under COBRA." Upon your termination of employment, your participation in the Health Flexible Spending Account will cease, and no further salary redirection contributions will be contributed on your behalf. However, you will be able to submit, within 90 days after the date of termination, claims for health care expenses that were incurred before the end of the period for which payments to the Health Flexible Spending Account have already been made. Your further participation will be governed by "Continuation Coverage Rights Under COBRA."

06. Will my Social Security benefits be affected?

Your Social Security benefits may be slightly reduced because when you receive tax-free benefits under our Plan, it reduces the amount of contributions that you make to the Federal Social Security system as well as the Company contributions to Social Security on your behalf.

VI. ARTICLE - HIGHLY COMPENSATED AND KEY EMPLOYEES

01. **Do limitations apply to highly compensated employees?**

Under the Internal Revenue Code, highly compensated employees and key employees generally are Participants who are officers, shareholders or are highly paid. You will be notified by the Administrator each Plan Year whether you are a highly compensated employee or a key employee.

If you are within these categories, the amount of contributions and benefits for you may be limited so that the Plan as a whole does not unfairly favor those who are highly paid, their spouses or their dependents. Federal tax laws state that a plan will be considered to unfairly favor the key employees if they as a group receive more than 25% of all of the nontaxable benefits provided for under our Plan.

Plan experience will dictate whether contribution limitations on highly compensated employees or key employees will apply. You will be notified of these limitations if you are affected.

VII. ARTICLE - PLAN ACCOUNTING

01. Periodic Statements

Periodically during the Plan Year, the Administrator will provide you with a statement of your account that shows your account balance. It is important to read these statements carefully so you understand the balance remaining to pay for a benefit. Remember, you want to spend all the money you have designated for a particular benefit by the end of the Plan Year.

VIII. ARTICLE - GENERAL INFORMATION ABOUT OUR PLAN

This Section contains certain general information which you may need to know about the Plan.

01. General Plan Information

Town Of Hempstead FSA Plan is the name of the Plan.

Your Employer has assigned Plan Number 501 to your Plan.

The company amends and restates this Plan as of January 01, 2022 with an original effective date of January 01, 2006.

Your Plan's records are maintained on a twelve-month period of time known as the Plan Year. The Plan Year begins on January 01 and ends on December 31.

02. Employer Information

Your Employer's name, address, and tax Identification number are:

Town Of Hempstead
Annie Caputo
350 Front Street
Hempstead, NY 11550
516-812-3099
annicap@tohmail.com

03. Plan Administrator Information

The name and address of your Plan's Administrator are:

Town Of Hempstead
350 Front Street
Hempstead, NY 11550
516-812-3099
annicap@tohmail.com

The Administrator keeps the records for the Plan and is responsible for the administration of the Plan. The Administrator will also answer any questions you may have about our Plan. You may contact the Administrator for any further information about the Plan.

04. Agent for Service of Legal Process

Should it ever be necessary, you or your personal representative may serve legal process on the agent for service of legal process for the Plan. The Plan's Agent of Service is:

Town Of Hempstead
350 Front Street
Hempstead, NY 11550
516-812-3099
annicap@tohmail.com

05. Type of Administration

The type of Administration is Employer Administration.

06. Claims Submission

Claims for expenses should be submitted to:

Progressive Benefit Solutions
14 Business Park Drive #8
Branford, CT 06405

IX. ARTICLE - ADDITIONAL PLAN INFORMATION

01. Your Rights Under ERISA

As a participant in the Plan, you are entitled to certain rights and protections under the Employee Retirement Income Security Act of 1974 (ERISA) and the Internal Revenue Code. These laws provide that Participants, eligible employees and all other employees are entitled to:

- a. examine, without charge, at the Plan Administrator's office, all Plan documents, including insurance contracts, collective bargaining agreements, and a copy of the latest annual report (Form 5500 Series) filed by the Plan with the U.S. Department of Labor (also available at the Public Disclosure Room of the Employee Benefits Security Administration);
- b. obtain copies of all documents that govern the operations of the Plan, and other Plan information, upon written request to the Administrator. The Administrator may charge a reasonable fee for copies;
- c. continue health coverage for yourself, Spouse, or other dependents if there is a loss of coverage under the Plan as a result of a qualifying event. You or your dependents may have to pay for such coverage; and
- d. review this summary plan description and the documents governing COBRA continuation rights under the Plan.

In addition to creating rights for Plan Participants, ERISA imposes duties upon the people who are responsible for the operation of the Plan. The people who operate your Plan, who are called "fiduciaries" of the Plan, have a duty to do so prudently and in the best interest of you and the other Plan Participants and beneficiaries.

No one, including your employer or any other person, may fire you or otherwise discriminate against you in any way to prevent you from obtaining a benefit or exercising your rights under ERISA.

If your claim for a benefit is denied or ignored, in whole or in part, you have a right to know why this was done, to obtain copies of documents relating to the decision without charge, and to appeal any denial, all within certain time schedules.

If you have a claim for benefits which is denied or ignored, in whole or in part, you may file suit in a state or Federal court. In addition, if you disagree with the Plan's decision or lack thereof concerning the qualified status of a medical child support order, you may file suit in Federal court.

Under ERISA there are steps you can take to enforce the above rights. For instance, if you request materials from the Plan and do not receive them within thirty (30) days, you may file suit in a Federal court. In such a case, the court may request the Administrator to provide the materials and pay you up to \$110 a day until you receive the materials, unless the materials were not sent because of reasons beyond the control of the Administrator. If you have a claim for benefits which is denied or ignored, in whole or in part, you may file suit in a state or Federal court.

If it should happen that Plan fiduciaries misuse the Plan's money, or if you are discriminated against for asserting your rights, you may seek assistance from the U.S. Department of Labor, or you may file suit in a Federal court. The court will decide who should pay court costs and legal fees. If you are successful, the court may order the person you have sued to pay these costs and fees. If you lose, the court may order you to pay these costs and fees; for example, if it finds your claim is frivolous.

If you have any questions about the Plan, you should contact the Administrator. If you have any questions about this statement, or about your rights under ERISA or the Health Insurance Portability and Accountability Act (HIPAA), or if you need assistance in obtaining documents from the Administrator, you should contact either the nearest Regional or District Office of the U.S. Department of Labor's Employee Benefits Security Administration (EBSA) or visit the EBSA website at www.dol.gov/ebsa/. (Addresses and phone numbers of Regional and District EBSA Offices are available through EBSA's website.) You may also obtain certain publications about your rights and responsibilities under ERISA by calling the publications hotline of the Employee Benefits Security Administration.

02. Claims Process

It is recommended that you submit all reimbursement claims during the Plan Year. For information on how claims will be processed at the end of the Plan Year, please refer to the Article titled: "Benefit Payments".

Claims for insured benefits will be handled in accordance with procedures contained in the insurance policies. All other general requests should be directed to the Administrator of our Plan. If

a dependent care claim under the Plan is denied in whole or in part, you or your beneficiary will receive written notification. The notification will include the reasons for the denial, with reference to the specific provisions of the Plan on which the denial was based, a description of any additional information needed to process the claim and an explanation of the claims review procedure. Within 60 days after denial, you or your beneficiary may submit to the Administrator a written request for reconsideration of the denial.

Any such request should be accompanied by documents or records in support of your appeal. You or your beneficiary may review pertinent documents and submit issues and comments in writing. The Administrator will review the claim and provide, within 60 days, a written response to the appeal. (This period may be extended an additional 60 days under certain circumstances.) In this response, the Administrator will explain the reason for the decision, with specific reference to the provisions of the Plan on which the decision is based. The Administrator has the exclusive right to interpret the appropriate plan provisions. Decisions of the Administrator are conclusive and binding.

In the case of a claim for medical expenses under the Health Flexible Spending Account, the following timetable for claims applies:

Notification of whether claim is accepted or denied	30 days
Extension due to matters beyond the control of the Plan	15 days
Insufficient information on the claim:	
Notification of	15 days
Response by Participant	45 days
Review of claim denial	60 days

The Plan Administrator will provide written or electronic notification of any claim denial. The notice will state:

- a. The specific reason or reasons for the denial;
- b. Reference to the specific Plan provisions on which the denial was based;
- c. A description of any additional material or information necessary for the claimant to perfect the claim and an explanation of why such material or information is necessary;
- d. A description of the Plan's review procedures and the time limits applicable to such procedures. This will include a statement of your right to bring a civil action under section 502 of ERISA following a denial on review;
- e. A statement that the claimant is entitled to receive, upon request and free of charge, reasonable access to, and copies of, all documents, records, and other information relevant to the claim; and
- f. If the denial was based on an internal rule, guideline, protocol, or other similar criterion, the specific rule, guideline, protocol, or criterion will be provided free of charge. If this is not practical, a statement will be included that such a rule, guideline, protocol, or criterion was relied upon in making the denial and a copy will be provided free of charge to the claimant upon request.

