# STATED TOWN BOARD MEETING

#### MAY 9, 2023

The Town Board of the Town of Hempstead, New York, met at the Town Meeting Pavilion, Hempstead Town Hall, 1 Washington Street, Hempstead, New York, on Tuesday, May 9, 2023 at 10:30 P.M.

Roll was called: PRESENT:

CHRISTOPHER CARINI, DENNIS DUNNE, SR., DOROTHY L. GOOSBY, MELISSA L. MILLER,

THOMAS A. MUSCARELLA,

LAURA A. RYDER,

Members of the Town Board

Councilmember
Councilmember
Deputy Supervisor

Councilmember Councilmember

Councilmember

ABSENT:

DONALD X. CLAVIN, JR.,

Supervisor

ALSO PRESENT:

KATE MURRAY, SUSAN M. POKALSKY, JOHN L. MACCARONE, HON. JACK LIBERT, JOHN MASTROMARINO, JEANINE DRISCOLL, Town Clerk
Deputy Town Clerk
Town Attorney
Chief of Staff
Town Comptroller
Receiver of Taxes

Deputy Supervisor Goosby asked Councilmember Carini to lead the assemblage in the Pledge of Allegiance to our flag.

Councilmember Carini took an opportunity to announce that today starts the observation of Police Week in Washington D.C. stating that five hundred and fifty-six police officers will be added to the Memorial Wall on the 13<sup>th</sup> at the candlelight vigil, and thanked everyone who serves in Law Enforcement throughout the Town of Hempstead. The Councilmember also added that he would like to take a moment of silence for those being added to the wall and once again thanked everybody and all those who serve.

#### **PUBLIC HEARINGS**

# CASE NUMBERS & RESOLUTIONS

30895 566-2023 MI/MU Proposed Local Law Re: "REGULATIONS AND RESTRICTIONS" to limit parking in FRANKLIN SQUARE, NORTH LYNBROOK, ROOSEVELT, (NR) VALLEY STREAM, WEST HEMPSTEAD (To amend Chapter 202 of the Code of the Town of Hempstead)

APPEARANCES:

NONE

No one wishing to be heard on subject matter, it was

On motion of Councilmember Miller, seconded by Councilmember Muscarella, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 31-2023 ADOPTED, pursuant to Resolution No. 566-2023

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30896 567-2023 D/C Proposed Local Law Re: "PARKING OR STANDING PROHIBITIONS" in BALDWIN, EAST MEADOW, ELMONT, FRANKLIN SQUARE, INWOOD, MERRICK, NORTH LYNBROOK, OCEANSIDE, (NR) ROCKVILLE CENTRE, SEAFORD, WANTAGH, WEST HEMPSTEAD, WOODMERE (To amend Section 202-1 of the Code of the Town of Hempstead)

APPEARANCES:

NONE

No one wishing to be heard on subject matter, it was

On motion of Councilmember Dunne, seconded by Councilmember Carini, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 32-2023 ADOPTED, pursuant to Resolution No. 567-2023

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30897 568-2023 C/D

Proposed Local Law Re: "ARTERIAL STOPS" in BELLMORE, ELMONT, FRANKLIN SQUARE, LEVITTOWN, MERRICK, NORTH BELLMORE, SEAFORD (To amend Section 197-5 of the Code of the Town of Hempstead)

APPEARANCES:

**NONE** 

No one wishing to be heard on subject matter, it was

On motion of Councilmember Carini, seconded by Councilmember Dunne, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 33-2023 ADOPTED, pursuant to Resolution No. 568-2023

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21527 569-2023 R/C Proposed "HANDICAPPED PARKING ON PUBLIC STREETS" in BALDWIN, ELMONT, FRANKLIN SQUARE, INWOOD, ROOSEVELT, WANTAGH, WEST HEMPSTEAD (Grand Boulevard, McClure Avenue, Gotham Avenue, Madison Avenue, Mott Avenue, Macon Place, Charles Road, 8<sup>th</sup> Street, Benson Avenue)

APPEARANCES:

NONE

No one wishing to be heard on subject matter, it was

On motion of Councilmember Ryder, seconded by Councilmember Carini, and unanimously voted upon roll call that the public hearing be closed, and "Handicapped Parking on Public Streets" ADOPTED, pursuant to Resolution No. 569-2023

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Town Attorney Maccarone addressed the Deputy Supervisor and Town Board regarding public hearing Item No. 5, Case No's. 30665 and 30666, stating that after further discussions with members of the community he is recommending to the Board that the Urban Renewal Residence C District be removed from the Moratoria.

