

STATED TOWN BOARD MEETING

OCTOBER 3, 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, October 3, 2023, at 10:30 A.M.

Roll was called: PRESENT:	DONALD X. CLAVIN, JR., CHRISTOPHER CARINI, DENNIS DUNNE, SR., DOROTHY L. GOOSBY, MELISSA L. MILLER, THOMAS A. MUSCARELLA, LAURA A. RYDER, Members of the Town Board	Supervisor Councilmember Councilmember Deputy Supervisor Councilmember Councilmember Councilmember
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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
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Supervisor Clavin asked Councilmember Ryder to lead the assemblage in the Pledge of Allegiance to our flag.

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PUBLIC HEARINGS

CASE NUMBERS
& RESOLUTIONS

30977 1119-2023 MI/MU	Proposed Local Law Re: "REGULATIONS AND RESTRICTIONS" to limit parking in NORTH VALLEY STREAM - (To amend Chapter 202 of the Code of the Town of Hempstead)
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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. 73-2023 ADOPTED, pursuant to Resolution No. 1119-2023

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30978 1120-2023 D/R	Proposed Local Law Re: "PARKING OR STANDING PROHIBITIONS" in NORTH MERRICK, OCEANSIDE, & WOODMERE (To amend Section 202-1 of the Code of the Town of Hempstead)
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CASE NO. 30978 – PUBLIC HEARING – Continued

APPEARANCES: NONE

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

On motion of Councilmember Dunne, seconded by Councilmember Ryder, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 74-2023 ADOPTED, pursuant to Resolution No. 1120-2023

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30979
1121-2023
MI/R

Proposed Local Law Re: "ARTERIAL STOPS" in NORTH WOODMERE - (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 Miller, seconded by Councilmember Ryder, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 75-2023 ADOPTED, pursuant to Resolution No. 1121-2023

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30980
1122-2023
MU/G

Proposed Local Law Re: "U-TURNS PROHIBITED" in WEST HEMPSTEAD - (To amend Section 197-2 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 Muscarella, seconded by Deputy Supervisor Goosby, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 76-2023 ADOPTED, pursuant to Resolution No. 1122-2023

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18920
1123-2023
D/C

Proposed Local Law Re: "BUS STOPS" in EAST MEADOW & SEAFORD - To amend Section 202-52 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. 77-2023 ADOPTED, pursuant to Resolution No. 1123-2023

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18920
1124-2023
D/C

Proposed Local Law Re: "FIRE ZONES" in LEVITTOWN - (To amend Section 202-52 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. 78-2023 ADOPTED, pursuant to Resolution No. 1124-2023

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19565
1125-2023
MU/MI

Proposed Local Law Re: "SCHOOL SPEED LIMITS" in WEST HEMPSTEAD - (To amend Chapter 190 of the Code of the Town of Hempstead, by the insertion of a location into Section 190-4 subdivision "A" in relation to a 20-mph School Speed Limit, 7AM to 6 PM School Days)

APPEARANCES: NONE

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

On motion of Councilmember Muscarella, seconded by Councilmember Miller, and unanimously voted upon roll call that the public hearing be closed, and Local Law No. 79-2023 ADOPTED, pursuant to Resolution No. 1125-2023

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21527
1126-2023
G/MI

Proposed "HANDICAPPED PARKING ON PUBLIC STREETS" in – BALDWIN, ELMONT, FRANKLIN SQUARE, & MERRICK - (Bertha Drive, 238th Street, Louis Avenue, Sterling Road, Adele Court, Grange Street, Craft Avenue, Wynsum Avenue)

APPEARANCES: NONE

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

On motion of Deputy Supervisor Goosby, seconded by Councilmember Miller, and unanimously voted upon roll call that the public hearing be closed, and "Handicapped Parking on Public Streets" ADOPTED, pursuant to Resolution No. 1126-2023

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30966
DEC. RES.
C/G

To consider the application of Baldwin G2D Development in the Baldwin Mixed-Use Zoning Overlay District (B-MX) of the Building Zone Ordinance - TOWN OF HEMPSTEAD