When you receive a denial, you will have 180 days following receipt of the notification in which to appeal the decision. You may submit written comments, documents, records, and other information relating to the claim. If you request, you will be provided, free of charge, reasonable access to, and copies of, all documents, records, and other information relevant to the claim.

The period of time within which a denial on review is required to be made will begin at the time an appeal is filed in accordance with the procedures of the Plan. This timing is without regard to whether all the necessary information accompanies the filing.

A document, record, or other information shall be considered relevant to a claim if it:

- a. was relied upon in making the claim determination;
- b. was submitted, considered, or generated in the course of making the claim determination, without regard to whether it was relied upon in making the claim determination;
- c. demonstrated compliance with the administrative processes and safeguards designed to ensure and to verify that claim determinations are made in accordance with Plan documents and Plan provisions have been applied consistently with respect to all claimants; or

d. constituted a statement of policy or guidance with respect to the Plan concerning the denied claim.

The review will take into account all comments, documents, records, and other information submitted by the claimant relating to the claim, without regard to whether such information was submitted or considered in the initial claim determination. The review will not afford deference to the initial denial and will be conducted by a fiduciary of the Plan who is neither the individual who made the adverse determination nor a subordinate of that individual.

03. Qualified Medical Child Support Order

A medical child support order is a judgment, decree or order (including approval of a property settlement) made under state law that provides for child support or health coverage for the child of a participant. The child becomes an "alternate recipient" and can receive benefits under the health plans of the Employer, if the order is determined to be "qualified." You may obtain, without charge, a copy of the procedures governing the determination of qualified medical child support orders from the Plan Administrator.

X. ARTICLE - CONTINUATION COVERAGE RIGHTS UNDER COBRA

Under the federal Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA), certain employees and their families covered under health benefits under this Plan will be entitled to the opportunity to elect a temporary extension of health coverage (called "COBRA continuation coverage") beyond the time when coverage under the Plan would otherwise end. This notice is intended to inform Plan Participants and beneficiaries, in summary fashion, of their rights and obligations under the continuation coverage provisions of COBRA, as amended and reflected in final and proposed regulations published by the Department of the Treasury. This notice is intended to reflect the law and does not grant or take away any rights under the law.

The Plan Administrator or its designee is responsible for administering COBRA continuation coverage. Complete instructions on COBRA, as well as election forms and other information, will be provided by the Plan Administrator or its designee to Plan Participants who become Qualified Beneficiaries under COBRA. While the Plan itself is not a group health plan, it does provide health benefits. Whenever "Plan" is used in this section, it means any of the health benefits under this Plan including the Health Flexible Spending Account.

01. What is COBRA continuation coverage?

COBRA continuation coverage is the temporary extension of group health plan coverage that must be offered to certain Plan Participants and their eligible family members (called "Qualified Beneficiaries") at group rates. The right to COBRA continuation coverage is triggered by the occurrence of a life event that results in the loss of coverage under the terms of the Plan (the "Qualifying Event"). The coverage must be identical to the coverage that the Qualified Beneficiary had immediately before the Qualifying Event, or if the coverage has been changed, the coverage must be identical to the coverage provided to similarly situated active employees who have not experienced a Qualifying Event (in other words, similarly situated non-COBRA beneficiaries).

02. Who can become a Qualified Beneficiary?

In general, a Qualified Beneficiary can be:

- a. Any individual who, on the day before a Qualifying Event, is covered under a Plan by virtue of being on that day either a covered Employee, the Spouse of a covered Employee, or a Dependent child of a covered Employee. If, however, an individual who otherwise qualifies as a Qualified Beneficiary is denied or not offered coverage under the Plan under circumstances in which the denial or failure to offer constitutes a violation of applicable law, then the individual will be considered to have had the coverage and will be considered a Qualified Beneficiary if that individual experiences a Qualifying Event.
- b. Any child who is born to or placed for adoption with a covered Employee during a period of COBRA continuation coverage, and any individual who is covered by the Plan as an alternate recipient under a qualified medical support order. If, however, an individual who otherwise qualifies as a Qualified Beneficiary is denied or not offered coverage under the Plan under circumstances in which the denial or failure to offer constitutes a violation of applicable law, then the individual will be considered to have had the coverage and will be considered a Qualified Beneficiary if that individual experiences a Qualifying Event.

The term "covered Employee" includes any individual who is provided coverage under the Plan due to his or her performance of services for the employer sponsoring the Plan. However, this provision does not establish eligibility of these individuals. Eligibility for Plan coverage shall be determined in accordance with Plan Eligibility provisions.

An individual is not a Qualified Beneficiary if the individual's status as a covered Employee is attributable to a period in which the individual was a nonresident alien who received from the individual's Employer no earned income that constituted income from sources within the United States. If, on account of the preceding reason, an individual is not a Qualified Beneficiary, then a Spouse or Dependent child of the individual will also not be considered a Qualified Beneficiary by virtue of the relationship to the individual. A domestic partner is not a Qualified Beneficiary.

Each Qualified Beneficiary (including a child who is born to or placed for adoption with a covered Employee during a period of COBRA continuation coverage) must be offered the opportunity to make an independent election to receive COBRA continuation coverage.

03. What is a Qualifying Event?

A Qualifying Event is any of the following if the Plan provides that the Plan participant will lose coverage (i.e., cease to be covered under the same terms and conditions as in effect immediately before the Qualifying Event) in the absence of COBRA continuation coverage:

- a. The death of a covered Employee.

- b. The termination (other than by reason of the Employee's gross misconduct), or reduction of hours, of a covered Employee's employment.
- c. The divorce or legal separation of a covered Employee from the Employee's Spouse. If the Employee reduces or eliminates the Employee's Spouse's Plan coverage in anticipation of a divorce or legal separation, and a divorce or legal separation later occurs, then the divorce or legal separation may be considered a Qualifying Event even though the Spouse's coverage was reduced or eliminated before the divorce or legal separation.
- d. A covered Employee's enrollment in any part of the Medicare program.
- e. A Dependent child's ceasing to satisfy the Plan's requirements for a Dependent child (for example, attainment of the maximum age for dependency under the Plan).

If the Qualifying Event causes the covered Employee, or the covered Spouse or a Dependent child of the covered Employee, to cease to be covered under the Plan under the same terms and conditions as in effect immediately before the Qualifying Event, the persons losing such coverage become Qualified Beneficiaries under COBRA if all the other conditions of COBRA are also met. For example, any increase in contribution that must be paid by a covered Employee, or the Spouse, or a Dependent child of the covered Employee, for coverage under the Plan that results from the occurrence of one of the events listed above is a loss of coverage.

The taking of leave under the Family and Medical Leave Act of 1993 ("FMLA") does not constitute a Qualifying Event. A Qualifying Event will occur, however, if an Employee does not return to employment at the end of the FMLA leave and all other COBRA continuation coverage conditions are present. If a Qualifying Event occurs, it occurs on the last day of FMLA leave and the applicable maximum coverage period is measured from this date (unless coverage is lost at a later date and the Plan provides for the extension of the required periods, in which case the maximum coverage date is measured from the date when the coverage is lost.) Note that the covered Employee and family members will be entitled to COBRA continuation coverage even if they failed to pay the employee portion of premiums for coverage under the Plan during the FMLA leave.

04. What factors should be considered when determining to elect COBRA continuation coverage?

You should take into account that a failure to continue your group health coverage will affect your rights under federal law. You should be aware that you have special enrollment rights under federal law (HIPAA). You have the right to request special enrollment in another group health plan for which you are otherwise eligible (such as a plan sponsored by your Spouse's employer) within 30 days after Plan coverage ends due to a Qualifying Event listed above. You will also have the same special right at the end of COBRA continuation coverage if you get COBRA continuation coverage for the maximum time available to you.

05. What is the procedure for obtaining COBRA continuation coverage?

The Plan has conditioned the availability of COBRA continuation coverage upon the timely election of such coverage. An election is timely if it is made during the election period.

06. What is the election period and how long must it last?

The election period is the time period within which the Qualified Beneficiary must elect COBRA continuation coverage under the Plan. The election period must begin no later than the date the Qualified Beneficiary would lose coverage on account of the Qualifying Event and ends 60 days after the later of the date the Qualified Beneficiary would lose coverage on account of the Qualifying Event or the date notice is provided to the Qualified Beneficiary of her or his right to elect COBRA continuation coverage. If coverage is not elected within the 60 day period, all rights to elect COBRA continuation coverage are forfeited.

07. Is a covered Employee or Qualified Beneficiary responsible for informing the Plan Administrator of the occurrence of a Qualifying Event?