30665
30666
570-2023
MI/R

589-2023

590-2023

591-2023

592-2023

593-2023

Proposed Local Law Re: "EXTENDING THE TEMPORARY MORATORIA FOR AN ADDITIONAL YEAR IN THE TRANSIT-ORIENTED DEVELOPMENT (TOD) DISTRICT, NEIGHBORHOOD BUSINESS (NB) OVERLAY DISTRICT, AND RESIDENTIAL TOWNHOUSE/ROWHOUSE (TR) OVERLAY DISTRICT FOR NORTH LAWRENCE AND INWOOD, AND URBAN RENEWAL RESIDENCE C DISTRICT (URD-C)" (To amend Section 101-2 of Chapter 101 and to amend Chapter 101-A of the Code of the Town of Hempstead)

APPEARANCES:

Felix Procacci

No one else wishing to be heard on subject matter, it was

On motion of Councilmember Miller, seconded by Councilmember Ryder, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 34-2023 ADOPTED, pursuant to Resolution No. 570-2023

### ADJOURNED FROM APRIL 25, 2023

MOTION MADE BY COUNCILMEMBER MILLER AND SECONDED BY
COUNCILMEMBER RYDER TO AMEND PROPOSED LOCAL LAW TO
REMOVE URBAN RENEWAL RESIDENCE C DISTRICT (URD-C)
PORTION

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#### ADMINISTRATIVE CALENDAR

6542 Resolutions (15) – Ratifying and confirming the declaration of an emergency posed by the threat of imminent danger and authorizing special assessment regarding an open and abandoned one story masonry frame commercial buildings - DEPT. OF BUILDINGS (CIPCO BOARDING CO.) ELMONT (115-62 238th Street) 571-2023 ELMONT (142 Wellington Road) 572-2023 573-2023 (NR) ISLAND PARK (3915 Austin Boulevard) 574-2023 LAWRENCE (11 Bayview Avenue) 575-2023 LEVITTOWN (34 Tanager Lane) 576-2023 LEVITTOWN (52 Ranch Lane 577-2023 MERRICK (1685 Meadowbrook Road) 578-2023 OCEANSIDE (3254 Judith Lane) 579-2023 (NR) ROCKVILLE CENTRE (1259 Waterview Drive) 580-2023 ROOSEVELT (293 Washington Avenue) 581-2023 UNIONDALE (135 Marvin Avenue) 582-2023 WEST HEMPSTEAD (119 Stratford Road) 583-2023 WEST HEMPSTEAD (271 Hempstead Avenue) WEST HEMPSTEAD (751 Arthur Street) 584-2023 585-2023 WANTAGH (3694 Maxwell Drive) D/C APPEARANCES: Pearl Jacobs (Uniondale) 25843 Resolutions (12) - Granting, ratifying & confirming the applications for parade permits -586-2023 BALDWIN (BALDWIN CIVIC ASSOCIATION) 587-2023 BELLEROSE TERRACE (BELLEROSE FIRE DEPARTMENT) 588-2023 EAST MEADOW/UNIONDALE (THE LONG ISLAND MARATHON)

(NR) ISLAND PARK (THE VILLAGE OF ISLAND PARK)

MERRICK (FOREVER 9 THE ROBBIE LEVINE FOUNDATION)

**ELMONT (AMERICAN LEGION POST 1033)** 

INWOOD (SIACH YITZCHOK SCHOOL)

INWOOD (VFW POST 1582)