APPEARANCES: Jeanette Green; Rhonda Eisenberg; Eric Alexander; Thomas Salvatore; Michele Oder; Eric Stutz; Kelli Duggan; Diane Madden; Gina Rodway; Anne Calvo; Karen Montalbano, Government Liaison for the Baldwin Civic Association

CASE NO. 30966 - PUBLIC HEARING - Continued

FOR THE APPLICANT: Gregory Alvarez, Amato Law Group; Zachary Chaplin, Stonefield Engineering & Design; Amanda LaRossa, Stonefield Engineering & Design, Traffic & Parking Consultant; Thomas Ricci Stonefield Engineering & Design Planning Consultant

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

On motion of Councilmember Carini, seconded by Deputy Supervisor Goosby and unanimously voted upon roll call that the public hearing be closed, and DECISION RESERVED

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5035
DEC. RES.
MI/R

Application of **AB MALVERNE, LLC** for a variance from the provisions of the "GSS" Ordinance to operate self-service at an existing service station and operate a convenience store, demolish existing gasoline service station, to construct a one- story 26' x 46' convenience store install fuel dispensing pumps, construct overhead canopy over three (3) pump islands, other associated site improvements including grading, landscaping, paving, parking, curbing, and lighting, and to modify and rescind existing Restrictive Covenants in order to modify a previously approved site plan – (NR) **MALVERNE** - n/w/c Hempstead Ave. & Morris Ave.

APPEARANCES: Felix Procacci; Mayor Sullivan of the Incorporated Village of Malverne; Christopher Cereni;

FOR THE APPLICANT: Kevin O'Brien, O'Brien Law P.C.

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 DECISION RESERVED

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ADMINISTRATIVE CALENDAR

25843 Resolutions (9) - Granting, ratifying & confirming the applications for parade permits –

- I127-2323 BALDWIN (BALDWIN CIVIC ASSOCIATION)
 - 1128-2023 EAST MEADOW (PARKWAY ELEMENTARY SCHOOL)
 - 1129-2023 ELMONT (ELMONT MEMORIAL HIGH SCHOOL)
 - 1130-2023 ELMONT (FATIMA MASJID, NOORI ISLAMIC CENTER)
 - 1131-2023 (NR) MALVERNE (MALVERNE HIGH SCHOOL)
 - 1132-2023 UNIONDALE (ACADEMY CHARTER SCHOOL)
 - 1133-2023 (NR) VALLEY STREAM & ELMONT (HAITI RELIEF EFFORT)
 - 1134-2023 (NR) WESTBURY (W.T. CLARKE HIGH SCHOOL)
 - 1135-2023 WEST HEMPSTEAD (WEST HEMPSTEAD UFSD)
- G/D