The Plan will offer COBRA continuation coverage to Qualified Beneficiaries only after the Plan Administrator or its designee has been timely notified that a Qualifying Event has occurred. The Employer (if the Employer is not the Plan Administrator) will notify the Plan Administrator or its designee of the Qualifying Event within 30 days following the date coverage ends when the Qualifying Event is:

- a. the end of employment or reduction of hours of employment,
- b. death of the employee,
- c. commencement of a proceeding in bankruptcy with respect to the Employer, or
- d. entitlement of the employee to any part of Medicare.

IMPORTANT:

For the other Qualifying Events (divorce or legal separation of the employee and spouse or a dependent child's losing eligibility for coverage as a dependent child), you or someone on your behalf must notify the Plan Administrator or its designee in writing within 60 days after the Qualifying Event occurs, using the procedures specified below. If these procedures are not followed or if the notice is not provided in writing to the Plan Administrator or its designee during the 60-day notice period, any spouse or dependent child who loses coverage will not be offered the option to elect continuation coverage. You must send this notice to the Plan Administrator or its designee.

NOTICE PROCEDURES: Any notice that you provide must be *in writing*. Oral notice, including notice by telephone, is not acceptable. You must mail, fax or hand-deliver your notice to the person, department or firm listed below, at the following address:

Town Of Hempstead
350 Front Street
Hempstead, NY 11550

If mailed, your notice must be postmarked no later than the last day of the required notice period. Any notice you provide must state:

- the **name of the plan or plans** under which you lost or are losing coverage,
- the **name and address of the employee** covered under the plan,
- the **name(s) and address(es) of the Qualified Beneficiary(ies)**, and
- the **Qualifying Event** and the **date** it happened.

If the Qualifying Event is a **divorce or legal separation**, your notice must include a **copy of the divorce decree or the legal separation agreement**.

Be aware that there are other notice requirements in other contexts, for example, in order to qualify for a disability extension.

Once the Plan Administrator or its designee receives *timely notice* that a Qualifying Event has occurred, COBRA continuation coverage will be offered to each of the qualified beneficiaries. Each Qualified Beneficiary will have an independent right to elect COBRA continuation coverage. Covered employees may elect COBRA continuation coverage for their spouses, and parents may elect COBRA continuation coverage on behalf of their children. For each Qualified Beneficiary who elects COBRA continuation coverage, COBRA continuation coverage will begin on the date that plan coverage would otherwise have been lost. If you or your spouse or dependent children do not elect continuation coverage within the 60-day election period described above, the right to elect continuation coverage will be lost.

08. Is a waiver before the end of the election period effective to end a Qualified Beneficiary's election rights?

If, during the election period, a Qualified Beneficiary waives COBRA continuation coverage, the waiver can be revoked at any time before the end of the election period. Revocation of the waiver is an election of COBRA continuation coverage. However, if a waiver is later revoked, coverage need not be provided retroactively (that is, from the date of the loss of coverage until the waiver is revoked). Waivers and revocations of waivers are considered made on the date they are sent to the Plan Administrator or its designee, as applicable.

09. Is COBRA coverage available if a Qualified Beneficiary has other group health plan coverage or Medicare?

Qualified Beneficiaries who are entitled to elect COBRA continuation coverage may do so even if they are covered under another group health plan or are entitled to Medicare benefits on or before the date on which COBRA is elected. However, a Qualified Beneficiary's COBRA coverage will terminate automatically if, after electing COBRA, he or she becomes entitled to Medicare or becomes covered under other group health plan coverage (but only after any applicable preexisting condition exclusions of that other plan have been exhausted or satisfied).

10. When may a Qualified Beneficiary's COBRA continuation coverage be terminated?

During the election period, a Qualified Beneficiary may waive COBRA continuation coverage. Except for an interruption of coverage in connection with a waiver, COBRA continuation coverage that has been elected for a Qualified Beneficiary must extend for at least the period beginning on the date of the Qualifying Event and ending not before the earliest of the following dates:

- a. The last day of the applicable maximum coverage period.
- b. The first day for which Timely Payment is not made to the Plan with respect to the Qualified Beneficiary.
- c. The date upon which the Employer ceases to provide any group health plan (including a successor plan) to any employee.
- d. The date, after the date of the election, that the Qualified Beneficiary first becomes covered under any other Plan that does not contain any exclusion or limitation with respect to any pre-existing condition, other than such an exclusion or limitation that does not apply to, or is satisfied by, the Qualified Beneficiary.
- e. The date, after the date of the election, that the Qualified Beneficiary first becomes entitled to Medicare (either part A or part B, whichever occurs earlier).
- f. In the case of a Qualified Beneficiary entitled to a disability extension, the later of:
 1. (i) 29 months after the date of the Qualifying Event, or (ii) the first day of the month that is more than 30 days after the date of a final determination under Title II or XVI of the Social Security Act that the disabled Qualified Beneficiary whose disability resulted in the Qualified Beneficiary's entitlement to the disability extension is no longer disabled, whichever is earlier; or
 2. the end of the maximum coverage period that applies to the Qualified Beneficiary without regard to the disability extension.

The Plan can terminate for cause the coverage of a Qualified Beneficiary on the same basis that the Plan terminates for cause the coverage of similarly situated non-COBRA beneficiaries, for example, for the submission of a fraudulent claim.

In the case of an individual who is not a Qualified Beneficiary and who is receiving coverage under the Plan solely because of the individual's relationship to a Qualified Beneficiary, if the Plan's obligation to make COBRA continuation coverage available to the Qualified Beneficiary ceases, the Plan is not obligated to make coverage available to the individual who is not a Qualified Beneficiary.

11. What are the maximum coverage periods for COBRA continuation coverage?

The maximum coverage periods are based on the type of the Qualifying Event and the status of the Qualified Beneficiary, as shown below.

- a. In the case of a Qualifying Event that is a termination of employment or reduction of hours of employment, the maximum coverage period ends 18 months after the Qualifying Event if there is not a disability extension and 29 months after the Qualifying Event if there is a disability extension.
- b. In the case of a covered Employee's enrollment in the Medicare program before experiencing a Qualifying Event that is a termination of employment or reduction of hours of employment, the maximum coverage period for Qualified Beneficiaries other than the covered Employee ends on the later of:
 1. 36 months after the date the covered Employee becomes enrolled in the Medicare program; or
 2. 18 months (or 29 months, if there is a disability extension) after the date of the covered Employee's termination of employment or reduction of hours of employment.
- c. In the case of a Qualified Beneficiary who is a child born to or placed for adoption with a covered Employee during a period of COBRA continuation coverage, the maximum coverage period is the maximum coverage period applicable to the Qualifying Event giving rise to the period of COBRA continuation coverage during which the child was born or placed for adoption.
- d. In the case of any other Qualifying Event than that described above, the maximum coverage period ends 36 months after the Qualifying Event.

12. Under what circumstances can the maximum coverage period be expanded?

If a Qualifying Event that gives rise to an 18-month or 29-month maximum coverage period is followed, within that 18- or 29-month period, by a second Qualifying Event that gives rise to a 36-months maximum coverage period, the original period is expanded to 36 months, but only for individuals who are Qualified Beneficiaries at the time of and with respect to both Qualifying Events. In no circumstance can the COBRA maximum coverage period be expanded to more than 36 months after the date of the first Qualifying Event. The Plan Administrator must be notified of

the second qualifying event within 60 days of the second qualifying event. This notice must be sent to the Plan Administrator or its designee in accordance with the procedures above.

13. How does a Qualified Beneficiary become entitled to a disability extension?

A disability extension will be granted if an individual (whether or not the covered Employee) who is a Qualified Beneficiary in connection with the Qualifying Event that is a termination or reduction of hours of a covered Employee's employment, is determined under Title II or XVI of the Social Security Act to have been disabled at any time during the first 60 days of COBRA continuation coverage. To qualify for the disability extension, the Qualified Beneficiary must also provide the Plan Administrator with notice of the disability determination on a date that is both within 60 days after the date of the determination and before the end of the original 18-month maximum coverage. This notice must be sent to the Plan Administrator or its designee in accordance with the procedures above.

14. Does the Plan require payment for COBRA continuation coverage?

For any period of COBRA continuation coverage under the Plan, Qualified Beneficiaries who elect COBRA continuation coverage may be required to pay up to 102% of the applicable premium and up to 150% of the applicable premium for any expanded period of COBRA continuation coverage covering a disabled Qualified Beneficiary due to a disability extension. Your Plan Administrator will inform you of the cost. The Plan will terminate a Qualified Beneficiary's COBRA continuation coverage as of the first day of any period for which timely payment is not made.

15. Must the Plan allow payment for COBRA continuation coverage to be made in monthly installments?

Yes. The Plan is also permitted to allow for payment at other intervals.