# CASE NO. 25843 - Continued

594-2023 595-2023 596-2023 597-2023 D/C	OCEANSIDE (JEWISH WAR VETERANS) SOUTH HEMPSTEAD (SOUTH HEMPSTEAD FIRE DEPARTMENT) UNIONDALE (UNIONDALE HIGH SCHOOL) WEST HEMPSTEAD (WEST HEMPSTEAD COMMUNITY SUPPORT ASSOCIATION)
20803 598-2023 D/C	Resolution - Authorizing acceptance of a bid for commercial building facade signs for the Commercial Rehabilitation Program of the Town of Hempstead - DEPT. OF PLANNING & ECONOMIC DEVELOPMENT (AMERICAN CLASSIC SIGNS)
20803 599-2023 D/C	Resolution – Authorizing an acceptance of a bid for exterior awnings supply and installation for the Commercial Rehabilitation Program of the Town of Hempstead - DEPT. OF PLANNING & ECONOMIC DEVELOPMENT (UNIVERSAL SIGNS AND SERVICE)
	APPEARANCES: Meta J. Mereday
20803 600-2023 D/C	Resolution – Authorizing an acceptance of a bid for electrical exterior lighting supply and installation for the Commercial Rehabilitation Program of the Town of Hempstead - DEPT. OF PLANNING & ECONOMIC DEVELOPMENT (DENIS O'REGAN ELECTRIC, INC.)
	APPEARANCES: Meta J. Mereday
16531 601-2023 D/C	Resolution – Authorizing an acceptance of Bid No. 15-2023 (PKADM04286) relating to rental of various size tents for the Summer 2023 Camp Anchor Season - DEPT. OF PARKS & RECREATION (NY TENT, LLC)
19741 602-2023 D/C	Resolution - Ratifying and affirming the prior execution of a contract for the construction of a new "Cart Barn" building at Lido Golf Course – LIDO BEACH - DEPT. OF PARKS & RECREATION (BLUESCOPE CONSTRUCTION, INC.)
29254 603-2023 D/C	Resolution - Authorizing reimbursement of fees to Jacqueline Onorato Personnel Office Clerk to become a commissioned and certified notary public - DEPT. OF PARKS & RECREATION (JACQUELINE ONORATO)
3003 604-2023 D/C	Resolution - Authorizing payment of annual membership dues to the International Code Council for the Town of Hempstead Department of Buildings to maintain its membership — DEPT. OF BUILDINGS (INTERNATIONAL CODE COUNCIL)
9740 605-2023 D/C	Resolution – Declaring equipment obsolete and authorizing disposal thereof – DEPT. OF BUILDINGS
9740 606-2023 D/C	Resolution - Authorizing a proposal to provide interactive, cloud-based software for utilization by the town residents and property owners that facilitates in-home interaction with the Department of Buildings as to permitting licensing and code enforcement - DEPT. OF BUILDINGS (OPENGOV, INC.)