- 13584
1136-2023
G/D
Resolution - Approving a contract authorizing a grant for youth services - DEPT. OF PLANNING & ECONOMIC DEVELOPMENT (NEW HORIZON COUNSELING CENTER INC.)
- 13584
1137-2023
G/D
Resolution - Approving a contract authorizing a grant for youth services - DEPT. OF PLANNING & ECONOMIC DEVELOPMENT (BIG BROTHERS BIG SISTERS OF LONG ISLAND, INC.)
- 235
1138-2023
G/D
Resolution - Authorizing the assignment of a Bay House Lease for the premises located at the Northwest Side of South Crow Island and Race Horse Channel (Bay House No. 954) in accordance with Section 4F of Chapter 164 of the Code of the Town of Hempstead - DEPT. OF CONSERVATION & WATERWAYS (CHRISTINE METZ)
- 13671
1139-2023
G/D
Resolution - Authorizing Intelli-Tec Security Services to provide the maintenance and servicing of the Town's access control and I.D. Badging System at all Town of Hempstead facilities - DEPT. OF PUBLIC SAFETY
- 21646
1140
G/D
Resolution - Authorizing the Town of Hempstead to waive the adoption fees, and rabies vaccination fees on dogs and cats during the "Pet Adoption Fair and Rabies Shot Program" on Saturday, October 7, 2023 - DEPT. OF GENERAL SERVICES, ANIMAL SHELTER & CONTROL DIVISION
- 20915
Resolutions (5) - Ratifying, confirming & granting permission for use of Town of Hempstead Parking Fields -
- 1141-2023
1142-2023
1143-2023
1144-2023
1145-2023
G/D
BALDWIN [BA-9] (BALDWIN CHAMBER OF COMMERCE)
FRANKLIN SQUARE [FS-1] (RESCUING FAMILIES, INC.)
FRANKLIN SQUARE [FS-3] (KIWANIS CLUB OF FRANKLIN SQUARE)
FRANKLIN SQUARE [FS-10] (MORTON CIVIC ASSOCIATION, INC.)
WOODMERE [W-3] (WOODMERE FIRE DEPARTMENT)
- 28692
1146-2023
G/D
Resolution - Authorizing the award of a bid for the roadway improvements of Lincoln Avenue, Willet Place and East Centennial Avenue - ROOSEVELT - DEPT. OF GENERAL SERVICES (MACEDO CONTRACTING SERVICES, INC.) PW# 27-23
- 18675
1147-2023
G/D
Resolution - Authorizing the Town of Hempstead to enter into an agreement with the County of Nassau for the purpose of undertaking a Community Development Program under Title 1 of the Housing and Community Development Act of 1974, as amended, for the 49th Program Year, with effective date September 1, 2023 - DEPT. OF PLANNING & ECONOMIC DEVELOPMENT (TOWN OF HEMPSTEAD & COUNTY OF NASSAU)
- 29734
1148-2023
G/D
Resolution - Authorizing the award of TOH Contract #56-2023 for yearly requirements for: Street and Area Lighting Equipment - DIVISION OF PURCHASING (SENTRY ELECTRIC, LLC; WESCO; KELLY & HAYES; CITY ENERGY SERVICES; ROMAN STONE CONSTRUCTION CO.; CONSERVE LIGHTING & ELECTRICAL; RYTHER PURDY LUMBER CO, INC.) Contract #56-2023

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- 29735
1149-2023
G/D
Resolution - Authorizing acceptance of the bid of Eagle Control for yearly requirements for the inspection and repair of pumping equipment at wells - DEPT. OF WATER (EAGLE CONTROL CORP.) Contract #73-2023
- 9117
1150-2023
G/D
Resolution - Authorizing the redemption of certain outstanding Public Improvement (Serial) Bonds 2015 of the Town of Hempstead and directing notice be given – TOWN OF HEMPSTEAD
- 29910
1151-2023
G/D
Resolution - Ratifying and affirming the retention of Unistar Five for the musical performance of “Hokis Pokis” at the Town’s 2023 Grand Finale Car Show - POINT LOOKOUT - DEPT. OF PARKS & RECREATION (UNISTAR FIVE)
- 11377
1152-2023
G/D
Resolution - Ratifying and affirming the payment of a temporary event sponsor application fee - DEPT. OF PARKS & RECREATION (NASSAU COUNTY DEPARTMENT OF HEALTH)
- 30759
1153-2023
G/D
Resolution - Authorizing reimbursement of necessary and reasonable travel and meals expenses for Door employees to attend the (Employment and Training Administration (ETA) Vision 2030: Investing in America’s Workforce Convening - DEPT. OF OCCUPATIONAL RESOURCES (D.O.O.R) (ELIZABETH AJASIN & YVONNE MORRISSEY)
- 30139
1154-2023
G/D
Resolution – Amending Resolution No. 1249-2019 which authorized the professional services of P.W. Grosser Consulting Engineer & Hydrogeologist, P.C. and related to treatment system design and related upgrades for 1,4 dioxane treatment design for East Meadow Wells 1 and 3 – EAST MEADOW WATER DISTRICT - DEPT. OF WATER (P.W. GROSSER CONSULTING ENGINEER & HYDROGEOLOGIST, P.C.)
- 11572-A
1155-2023
G/D
Resolution - Awarding Contract # 41-2023 for rental for Temporary Booster Pump Station in the Roosevelt Field Water District - DEPT. OF WATER (PHILIP ROSS INDUSTRIES, INC.)
- 28692
1156-2023
G/D
Resolution - Authorizing the award of a bid for the roadway improvements of Joann Court, Neptune Avenue, Park Avenue – OCEANSIDE & Willow Street SOUTH HEMPSTEAD - DEPARTMENT OF ENGINEERING (METRO PAVING, LLC) PW# 31-23
- 1147
1157-2023
G/D
Resolution - Authorizing the Supervisor to transfer funds from various appropriations, revenues, and fund balances to other various appropriations and revenues - TOWN OF HEMPSTEAD
- 11046
1158-2023
G/D
Resolution - Authorizing the ratification and affirmation of various instructor agreements in conjunction with the Department of Parks & Recreation “2023 Fall/Winter Fitness and Sports Programs” - DEPT. OF PARKS & RECREATION
- 10889
1159-2023
G/D
Resolution – Authorizing the Town Attorney’s office to settle claim – TOWN OF HEMPSTEAD (ANIBAL RODRIGUEZ)