16. What is Timely Payment for COBRA continuation coverage?

Timely Payment means a payment made no later than 30 days after the first day of the coverage period. Payment that is made to the Plan by a later date is also considered Timely Payment if either under the terms of the Plan, covered Employees or Qualified Beneficiaries are allowed until that later date to pay for their coverage for the period or under the terms of an arrangement between the Employer and the entity that provides Plan benefits on the Employer's behalf, the Employer is allowed until that later date to pay for coverage of similarly situated non-COBRA beneficiaries for the period.

Notwithstanding the above paragraph, the Plan does not require payment for any period of COBRA continuation coverage for a Qualified Beneficiary earlier than 45 days after the date on which the election of COBRA continuation coverage is made for that Qualified Beneficiary. Payment is considered made on the date on which it is postmarked to the Plan.

If Timely Payment is made to the Plan in an amount that is not significantly less than the amount the Plan requires to be paid for a period of coverage, then the amount paid will be deemed to satisfy the Plan's requirement for the amount to be paid, unless the Plan notifies the Qualified Beneficiary of the amount of the deficiency and grants a reasonable period of time for payment of the deficiency to be made. A "reasonable period of time" is 30 days after the notice is provided. A shortfall in a Timely Payment is not significant if it is no greater than the lesser of \$50 or 10% of the required amount.

17. Are there other coverage options besides COBRA Continuation Coverage?

Yes. Instead of enrolling in COBRA continuation coverage, there may be other coverage options for you and your family through the Health Insurance Marketplace, Medicaid, or other group health plan coverage options (such as a spouse's plan) through what is called a "special enrollment period." Some of these options may cost less than COBRA continuation coverage. You can learn more about many of these options at www.healthcare.gov.

18. Must a Qualified Beneficiary be given the right to enroll in a conversion health plan at the end of the maximum coverage period for COBRA continuation coverage?

If a Qualified Beneficiary's COBRA continuation coverage under a group health plan ends as a result of the expiration of the applicable maximum coverage period, the Plan will, during the 180-day period that ends on that expiration date, provide the Qualified Beneficiary with the option of enrolling under a conversion health plan if such an option is otherwise generally available to similarly situated non-COBRA beneficiaries under the Plan. If such a conversion option is not otherwise generally available, it need not be made available to Qualified Beneficiaries.

19. How is my participation in the Health Flexible Spending Account affected?

You can elect to continue your participation in the Health Flexible Spending Account for the remainder of the Plan Year, subject to the following conditions. You may only continue to participate in the Health Flexible Spending Account if you have elected to contribute more money

than you have taken out in claims. For example, if you elected to contribute an annual amount of \$750 and, at the time you terminate employment, you have contributed \$400 but only claimed \$200, you may elect to continue coverage under the Health Flexible Spending Account. If you elect to continue coverage, then you would be able to continue to receive your health reimbursements up to the \$750. However, you must continue to pay for the coverage, just as the money has been taken out of your paycheck, but on an after-tax basis. The Plan can also charge you an extra amount (as explained above for other health benefits) to provide this benefit.

IF YOU HAVE QUESTIONS

If you have questions about your COBRA continuation coverage, you should contact the Plan Administrator or its designee. For more information about your rights under ERISA, including COBRA, the Health Insurance Portability and Accountability Act (HIPAA), and other laws affecting group health plans, contact the nearest Regional or District Office of the U.S. Department of Labor's Employee Benefits Security Administration (EBSA). Addresses and phone numbers of Regional and District EBSA Offices are available through EBSA's website at www.dol.gov/ebsa.

KEEP YOUR PLAN ADMINISTRATOR INFORMED OF ADDRESS CHANGES

In order to protect your and your family's rights, you should keep the Plan Administrator informed of any changes in the addresses of family members. You should also keep a copy, for your records, of any notices you send to the Plan Administrator or its designee.

Attachment A

****HIPAA NOTICE OF PRIVACY PRACTICES****

THIS NOTICE DESCRIBES HOW MEDICAL INFORMATION ABOUT YOU MAY BE USED AND DISCLOSED AND HOW YOU CAN GET ACCESS TO THIS INFORMATION. PLEASE REVIEW IT CAREFULLY.

Purpose

This notice is intended to inform you of the privacy practices followed by your employer's Healthcare Flexible Spending Account Plan. It also explains the Federal privacy rights afforded to you and the members of your family as Plan Participants covered under a group health plan.

As a Plan sponsor your employer often needs access to health information in order to perform Plan Administrator functions. We want to assure the Plan Participants covered under our group health plan that we comply with Federal privacy laws and respect your right to privacy. We require all members of our workforce and third parties that are provided access to health information to comply with the privacy practices outlined below.

Uses and Disclosures of Health Information

Healthcare Operations. We use and disclose health information about you in order to perform Plan administration functions such as quality assurance activities, resolution of internal grievances, and evaluating plan performance. For example, we review claims experience in order to understand utilization and to make plan design changes that are intended to control health care costs.

Payment. We may also use or disclose identifiable health information about you without your written authorization in order to determine eligibility for benefits, seek reimbursement from a third party, or coordinate benefits with another health plan under which you are covered. For example, a healthcare provider that provided treatment to you will provide us with your health information. We use that information to determine whether those services are eligible for payment under our group health plan.

Treatment. Although the law allows use and disclosure of your health information for purposes of treatment, as a Plan sponsor we generally do not need to disclose your information for treatment purposes. Your physician or healthcare provider is required to provide you with an explanation of how they use and share your health information for purposes of treatment, payment, and healthcare operations.

As permitted or required by law. We may also use or disclose your health information without your written authorization for other reasons as permitted by law. We are permitted by law to share information, subject to certain requirements, in order to communicate information on health-related benefits or services that may be of interest to you, respond to a court order, or provide information to further public health activities (e.g., preventing the spread of disease) without your written authorization. We are also permitted to share health information during a corporate restructuring such as an merger, sale, or acquisition. We will also disclose health information about you when required by law, for example, in order to prevent serious harm to you or others.

Pursuant to your Authorization. When required by law, we will ask for your written authorization before using or disclosing your identifiable health information. If you choose to sign an authorization to disclose information, you can later revoke that authorization to cease any future uses or disclosures.

Right to Inspect and Copy. In most cases, you have a right to inspect and copy the health information we maintain about you. If you request copies, we will charge you \$0.05 (5 cents) for each page. Your request to inspect or review your health information must be submitted in writing to the person listed below.

Right to an Accounting of Disclosures. You have a right to receive a list of instances where we have disclosed health information about you for reasons other than treatment, payment, healthcare operations, or pursuant to your written authorization.

Right to Amend. If you believe that information within our records is incorrect or missing, you have a right to request that we correct the incorrect or missing information.

Right to Request Restrictions. You may request in writing that we not use or disclose information for treatment, payment, or other administrative purposes except when specifically authorized by you, when required by law, or in emergency circumstances. We will consider your request, but are not legally obligated to agree to those restrictions.

Right to Request Confidential Communications. You have a right to receive confidential communications containing your health information. We are required to accommodate reasonable requests. For example, you may ask that we contact you at your place of employment or send communications regarding treatment to an alternate address.

Right to Receive a Paper Copy of this Notice. If you have agreed to accept this notice electronically, you also have a right to obtain a paper copy of this notice from us upon request. To obtain a paper copy of this notice, please contact the person listed below.

Legal Information

The Company is required by law to protect the privacy of your information, provide this notice about information practices, and follow the information practices that are described in this notice.

We may change our policies at any time. Before we make a significant change in our policies, we will provide you with a revised copy of this notice. You can also request a copy of our current notice at any time. For more information about our

privacy practices, contact the person listed below:

Town Of Hempstead
Annie Caputo
350 Front Street
Hempstead, NY 11550
516-812-3099
annicap@tohmail.com

If you have any questions or complaints, please contact the Plan Administrator listed under the Article titled: "General Information About Our Plan".

Filing a Complaint

If you are concerned that we have violated your privacy rights, or you disagree with a decision we made about access to your records, you may contact the person listed above. You also may send a written complaint to the U.S. Department of Health and Human Services; Office of Civil Rights. The person listed above can provide you with the appropriate address upon request or you may visit www.hhs.gov/ocr for further information.

floating holidays acquired in the 2021 calendar year within the first six (6) months of calendar year 2022 (between January 1, 2022 through June 30, 2022); and be it further

RESOLVED, that the Tosner employees who do not utilize the two floating holidays by June 30, 2022 will have been deemed to waive those two floating holidays; and be it further

RESOLVED, that the Memorandum of Agreement shall become effective on the date on which the Supervisor executes the Memorandum.

The foregoing resolution was adopted upon roll call as follow:

AYES:

NOES:

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement (“MOA”) is entered into on this ___ day of January, 2022 by and between the TOWN OF HEMPSTEAD (hereinafter the “Employer” or the “Town”) and the CIVIL SERVICE EMPLOYEES ASSOCIATION, INC., Local 1000, AFSCME, A.F.L.-C.I.O., by and through its Local 880 (hereinafter the “Union” or “CSEA”) (hereinafter collectively referenced as “the Parties”).