21943 607-2023 D/C	Resolution - Authorizing the Town of Hempstead to accept a donation in the amount of \$5,000.00 from Lola Production, Inc DEPT. OF PARKS & RECREATION (LOLA PRODUCTION, INC.)
21943 608-2023 D/C	Resolution - Ratifying and affirming the prior acceptance of a donation of three (3) trees from John Spagnoli - DEPT. OF PARKS & RECREATION (JOHN SPAGNOLI)
14301 609-2023 D/C	Resolution - Authorizing an extension of professional services for the Proprietary Community Engagement and Content Management Software Solutions - DEPT. OF INFORMATION & TECHNOLOGY (CIVIC PLUS, LLC)
	APPEARANCES: Meta J. Mereday
198 610-2023 D/C	Resolution - Authorizing the award of a bid for the reconstruction of Parking Field L-5 - LEVITTOWN - DEPT. OF ENGINEERING (ROADWORK AHEAD, INC.) PW # 07-23
4724 611-2023 612-2023 613-2023 D/C	Resolutions (3) - Authorizing the Town Clerk to dispose of certain records in the Office of the Town Clerk – TOWN OF HEMPSTEAD
20915	Resolutions (4) – Granting, ratifying & confirming the applications for use of Town of Hempstead Parking Fields –
614-2023 615-2023 616-2023 617-2023 D/C	FRANKLIN SQUARE [FS-1] (RESCUING FAMILIES, INC.) MERRICK [M-5] (MERRICK CHAMBER OF COMMERCE) SEAFORD [S-5] (LIGA DE JUSTICIA FOUNDATION) WANTAGH [WA-1, WA-3 AND W-11] (KIWANIS CLUB OF WANTAGH)
30069 618-2023 D/C	Resolution - Extending time for Meadows at East Meadow, LLC to secure building permit(s) pursuant to Town Board Resolution No. 873-2021 - DEPT. OF BUILDINGS (MEADOWS AT EAST MEADOW, LLC)
27919 619-2023 D/C	Resolution - Extending time for Conklin Estates, LLC to secure building permit(s) pursuant to Town Board Resolution No. 598-2022 - DEPT. OF BUILDINGS (CONKLIN ESTATES, LLC)
30853 620-2023 D/C	Resolution - Granting an extension of time for Building Application #22-1211's permit issuance - DEPT. OF BUILDINGS (KEVIN MAHER on behalf of BRUCE DIGIOVANNI)
27490 621-2023 D/C	Resolution - Authorizing the Town Attorney to assign matters and otherwise retain outside counsel - TOWN OF HEMPSTEAD (BARBIERO, BISCH & O'CONNOR, LLP; BEE, READY, FISHBEIN, HATTER & DONOVAN, LLP; BERKMAN HENOCH; BISCEGLIE & ASSOCIATES, P.C.; BOND, SCHOENECK & KING; CASCONE & KLUEPFEL; CERTILMAN BALIN; CREEDON & GILL P.C.; CRUSER, MITCHELL, NOVITZ, SANCHEZ, GASTON & ZIMET, LLP; ANGELO A. DELLIGATTI; DEVITT SPELLMAN BARRETT, LLP; EUGENE KIRBY, FERENCIK, ESQ.; GERSTMAN SCHWARTZ, LLP; GUERCIO & GUERCIO, LLP; HARRAS, BLOOM & ARCHER, LLP; HARRIS BEACH, PLLC;

#### CASE NO. 27490 - Continued

HAWKINS, DELAFIELD & WOOD, LLP; INGERMAN SMITH, LLP; JACKSON LEWIS, P.C.; JASPAN SCHLESINGER, LLP; KENDRIC LAW GROUP, P.C.; CHARLES S. KOVIT, ESQ.; KUSHNICK PALLACI, PLLC; LAH LAW FIRM, LLP; LA REDDOLA, LESTER & ASSOCIATES, LLP; LASALLE, LASALLE & DWYER, PC; LEVENTHAL, MULLANEY & BLINKOFF, LLP; LEWIS, JOHS, AVALLONE, AVILES, LLP; MANNING & KASS, ELLROD, RAMIREZ, TRESTER, LLP; MAROUS LAW GROUP; MELTZER LIPPE; MESSINA PERILLO HILL; MILBER, MAKRIS, PLOUSADI & SEIDEN, LLP; MONTFORT, HEALY, MCGUIRE & SALLEY, LLP; MULHOLLAND, MINION, DAVEY, MCNIFF & BEYRER: PHILLIPS LYTLE, LLP; ROSENBERG, CALICA & BIRNEY, LLP; RUBIN, PATERNITI, GONZALEZ, RIZZO, KAUFMAN; THE RUSSELL FRIEDMAN LAW GROUP, LLP; SOKOLOFF STERN, LLP; TULLY, RINCKEY, KUHN, PLLC; WEST GROUP LAW, PLLC; WHITEMAN, OSTERMAN & HANNA, LLP; THE ZOGHLIN GROUP, PLLC)

1032	
622-2023	
D/C	

Resolution - Appointing George J. Wenk to the Town of Heinpstead Pluinbers' Examining Board - DEPT. OF BUILDINGS (GEORGE J. WENK)

10338 623-2023 D/C

Resolution - Requesting Legislation for "An Act granting retroactive Tier V Membership in the New York State and Local Employees Retirement System to Daniel Miller" - TOWN OF HEMPSTEAD (DANIEL MILLER)

13441 624-2023 D/C Resolution - Accepting a bid for the yearly requirements for Contract #32-2023, Part II, Charter Bus Transportation as per specifications – DEPT. OF SENIOR ENRICHMENT (INDEPENDENT COACH CORP.) Contract #32-2023