- 7 Resolution - Amending Resolution No. 103-2023 Re: Various offices positions & occupations in the Town Government of the Town of Hempstead
- 28501
1160/1-2023 COHEN, ANTOINETTE (DEPARTMENT OF WATER)
23762
- 1160/2-2023 CROKER, WILLIAM (DEPARTMENT OF SANITATION)
26374
- 1160/3-2023 DOHERTY, JOHN (DEPARTMENT OF HIGHWAY)
Rescind Resolution No. 1068/13-2023
- 30986
1160/4-2023 DONNELLY, ANDREW (DEPARTMENT OF SANITATION)
26899
- 1160/5-2023 FODER, LAWRENCE (OFFICE OF THE TOWN CLERK)
25457
- 1160/6-2023 KLETTNER, MICHAEL (DEPARTMENT OF PARKS & RECREATION)
26546
- 1160/7-2023 MEYER, MARK (DEPARTMENT OF PARKS & RECREATION)
27450
- 1160/8-2023 MINEO, LUCI (OFFICE OF THE TOWN ATTORNEY)
26313
- 1160/9-2023 MIRENDA, THOMAS (DEPARTMENT OF PARKS & RECREATION)
26752
- 1160/10-2023 MOUNSEY, BRIAN (DEPARTMENT OF CONSERVATION & WATERWAYS)
27284
- 1160/11-2023 PARMITER, RITA (OFFICE OF THE TOWN COMPTROLLER)
30272
- 1160/12-2023 PARRELLA, LISA (DEPARTMENT OF PARKS & RECREATION)
29904
- 1160/13-2023 PHILIPPOU, GEORGE (DEPARTMENT OF CONSERVATION & WATERWAYS)
30440
- 1160/14-2023 PISANI, ROBERT (DEPARTMENT OF HIGHWAY)
26911
- 1160/15-2023 POWERS, ELIZABETH (OFFICE OF THE TOWN CLERK)
30974
- 1160/16-2023 ZACHARIAS, CHRISTOPHER (DEPARTMENT OF SANITATION)
G/D
Amendment of Resolution No. 1063/38-2023
- 969 Resolution Calling for Public Hearings on OCTOBER 17, 2023
1161-2023 at 2:30 P.M. & 7:00 P.M. - Proposed Assessment Roll - GREATER
G/D ATLANTIC BEACH WATER RECLAMATION DISTRICT for fiscal year
commencing January 1, 2024
- 969 Resolution - Adopting Tentative Budget as Preliminary Budget &
1162-2023 Calling Public Hearings thereon for OCTOBER 17, 2023 at 2:30 P.M. & 7:00
G/D P.M. - TOWN OF HEMPSTEAD - for fiscal year commencing January 1,
2024
- 30981 Resolution Calling for a Public Hearing on NOVEMBER 21, 2023
1163-2023 Proposed Local Law Re: "REGULATIONS AND RESTRICTIONS" to limit
G/D parking in EAST MEADOW, LIDO BEACH, OCEANSIDE & UNIONDALE
(To amend Chapter 202 of the Code of the Town of Hempstead)
- 30982 Resolution Calling for a Public Hearing on NOVEMBER 21, 2023
1164-2023 Proposed Local Law Re: "PARKING OR STANDING PROHIBITIONS" in
G/D OCEANSIDE, ROOSEVELT & UNIONDALE - (To amend Section 202-1 of
the Code of the Town of Hempstead)