WHEREAS, the Town and the Union are parties to a collective bargaining agreement (“CBA”);

WHEREAS, thirty (30) employees will be hired on the December 7, 2021 calendar off of the “Tosner list” (“Tosner employees”) with an effective start date of December 31, 2021;

WHEREAS, the Tosner employees will not have the opportunity to utilize the two floating holidays before the end of the year as required by the parties’ CBA; and

WHEREAS, it would be mutually beneficial to the Parties to enter into this Agreement clarifying such issue of utilizing the two floating holidays acquired by Tosner employees in the 2021 calendar year;

NOW THEREFORE, the Parties agree to the following:

The Tosner employees shall have the ability to utilize the two (2) floating holidays acquired in the 2021 calendar year within the first six (6) months of calendar year 2022 (between January 1, 2022 through June 30, 2022). The Tosner employees who do not utilize the two floating holidays by June 30, 2022 will have been deemed to waive those two floating holidays.

This MOA represents the full and entire understanding and agreement between the parties with regards to the compensation received during these extraordinary circumstances.

This Agreement is non-precedential and is only entered into given the extraordinary circumstances the Parties are facing and shall not be used or

presented in any forum for any purpose, other than to enforce the terms and conditions of this Agreement.

This MOA may be executed in counterparts, each of which shall be deemed to be an original and all of which, taken together, shall be deemed to be one and the same document.

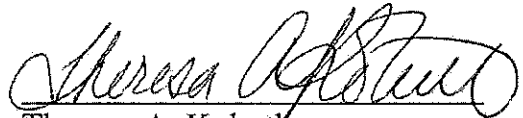
IN WITNESS WHEREOF, the parties hereto, by their duly authorized representative, have signed this Memorandum of Agreement the date and year above written.

TOWN OF HEMPSTEAD

By:

Donald X. Clavin, Jr.
Town Supervisor

By:



Theresa A. Kohutka
President, CSEA Local 880

By:

Labor Relations Specialist

CASE NO.

RESOLUTION NO.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING AN INCREASE IN THE 2022 GENERAL FUND APPROPRIATED FUND BALANCE, INCREASE IN THE GENERAL FUND APPROPRIATIONS ACCOUNT, INCREASE IN THE GENERAL FUND ESTIMATED REVENUES, CREATION OF THE GENERAL FUND UNTRISDRIBUTED TRANSFER TO CAPITAL PROJECTS EXPENSE ACCOUNT, INCREASE IN THE GENERAL FUND CULTURE AND RECREATION ORGANIZATION REVENUE ACCOUNT AND THE CREATION OF CAPITAL PROJECT TITLED SANDS FACILITY 2022 IMPROVEMENTS.

RESOLVED, that the Supervisor be and he hereby is authorized to effect the following:

General Fund Undistributed Organization - 90000

INCREASE: 5990	Appropriated Fund Balance	\$ 90,000.00
INCREASE: 9600	Appropriations	\$150,000.00
INCREASE: 5100	Estimated Revenues	\$ 60,000.00
INCREASE: 9955	Transfer to Capital Project	\$150,000.00

Culture & Recreation Organization - 71100

INCREASE: 2410	Rental Income	\$ 60,000.00
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Capital Funds

INCREASE: 9600	Appropriations	\$ 150,000.00
INCREASE: 5100	Estimated Revenues	\$ 150,000.00
INCREASE: 5032	Transfer From General Fund	\$ 150,000.00
INCREASE: 5010	Project Costs Expense	\$ 150,000.00

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 76

Case # 1147

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE INCREASE OF THE 2022 GENERAL FUND APPROPRIATED FUND BALANCE ACCOUNT, INCREASE OF THE 2022 GENERAL FUND APPROPRIATIONS ACCOUNT AND THE INCREASE OF THE 2022 GENERAL FUND SENIOR ENRICHMENT SENIOR CITIZENS PROGRAM EXPENSE ACCOUNT.

RESOLVED, that the Supervisor be and he hereby is authorized to effect the following:

Increase:	010-5990 Appropriated Fund Balance	\$280,000.00
Increase:	010-9600 Appropriations	\$280,000.00
Increase:	010-0004-67720-4797 Senior Citizen Program Expense Account	\$280,000.00

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 77
19105

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved
its adoption.

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER
INTO AGREEMENTS WITH VARIOUS CIVIL DEFENSE
AUXILIARY POLICE UNITS LOCATED WITHIN THE
INCORPORATED AREAS OF THE TOWN OF HEMPSTEAD.

WHEREAS, Civil Defense Auxiliary Police perform many police
activities, such as crowd control, crossing guards, and traffic control, which
will allow the regular police to pursue the more important aspects of
maintaining order in our society; and

WHEREAS, said activities of the Civil Defense Auxiliary Police
preserve the public peace and good order and promote the safety and
general welfare of the community, and

WHEREAS, this Town Board deems the activities of the Civil Defense
Auxiliary Police to be in the public interest of the inhabitants of the Town of
Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute agreements between the Town of Hempstead and the
East Rockaway, Lynbrook, Rockville Centre, Stewart Manor and Valley
Stream Civil Defense Auxiliary Units, wherein the said Civil Defense Auxiliary
Police Units will continue to perform their many routine police activities, such
as crowd control, crossing guards, and traffic control and the Town will pay to
said Civil Defense Auxiliary Police Units the sum of \$1,000.00 each, which
sum will be used by each unit to recruit, equip, and train its members; and BE
IT FURTHER

RESOLVED, that said sums of money to be paid to said Civil Defense
Auxiliary Police Units in 2022 shall be charged against and paid out of Civil
Defense, Account No. 010-002-3640-4790 for a total of \$5,000.00.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

78

Case #

21937

CASE NO.

RESOLUTION NO.

Adopted:

offered the following resolution and moved
its adoption.

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AGREEMENTS WITH VARIOUS CIVIL DEFENSE AUXILIARY POLICE UNITS LOCATED WITHIN THE UNINCORPORATED AREAS OF THE TOWN OF HEMPSTEAD.

WHEREAS, Civil Defense Auxiliary Police perform many police activities, such as crowd control, crossing guards, and traffic control, which will allow the regular police to pursue the more important aspects of maintaining order in our society; and

WHEREAS, said activities of the Civil Defense Auxiliary Police preserve the public peace and good order and promote the safety and general welfare of the community, and

WHEREAS, this Town Board deems the activities of the Civil Defense Auxiliary Police to be in the public interest of the inhabitants of the Town of Hempstead;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute agreements between the Town of Hempstead and the Baldwin, Bellmore, East Meadow, Elmont, Five Towns (Unit 109), Lakeview, Levittown, Merrick, North Bellmore, Oceanside, Point Lookout, Roosevelt, Seaford, South Hempstead, Uniondale, Wantagh, and West Hempstead Civil Defense Auxiliary Units, wherein the said Civil Defense Auxiliary Police Units will continue to perform their many routine police activities, such as crowd control, crossing guards, and traffic control and the Town will pay to said Civil Defense Auxiliary Police Units the sum of \$2,000.00 each, which sum will be used by each unit to recruit, equip, and train its members; and BE IT FURTHER

RESOLVED, that said sums of money to be paid to said Civil Defense Auxiliary Police Units in 2022 shall be charged against and paid out of Civil Defense, Account No. 010-002-3640-4790 for a total of \$34,000.00.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

79

21937

CASE NO.

RESOLUTION NO.

Adopted:

Offered the following resolution

And moved its adoption:

RESOLUTION AUTHORIZING THE AWARD OF FORMAL BID NUMBER 28-2021 TO DE CHO KER LLC. FOR NON-INVASIVE, NON-POWERED PORTABLE ACD (AIRWAY CLEARANCE DEVICES) FOR THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK.