11572A 625-2023 D/C Resolution - Authorizing the award of a bid for the construction of electrical upgrades at the Perimeter Road Booster Station - ROOSEVELT FIELD WATER DISTRICT - DEPT. OF WATER (HINCK ELECTRICAL CONTRACTOR, INC.) PW#8-23

APPEARANCES:

Claudia Borecky; Pearl Jacobs; Patty Harris

11572A 626-2023 D/C Resolution - Authorizing the award of a bid for the construction of treatment upgrades for emerging contaminants at Roosevelt Field Wells 7, 11 and 12 - Plumbing Construction - ROOSEVELT FIELD WATER DISTRICT - DEPT. OF WATER (PHILIP ROSS INDUSTRIES, INC.) PW#4-23

APPEARANCES:

Claudia Borecky; Pearl Jacobs; Meta J. Mereday; Patty Harris

11572A 627-2023 D/C Resolution - Authorizing the award of a bid for the construction of treatment upgrades for emerging contaminants at Roosevelt Field Wells 7, 11 and 12 - General Construction - ROOSEVELT FIELD WATER DISTRICT - DEPT. OF WATER (WEB CONSTRUCTION CORP.) PW#2-23

APPEARANCES:

Claudia Borecky; Pearl Jacobs; Meta J. Mereday; Patty Harris 24883 Resolution - Authorizing acceptance of contract for chemicals for the various 628-2023 swimming pools in the Department of Parks & Recreation - DEPT. OF D/C PARKS & RECREATION (TORTORELLA AUTOCHEM CORP. & TWIN COUNTY SWIMMING POOL MAINTENANCE & SUPPLY CO., INC.) Contract # 34-2023 30905 Resolution - Adopting a S.E.Q.R. negative declaration and determination of 629-2023 non-significance in connection with an application for a site plan approval for D/C a parcel of land located at 75 Rogers Avenue in INWOOD – DEPT. OF CONSERVATION & WATERWAYS (INWOOD 41, LLC & INWOOD 175, LLC) APPEARANCES: Meta J. Mereday 30905 Resolution – Approving Overall Layout Site Plan submitted by Bohler 630-2023 Engineering on behalf of Inwood 41, LLC and Inwood 175, LLC in D/C connection with Building Application #22-1984 for the construction of a onestory warehouse building with office space, including associated site improvements, located on the s/w/c of Roger Avenue and Gates Avenue -INWOOD - DEPT. OF BUILDINGS (INWOOD 41, LLC & INWOOD 175, LLC) APPEARANCES: Meta J. Mereday Town Attorney Maccarone asked for a two-minute recess which was granted by Deputy Supervisor Goosby 24592 Resolution - Appointing Ella Stevens to the South Nassau Water Authority 631-2023 District - SOUTH NASSAU WATER AUTHORITY DISTRICT (ELLA D/C STEVENS) 7 Resolution – Amending Resolution No. 103-2023 Re: Various offices positions & occupations in the Town Government of the Town of Hempstead 30646 632/1-2023 ALFANO, CHRISTIAN (OFFICE OF THE RECEIVER OF TAXES) 30906 632/2-2023 BEHRENS, PATRICK (DEPARTMENT OF HIGHWAY) 30296 632/3-2023 BJORNEBY, SARALYN (OFFICE OF THE RECEIVER OF TAXES) 30907 632/4-2023 CAMPAGNA, ITALO (DEPARTMENT OF GENERAL SERVICES, Cemetery Division) 28338 632/5-2023 CARBONE, ANDREW (DEPARTMENT OF HIGHWAY) 28590 632/6-2023 COOK, CARY (DEPARTMENT OF SANITATION) 30561 632/7-2023 DAVISON, JOHN (DEPARTMENT OF SANITATION) 30256 632/8-2023 FARRELL, ERIN (OFFICE OF THE RECEIVER OF TAXES) 30077 632/9-2023 FERNANDO, SAMANTHA (DEPARTMENT OF SENIOR ENRICHMENT) 30271 632/10-2023 HANNA, JOHN (DEPARTMENT OF GENERAL SERVICES, Administration) 28630 HARTOFILIS, JACK (DEPARTMENT OF PUBLIC SAFETY) 632/11-2023 24225