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30983 Resolution Calling for a Public Hearing on NOVEMBER 21, 2023
1165-2023 Proposed Local Law Re: "ARTERIAL STOPS" in BELLMORE, ELMONT,
G/D LIDO BEACH & SEAFORD - (To amend Section 197-5 of the Code of the
Town of Hempstead)

19829 Resolution Calling for a Public Hearing on NOVEMBER 21, 2023
1166-2023 Proposed Local Law Re: "GROSS WEIGHT RESTRICTIONS" in
G/D UNIONDALE - (To amend Section 192-1 of the Code of the Town of
Hempstead)

21527 Resolution Calling for a Public Hearing on NOVEMBER 21, 2023
1167-2023 Proposed "HANDICAPPED PARKING ON PUBLIC STREETS"
G/D in ELMONT (Hillsboro Avenue, Oakley Avenue, James Street)

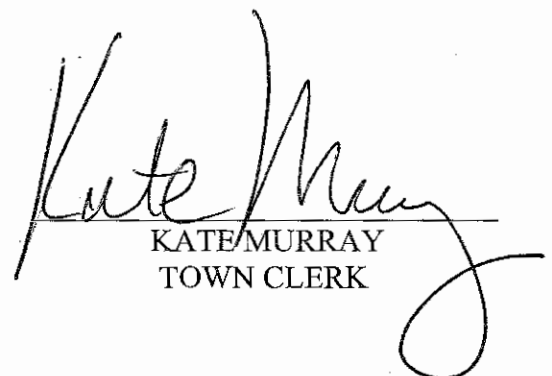
30984 Resolution Calling for a Public Hearing on NOVEMBER 21, 2023
1168-2023 To authorize a proposed site lease agreement between Dish Wireless, LLC and
G/D the Town of Hempstead for a term of sixty (60) months with four (4)
additional (5) year renewals, unless terminated sooner, to install, operate
maintain and manage a telecommunications facility on approximately 100
square feet of space on the real property located and known as 286 North
Wantagh Avenue, (NR) BETHPAGE, New York, Section 47, Block M,
Lot 217 on the tax map of the Town of Hempstead State, of New York,
Nassau County and to consider the designation of the Town Board of the
Town of Hempstead as the lead agency and review the lease under the State
Environmental Quality Review Law pursuant to 6 N.Y.C.R.R 617.7 at the
property - LEVITTOWN WATER DISTRICT (DISH WIRELESS, LLC)

30985 Resolution Calling for a Public Hearing on NOVEMBER 21, 2023
1169-2023 To authorize a proposed site lease agreement between Dish Wireless, LLC and
G/D the Town of Hempstead for a term of sixty (60) months with four (4)
additional (5) year renewals, unless terminated sooner, to install, operate
maintain and manage a telecommunications facility on approximately 113
square feet of space on the real property located and known as Hempstead
Boulevard, UNIONDALE, New York, Section 50, Block 262, Lot 34 on the
tax map of the Town of Hempstead State, of New York, Nassau County and to
consider the designation of the Town Board of the Town of Hempstead as the
lead agency and review the lease under the State Environmental Quality
Review Law pursuant to 6 N.Y.C.R.R 617.7 at the property – UNIONDALE
WATER DISTRICT (DISH WIRELESS, LLC)

30958 Resolution Calling for a Public Hearing on DECEMBER 5, 2023
30676 Pursuant to N.Y. Eminent Domain Procedure Law Article 2 regarding 434
1170-2023 Hempstead Turnpike - WEST HEMPSTEAD - TOWN OF HEMPSTEAD
G/D (CAPRI MOTOR INN)

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

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KATE MURRAY
TOWN CLERK

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