WHEREAS, the Director of Purchasing, on behalf of the Town of Hempstead, publicly solicited bids for Formal Bid #28-2021, Non-Invasive, Non-Powered Portable ACD (Airway Clearance Devices) for the Town of Hempstead, Nassau County, New York; and

WHEREAS, pursuant to such solicitation three bids were received and opened in the Department of Purchasing, on August 5, 2021; and

WHEREAS, the bids were referred to the Commissioner of the Department of General Services (the 'Commissioner') for examination and report as follows:

	Approx. Qty. Unit	Unit Price	Total
De Cho Ker LLC. 4880 Van Gordon Street #200 Wheat Ridge, CO 80033	300 each	\$21.05	\$ 6,315.00
Thayer Medical 4575 S. Palo Verde Road Tucson, AZ 85714	300 each	\$36.50	\$10,950.00
Life Vac LLC 120 Lake Avenue South #26 Nesconset, New York 11767	300 each	\$45.00	\$13,500.00

WHEREAS, after a review of the bids, the Commissioner recommends the acceptance of the bid submitted by De Cho Ker LLC., 4880 Van Gordon Street #200, Wheat Ridge, CO 80033 as fair and reasonable; and

WHEREAS, consistent with the recommendation of the Commissioner, this Town Board finds it to be in the best interest of the Town to accept the bid submitted by De Cho Ker LLC.; and

NOW, THEREFORE BE IT,

Item # 80
Case # 8397

RESOLVED, that the Comptroller hereby is authorized to accept the above stated bid with De Cho Ker LLC. for an amount not to exceed \$6,315.00 (Six Thousand Three Hundred Fifteen Dollars) with payment to be made from the Purchase of Light Equipment Account Number 700-0501-07000-5010-007B22.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

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RESOLUTION NO:

CASE NO:

ADOPTED:

RE: RESOLUTION TERMINATING, CREATING AND CONTINUING VARIOUS OFFICES, POSITIONS AND OCCUPATIONS IN THE TOWN GOVERNMENT OF THE TOWN OF HEMPSTEAD, NASSAU COUNTY, NEW YORK, AND FIXING THE COMPENSATION AND SALARY TO BE PAID TO THE PERSONS OCCUPYING THE SAME.

WHEREAS, the Town Board of the Town of Hempstead has heretofore adopted resolutions staffing various offices, positions and occupations in the Town Government of the Town of Hempstead, Nassau County, New York, and fixing the compensation and salary to be paid to the persons occupying the same; and

WHEREAS, it is the decision of this board that all persons holding the various offices, positions and occupations, with the compensation for each such offices, positions and occupations be stated for the period commencing January 1, 2022, unless otherwise indicated;

NOW, THEREFORE, BE IT

RESOLVED, that there be adopted in the Town of Hempstead the staffing and terminating of offices, positions and occupations in the Town Government of the Town of Hempstead, with compensation and salary to be paid to the persons occupying the same as shown opposite each respective office, position and occupation as set forth on certain listing attached hereto and made part hereof, effective January 1, 2022, except as otherwise indicated therein, prepared on behalf of the Town Board, and filed in the office of the Town Clerk immediately upon the adoption hereof; and BE IT FURTHER

RESOLVED, that the services of said officers and employees shall be in accordance with the Civil Service Law of the State of New York and any other applicable laws, regulations or contracts; and BE IT FURTHER

RESOLVED, that any inconsistent provisions of previous resolutions referred to hereinabove shall be deemed to be superseded and of no further force and effect; and BE IT FURTHER

RESOLVED, that the staffing of offices, positions and occupations authorized herein shall continue until further resolutions of the Town Board modifying same.

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item # 81

Case # 7

Resolution – Amending Resolution No. -2022 Re: Various offices,
position & occupations in the Town Government of the Town of
Hempstead.

Item # 82

Case # 7

CASE NO. 30602

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 "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. 81-2021, Print No. 1 to amend the said Chapter 202 of the Code of the Town of Hempstead to include "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 January 25, 2022 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. 81-2021, Print No. 1, to amend Chapter 202 of the Code of the Town of Hempstead to include "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 #

83

Case #

30602

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 25th day of January, 2022, 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 "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BELLMORE
Section 202-15

SHERMAN AVENUE (TH 559/21) West Side -
15 MINUTE PARKING - starting at a point
40 feet south of the south curblineline of
North Jerusalem Road then south for a
distance of 60 feet.

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

Dated: January 11, 2022
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 "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 seventy one of two thousand twenty one is hereby amended by including therein "REGULATIONS AND RESTRICTIONS" to limit parking at the following locations:

BELLMORE
Section 202-15

SHERMAN AVENUE (TH 559/21) West Side – 15
MINUTE PARKING – starting at a point 40 feet south of the south curblineline of North Jerusalem Road then south for a distance of 60 feet.

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

CASE NO. 30603

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. 82-2021, 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 January 25, 2022, 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. 82-2021, 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 #

84

Case #

30603

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 25th day of January, 2022, 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:

ELMONT

LEHRER AVENUE (TH 575/21) West Side - NO STOPPING HERE TO CORNER - starting at the north curbline of Steele Street north for a distance of 25 feet.

LEHRER AVENUE (TH 575/21) West Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Steele Street south for a distance of 25 feet.

STEELE STREET (TH 575/21) North Side - NO STOPPING HERE TO CORNER - starting at the west curbline of Lehrer Avenue west for a distance of 30 feet.

STEELE STREET (TH 575/21) South Side - NO STOPPING HERE TO CORNER - starting at the west curbline of Lehrer Avenue west for a distance of 30 feet.

OCEANSIDE

FOXHURST ROAD (TH 570/21) South Side - NO STOPPING HERE TO CORNER - starting from the east curbline of Loftus Avenue east for a distance of 33 feet.

LOFTUS AVENUE (TH 570/21) East Side - NO STOPPING HERE TO CORNER - starting from the south curbline of Foxhurst Road south for a distance of 40 feet.

ROOSEVELT

BROOKSIDE AVENUE (TH 558/21) East Side - NO STOPPING HERE TO CORNER - starting at the south curbline of Cedar Street south for a distance of 25 feet.

BROOKSIDE AVENUE (TH 558/21) East Side
- NO STOPPING HERE TO CORNER - starting
at the north curbline of Cedar Street
north for a distance of 30 feet.

CEDAR STREET (TH 558/21) South Side -
NO STOPPING HERE TO CORNER - starting
at the east curbline of Brookside
Avenue east for a distance of 30 feet.

CEDAR STREET (TH 558/21) North Side -
NO STOPPING HERE TO CORNER - starting
at the east curbline of Brookside
Avenue east for a distance of 30 feet.

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

Dated: January 11, 2022
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 seventy two of two thousand twenty one is hereby amended by including therein "PARKING OR STANDING PROHIBITIONS" at the following locations:

ELMONT

LEHRER AVENUE (TH 575/21) West Side – NO STOPPING HERE TO CORNER – starting at the north curblines of Steele Street north for a distance of 25 feet.

LEHRER AVENUE (TH 575/21) West Side – NO STOPPING HERE TO CORNER – starting at the south curblines of Steele Street south for a distance of 25 feet.

STEELE STREET (TH 575/21) North Side – NO STOPPING HERE TO CORNER – starting at the west curblines of Lehrer Avenue west for a distance of 30 feet.

STEELE STREET (TH 575/21) South Side – NO STOPPING HERE TO CORNER – starting at the west curblines of Lehrer Avenue west for a distance of 30 feet.

OCEANSIDE

FOXHURST ROAD (TH 570/21) South Side – NO STOPPING HERE TO CORNER – starting from the east curblines of Loftus Avenue east for a distance of 33 feet.

LOFTUS AVENUE (TH 570/21) East Side – NO STOPPING HERE TO CORNER – starting from the south curblines of Foxhurst Road south for a distance of 40 feet.

ROOSEVELT

BROOKSIDE AVENUE (TH 558/21) East Side – NO STOPPING HERE TO CORNER – starting at the south curblines of Cedar Street south for a distance of 25 feet.

BROOKSIDE AVENUE (TH 558/21) East Side – NO STOPPING HERE TO CORNER – starting at the north curblines of Cedar Street north for a distance of 30 feet.

CEDAR STREET (TH 558/21) South Side – NO STOPPING HERE TO CORNER – starting at the east curblines of Brookside Avenue east for a distance of 30 feet.

CEDAR STREET (TH 558/21) North Side – NO STOPPING HERE TO CORNER – starting at the east curblines of Brookside Avenue east for a distance of 30 feet.

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

CASE NO. 30604

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. 83-2021, 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 January 25, 2022, 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. 83-2021, 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 #

85

Case #

30604

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 25th day of January, 2022, 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:

OCEANSIDE WEIDNER AVENUE (TH 553/21) STOP -
all traffic traveling eastbound on
Kresse Street shall come to a full
stop.

WANTAGH WOODSIDE DRIVE (TH 578/21) STOP -
all traffic traveling eastbound on
Terrace Road shall come to a full
stop.

WOODSIDE DRIVE (TH 578/21) STOP -
all traffic traveling eastbound on
Valley Road shall come to a full
stop.

WOODSIDE DRIVE (TH 578/21) STOP -
all traffic traveling westbound on
May Road shall come to a full stop.

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

Dated: January 25, 2022
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 seventy three of two thousand twenty one is hereby amended by including therein "ARTERIAL STOPS" at the following locations:

OCEANSIDE WEIDNER AVENUE (TH 553/21) STOP – all traffic traveling eastbound on Kresse Street shall come to a full stop.

WANTAGH WOODSIDE DRIVE (TH 578/21) STOP – all traffic traveling eastbound on Terrace Road shall come to a full stop.