MANARA, FRANK (DEPARTMENT OF HIGHWAY)

632/12-2023

# CASE NO. VARIOUS - Continued

	Child in the control of the control
30221 632/13-2023	O'DONNELL, KATHLEEN (DEPARTMENT OF GENERAL SERVICES, Administration)
30402 632/14-2023	PETERSON, MICHELE (DEPARTMENT OF SANITATION)
30273 632/15-2023 29512	RAGANO, JOHN (OFFICE OF THE TOWN COMPTROLLER)
632/16-2023 30908	ROBINSON, NICOLE (OFFICE OF THE TOWN CLERK)
632/17-2023	SCAMMACCA, ZACHARY (DEPARTMENT OF PARKS & RECREATION)
30909 632/18-2023	SPAULDING, GREGG (DEPARTMENT OF PARKS & RECREATION)
30910 632/19-2023	WICELINSKI, MICHAEL (DEPARTMENT OF PARKS & RECREATION)
30911 632/20-2023 30693	WRIGHT, JANET (OFFICE OF THE TOWN BOARD)
632/21-2023 D/C	WIDMAN, NANCY (DEPARTMENT OF PARKS & RECREATION)
30901 633-2023 D/C	Resolution Calling for a Public Hearing on MAY 23, 2023 Proposed Local Law Re: "REGULATIONS AND RESTRICTIONS" to limit parking in GARDEN CITY SOUTH & OCEANSIDE (To amend Chapter 202 of the Code of the Town of Hempstead)
30902 634-2023 D/C	Resolution Calling for a Public Hearing on MAY 23, 2023 Proposed Local Law Re: "PARKING OR STANDING PROHIBITIONS" in ELMONT, MERRICK, NORTH MERRICK, & SEAFORD (To amend Section 202-1 of the Code of the Town of Hempstead)
30903 635-2023 D/C	Resolution Calling for a Public Hearing on MAY 23, 2023 Proposed Local Law Re: "ARTERIAL STOPS" in BALDWIN, (NR) EAST ROCKAWAY, LEVITTOWN, OCEANSIDE, & WOODMERE (To amend Section 197-5 of the Code of the Town of Hempstead)
30904 636-2023 D/C	Resolution Calling for a Public Hearing on MAY 23, 2023 Proposed Local Law Re: "TRAFFIC REGULATIONS IN THE VICINITY OF SCHOOLS" in OCEANSIDE (To amend Section 197-13 of the Code of the Town of Hempstead)
18920 637-2023 D/C	Resolution Calling for a Public Hearing on MAY 23, 2023 Proposed Local Law Re: "BUS STOPS" in MERRICK (To amend Section 202-52 of the Code of the Town of Hempstead)
21527 638-2023 D/C	Resolution Calling for a Public Hearing on MAY 23, 2023 Proposed "HANDICAPPED PARKING ON PUBLIC STREETS" in BELLEROSE TERRACE, EAST MEADOW, ELMONT, GARDEN CITY SOUTH, & ROOSEVELT (238th Street, 8th Street, Hill Avenue, 238th Street, Euston Road South, Delisle Avenue)
12362 639-2023 D/C	Resolution Calling for a Public Hearing on MAY 23, 2023 Proposed contracts for fire protection services in the NORTH LYNBROOK FIRE PROTECTION DISTRICT (INCORPORATED VILLAGE OF MALVERNE)

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12362 640-2023 D/C Resolution Calling for a Public Hearing on MAY 23, 2023

Proposed contracts for fire protection services in the NORTHWEST MALVERNE FIRE PROTECTION DISTRICT (INCORPORATED

VILLAGE OF MALVERNE)

4160A 641-2023 Resolution Calling for a Public Hearing on MAY 23, 2023

Proposed Increase & Improvement of the FRANKLIN SQUARE WATER

D/C DISTRICT

No further business to come before the Board, it was on motion of Councilmember Dunne, seconded by Councilmember Ryder, and unanimously voted upon roll call that the meeting be ADJOURNED.

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