WOODSIDE DRIVE (TH 578/21) STOP – all traffic traveling eastbound on Valley Road shall come to a full stop.

WOODSIDE DRIVE (TH 578/21) STOP – all traffic traveling westbound on May Road shall come to a full stop.

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

Adopted:

offered the following resolution and moved its adoption:

RESOLUTION CALLING A PUBLIC HEARING FOR THE PURPOSE OF ESTABLISHING AND 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.

WHEREAS, pursuant to Section 202-48 of the Code of the Town of Hempstead, the Town Board may, from time to time, hold public hearings to establish and set aside public places, streets or portions of streets within the Town as parking spaces for the sole and exclusive use of holders of valid special parking permits issued by the County of Nassau to physically handicapped persons;

NOW, THEREFORE BE IT

RESOLVED, that a public hearing be held in the Town Meeting Pavilion, Hempstead Town Hall, Washington Street, Hempstead, New York, on the 25th day of January, 2022, at 7:00 o'clock in the evening of that day, at which time all persons interested shall be heard on the establishment and setting aside of certain parking spaces for motor vehicles for the sole use of holders of special parking permits issued by the County of Nassau to physically handicapped persons at the following locations:

ELMONT

ESTELLE AVENUE - south side, starting at a point 15 feet east of the east curblineline of Stone Street, east for a distance of 20 feet.
(TH-554/21)

EMPORIA AVENUE - east side, starting at a point 197 feet south of the south curblineline of Atherton Avenue, south for a distance of 20 feet.
(TH-576/21)

GARDEN CITY SOUTH

YALE ROAD - east side, starting at a point 132 feet of the north of the north curblineline of Princeton Avenue, north for a distance of 16 feet.
TH-577/21)

ROOSEVELT

CEDAR STREET - south side, starting at a point 320 feet east of the east

Item # 86

Case # 21527

curbline of Brookside Avenue,
east for a distance of 20 feet.
(TH-558/21)

UNIONDALE

MARVIN AVENUE - west side, starting
at a point 77 feet south of the south
curbline of Gerald Street, south for a
distance of 20 feet.
(TH-436/21)

DECATUR STREET - south side, starting
at a point 240 feet west of the west
curbline of Emerson Street, west for
a distance of 20 feet.
(TH-551/21)

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

BELLMORE

BERGEN STREET - east side, starting at
a point 148 feet south of the south
curbline of Natta Boulevard, south for a
distance of 20 feet.
(TH-350/90 - 12/11/90) (TH-552/21)

; and, BE IT FURTHER

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

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

AYES:

NOES:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that pursuant to 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 25th day of January, 2022, 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:

OCEANSIDE WEIDNER AVENUE (TH 553/21) STOP -
all traffic traveling eastbound on
Kresse Street shall come to a full
stop.

WANTAGH WOODSIDE DRIVE (TH 578/21) STOP -
all traffic traveling eastbound on
Terrace Road shall come to a full
stop.

WOODSIDE DRIVE (TH 578/21) STOP -
all traffic traveling eastbound on
Valley Road shall come to a full
stop.

WOODSIDE DRIVE (TH 578/21) STOP -
all traffic traveling westbound on
May Road shall come to a full stop.

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

Dated: January 11, 2022
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 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 25th day of January, 2022, at 7:00 o'clock in the evening of that day, to consider the adoption of a resolution setting aside certain parking spaces for motor vehicles for the sole use of holders of special parking permits issued by the County of Nassau to physically handicapped persons at the following locations:

ELMONT

ESTELLE AVENUE - south side, starting at a point 15 feet east of the east curblineline of Stone Street, east for a distance of 20 feet.
(TH-554/21)

EMPORIA AVENUE - east side, starting at a point 197 feet south of the south curblineline of Atherton Avenue, south for a distance of 20 feet.
(TH-576/21)

GARDEN CITY SOUTH

YALE ROAD - east side, starting at a point 132 feet of the north of the north curblineline of Princeton Avenue, north for a distance of 16 feet.
TH-577/21)

ROOSEVELT

CEDAR STREET - south side, starting at a point 320 feet east of the east curblineline of Brookside Avenue, east for a distance of 20 feet.
(TH-558/21)

UNIONDALE

MARVIN AVENUE - west side, starting at a point 77 feet south of the south curblineline of Gerald Street, south for a distance of 20 feet.
(TH-436/21)

DECATUR STREET - south side, starting
at a point 240 feet west of the west
curbline of Emerson Street, west for
a distance of 20 feet.
(TH-551/21)

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

BELLMORE

BERGEN STREET - east side, starting at
a point 148 feet south of the south
curbline of Natta Boulevard, south for a
distance of 20 feet.
(TH-350/90 - 12/11/90) (TH-552/21)

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

Dated: January 11, 2022
Hempstead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF HEMPSTEAD

DONALD X. CLAVIN, JR.
Supervisor

KATE MURRAY
Town Clerk

CASE NO.

RESOLUTION NO.

RESOLUTION CALLING A PUBLIC HEARING ON THE
PETITION OF SDL BELLMORE, LLC FOR REZONING THE
PROPERTY AT BELLMORE, NEW YORK.

ADOPTED:

offered the following resolution and moved its
adoption:

RESOLVED, that a public hearing be held January 25,
2022 at 7:00 o'clock in the evening of that day in the Town
Meeting Pavilion, Hempstead Town hall, 1 Washington Street,
Hempstead, New York, to consider the application of SDL
BELLMORE, LLC. for a change of zoning district from
Residence B to Residence CA situated in Bellmore, New York,
and BE IT

FURTHER RESOLVED, that the Town Clerk be and hereby is
directed to publish notice thereof once at least ten (10)
days prior to date of hearing in Long Island Business News.

The foregoing resolution was adopted upon roll call as
follows:

AYES:

NOES:

Item #

87

Case #

30297

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, pursuant to the provisions of of the Building Zone Ordinance of the Town of Hempstead, that a public hearing will be held by the Town Board on January 25, 2022 at 7:00 o'clock in the evening 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 SDL BELLMORE ,LLC for a change of zoning district from Residence B to Residence CA situated in Bellmore, New York

A rectangular parcel located on the e/si of Bellmore Rd. approx.367.39's/of Linwood Ave. consisting of approx. 1.43 acres. situated in Bellmore, Town of Hempstead, County of Nassau, State of New York.

Maps pertaining to said proposal is on file with the application above mentioned in the office of the undersigned and may be viewed during office hours.

All persons interested in the subject matter will be given an opportunity to be heard at the time and place above designated.

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

DONALD X. CLAVIN JR.
SUPERVISOR

KATE MURRAY
TOWN CLERK

Dated:
Hempstead, N.Y.

CASE NO.

RESOLUTION NO.

RESOLUTION CALLING A PUBLIC HEARING ON THE APPLICATION OF VALLEY STREAM GREEN ACRES, LLC AND BJ'S WHOLESALE CLUB, INC. FOR PERMIT TO INCLUDE EXISTING GASOLINE SERVICE STATION WITHIN THE "GSS" DISTRICT AT VALLEY STREAM , NEW YORK.

ADOPTED:

offered the following resolution and moved its adoption:

RESOLVED, that a public hearing will be held January 25, 2022 at 7:00 o'clock in the evening of that day, in the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, to consider the application of VALLEY STREAM GREEN ACRES, LLC AND BJ'S WHOLESALE CLUB, INC. to include an existing gasoline service station and install three (3) storage tanks two(2) 20,000 gallon tanks and one (1) 24,000 gallons located in Valley Stream , New York, and BE IT

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

The foregoing resolution was adopted upon roll call as follows:

AYES:

NOES:

Item #

88

Case #

30421

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 January 25, 2022 at 7:00 o'clock in the evening of that day for the purpose of considering the application of VALLEY STREAM GREEN ACRES, LLC AND BJ'S WHOLESALE CLUB, INC. to include an existing gasoline service station and install three (3) storage tanks two (2) 20,000 gallon tanks and one (1) 24,000 gallons located in Valley Stream, New York, New York:

An irregular parcel of land located on the e/si of Green Acres Road west approx. 1,000+/-' south of Sunrise Highway in the unincorporated area of Valley Stream in New York, County of Nassau, State of New York

Maps pertaining to said proposal is on file with the application above mentioned in the office of the undersigned and may be viewed during office hours.

All persons interested in the subject matter will be given an opportunity to be heard at the time and place above designated.

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

DONALD X. CLAVIN JR.
SUPERVISOR

KATE MURRAY
TOWN CLERK

Dated: January 11, 2022
Hempstead, N.Y.

CASE NO.

RESOLUTION NO.

Adopted:

Senior Councilwoman Goosby offered the following resolution and moved its adoption by the Hempstead Town Board:

RESOLUTION AUTHORIZING THE PAYMENT OF ANNUAL MEMBERSHIP DUES FOR THE TOWN OF HEMPSTEAD TO THE ASSOCIATION OF TOWNS OF THE STATE OF NEW YORK

WHEREAS, the dues for the annual membership in the Association of Towns of the State of New York for the calendar year commencing on January 1, 2022 are \$1,950; and

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

WHEREAS, the Town of Hempstead Will be provided with training programs, continuing education, research and informational services, technical assistance, legal services, insurance programs and a variety of publications by membership in the Association; and

WHEREAS, the Association of Towns of the State of New York represents town government by providing advocacy in Albany to the State Legislature and Executive Chamber, monitors. state legislation and regulatory action, lobbies and presents initiatives solely on behalf of townships;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the provision of Section 116 of the Town Law of the State of New York, as amended, payment of the aforesaid dues for the 2022 calendar year to the Association of Towns of the State of New York, located at 150 State Street, Albany, New York, 12207, in the amount of \$1,950.00 is authorized; and BE IT FURTHER

RESOLVED, that these actual and necessary expenses in the total sum of no more than \$1,950.00 be paid pursuant to the provisions of Section 77-b of the General Municipal Law of the State of New York, be charged against and paid out of Minority Councilmatic District Account No. 010-001-1017-4230 in the sum of \$325.00 and Majority Councilmatic District Account No. 010-001-1018-4230 in the sum of \$1,625.00.

The foregoing resolution was adopted upon a roll call vote as follows:

AYES:

NOES:

Item # 89

Case # 1119

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-C and Assembly No. A3593-E; 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 #

90
Page 1 of 1

Case #

21397

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR MATTHEW CAPP,
CLERK LABORER, 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 Matthew Capp, Clerk Laborer, in the Department of General Services, be and hereby is increased to Grade 9, Step 13 (N), Salary Schedule D, \$81,275, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead effective January 12, 2022.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF JOSEPH CORIO AS CODE ENFORCEMENT OFFICER II, IN THE DEPARTMENT OF BUILDINGS, 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 Joseph Corio has passed the examination for the position of Code Enforcement Officer II, Civil Service List No. 77-327, and is eligible for appointment thereto, NOW, THEREFORE, BE IT

RESOLVED, that Joseph Corio, now serving as Code Enforcement Officer I, Competitive, Permanent, in the Department of Buildings, be and hereby is appointed Code Enforcement Officer II, Competitive, Permanent, Grade 22, Step 3 (D), \$79,108, from the civil service list, by the Acting Commissioner of the Department of Buildings and ratified by the Town Board of the Town of Hempstead effective December 7, 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 SCOTT GOLDMANN AS
CUSTODIAL WORKER 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 Scott Goldmann, now serving as Custodial Worker I, in the Department of General Services, Buildings and Grounds Division, be and hereby is appointed Custodial Worker II, Labor Class, Grade 14, Step 10 (K), Salary Schedule D, \$84,327, 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 January 12, 2022, 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: LEAVE OF ABSENCE FROM THE TITLE ADMINISTRATIVE OFFICER II; AND APPOINTMENT OF KAREN HOEFENKRIEG AS SECRETARY TO THE COMMISSIONER, DEPARTMENT OF BUILDINGS, IN THE DEPARTMENT OF BUILDINGS.

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

RESOLVED, that Karen Hoefenkrieg, Administrative Officer II, in the Department of Buildings, be and hereby is granted a one year leave of absence from her permanent position as Administrative Officer II, for a period of not more than one year beginning January 12, 2022.

FURTHER RESOLVED, THAT Karen Hoefenkrieg be and hereby is appointed Secretary to Commissioner, Department of Buildings, Exempt, Ungraded, at an annual salary of \$141,445, in the Department of Buildings, by the Acting Commissioner of the Department of Buildings and ratified by the Town Board of the Town of Hempstead effective January 12, 2022, 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 NAVJOT KAUR AS
RECEPTIONIST, IN THE DEPARTMENT OF
WATER.

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

RESOLVED, that Navjot Kaur, now serving as Community Research Assistant, in the Department of Water, be and hereby is appointed Receptionist; Non Competitive, Grade 9, Step 9 (J), Salary Schedule D, \$70,292, in the Department of Water, by the Commissioner of the Department of Water and ratified by the Town Board of the Town of Hempstead effective January 12, 2022, 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 MANJIT KAUR AS
RECEPTIONIST, IN THE OFFICE OF THE TOWN
CLERK.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Manjit Kaur, now serving as Messenger, in the Office of the Town Clerk, be and hereby is appointed Receptionist, Non Competitive, Grade 9, Step 8 (I), Salary Schedule D, \$67,330, in the Office of the Town Clerk, by the Town Clerk and ratified by the Town Board of the Town of Hempstead, subject to full approval by the Town of Hempstead Civil Service Commission, effective January 12, 2022, 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 JACK LIBERT,
CHIEF OF STAFF, IN THE OFFICE OF THE
SUPERVISOR.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Jack Libert, Chief of Staff, in the Office of the Supervisor, be and hereby is increased to \$203,000, Ungraded, by the Supervisor of the Town of Hempstead, and ratified by the Town Board of the Town of Hempstead effective January 12, 2022.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: DEMOTION OF MAX MARTINEZ TO
RECYCLING WORKER I, IN THE
DEPARTMENT OF SANITATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Max Martinez, now serving as Recycling Worker II, in the Department of Sanitation, be and hereby is demoted to Recycling Worker I, Labor Class, Grade 10, Step 13 (N), \$82,277, by the Commissioner of the Department of Sanitation and ratified by the Town Board of the Town of Hempstead effective November 22, 2021, and BE IT

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: SALARY ADJUSTMENT FOR KATHLEEN MILONE, EXECUTIVE ASSISTANT TO THE SUPERVISOR, IN THE OFFICE OF THE SUPERVISOR.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Kathleen Milone, Executive Assistant to the Supervisor, in the Office of the Supervisor, be and hereby is increased to \$136,600, Ungraded, by the Supervisor of the Town of Hempstead, and ratified by the Town Board of the Town of Hempstead effective January 12, 2022.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: LEAVE OF ABSENCE FROM THE TITLE
OFFICE SERVICES ASSISTANT; AND
APPOINTMENT OF JOSEPH PATINO AS
ASSISTANT TO THE SUPERVISOR, IN THE
OFFICE OF THE SUPERVISOR.

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

RESOLVED, that Joseph Patino, Office Services Assistant, in the
Office of the Supervisor, be and hereby is granted a one year leave of absence from his permanent
position as Office Services Assistant, for a period of not more than one year beginning
January 12, 2022.

FURTHER RESOLVED, THAT Joseph Patino be an hereby is
appointed Assistant to the Supervisor, Exempt, Ungraded, at an annual salary of \$91,916, in the
Office of the Supervisor, by the Supervisor of the Town of Hempstead and ratified by the Town
Board of the Town of Hempstead effective January 12, 2022, 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 CAROL RENTA,
SECRETARY TO THE SUPERVISOR, IN THE
OFFICE OF THE SUPERVISOR.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that the annual salary for Carol Renta, Secretary to the Supervisor, in the Office of the Supervisor, be and hereby is increased to \$84,100, Ungraded, by the Supervisor of the Town of Hempstead, and ratified by the Town Board of the Town of Hempstead effective January 12, 2022.

AYES:

NOES:

RESOLUTION NO:

CASE NO:

ADOPTED:

RE: APPOINTMENT OF BENJAMIN SHANLEY AS
RECEPTIONIST, IN THE DEPARTMENT OF
INFORMATION AND TECHNOLOGY.

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

WHEREAS, Benjamin Shanley has resigned his position as Security Aide,
in the Department of Public Safety, NOW, BE IT

RESOLVED, that Benjamin Shanley be and hereby is appointed
Receptionist, Non Competitive, Grade 9, Step 2 (C), Salary Schedule D, \$49,857, in the Department
of Information and Technology, by the Commissioner of the Department of Information and Technology
and ratified by the Town Board of the Town of Hempstead, subject to full approval by the Town of
Hempstead Civil Service Commission, effective January 12, 2022 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 JAMIE ANN TAYLOR AS
RECEPTIONIST IN THE DEPARTMENT OF
GENERAL SERVICES, ADMINISTRATION.

On motion made by

the following resolution was adopted upon roll call:

RESOLVED, that Jamie Ann Taylor be and hereby is appointed Receptionist, Non Competitive, Grade 9, Start Step (A), Salary Schedule E, \$44,134, in the Department of General Services, Administration, by the Commissioner of the Department of General Services and ratified by the Town Board of the Town of Hempstead, subject to satisfactory completion of pre-employment criteria, effective January 18, 2022 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:

1/11/2022

In addition there are (3) Three Resolutions for various types of Leaves of Absence.